

**No. 21**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**94th Legislature**  
**REGULAR SESSION OF 2008**

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Senate Chamber, Lansing, Thursday, February 28, 2008.

10:00 a.m.

The Senate was called to order by the President pro tempore, Senator Randy Richardville.

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

Allen—present  
Anderson—present  
Barcia—present  
Basham—present  
Birkholz—present  
Bishop—present  
Brater—present  
Brown—present  
Cassis—present  
Cherry—present  
Clark-Coleman—present  
Clarke—present  
Cropsey—present

Garcia—present  
George—present  
Gilbert—present  
Gleason—present  
Hardiman—present  
Hunter—present  
Jacobs—present  
Jansen—present  
Jelinek—present  
Kahn—present  
Kuipers—present  
McManus—present  
Olshove—present

Pappageorge—present  
Patterson—present  
Prusi—present  
Richardville—present  
Sanborn—excused  
Schauer—present  
Scott—present  
Stamas—present  
Switalski—present  
Thomas—present  
Van Woerkom—present  
Whitmer—present

Pastor Kent Clark of Grace Centers of Hope of Grace Gospel Fellowship of Pontiac offered the following invocation:

Great Jehovah, sovereign in all things, Creator of the universe, God of Abraham, Isaac, and Jacob, Father of our Lord Jesus Christ, the Lord and Savior of poor sinners: We, together with the weeping prophet Jeremiah, do pray that though You have become a stranger in our land, as a man who has turned to stone who no longer speaks to us from Heaven, please forgive us our great national sin of outlawing You from this great land. Be not angry with this nation, we beset You. You have entrusted America with wondrous privileges. Forgive and have mercy upon our aggravated sin of asking You to leave us to ourselves. O God, the giver of every good and perfect gift, we acknowledge that without Your forming hand, America will soon degenerate into chaos.

May the policies of truth, character, morality, and values and righteousness once more be taken up in this land, and may there be a deep searching of heart, great thoughtfulness of the scriptures, reverence of God, and the principles of justice and peace.

May this land make another stride in onward progress, and out of it, may there be a gathering of people whom You have chosen who shall show forth Your praise. We acknowledge that You have ordained family and that family is the building block of a solid society; that the destruction of two-parent families are a Michigan tragedy. Restore our state families. We know that our citizens and our children can no longer afford to continue down this path.

We have taught our children that they are nothing more than the accidental formation of gas and dust; that there is no real purpose for their lives, and we have tried to pacify them with the multiplicity of material things. The forming hand of a society without God has fashioned them and now they crumble. They cannot cope with the pains of life without a Creator, a purpose, without significant meaning. Grant to us another opportunity to fill the emptiness, loneliness, and the love-deprived hearts of our children with Yourself.

Great Jehovah, I bring before You this morning America's greatest tragedy, the 800,000 foster care children in America and the 18,000 here in our state of Michigan—children who have never known permanence; never known the love of a mother or father. We know that You did not ordain the state to be parents. Raise up champions to care for these helpless little ones. You have said that true religion is to care for orphans and widows. Permit us not to call ourselves a religious nation while these little ones are being abused, neglected, and unloved. For the children of Michigan and this nation, let them not become tomorrow's dropouts, drug users, and criminals.

We ask that mankind be emancipated from the blindness of bigotry and from the cruelties of intolerance.

We thank You for the opportunity to be servants of others, volunteers, and contributors.

For the men and women in the Armed Forces who serve this great nation, bless and protect them. Hold back the enemies of liberty.

Bless the members of this Senate who are giving their lives in service to represent the people of this great state. Help them to fix the structures which cause the casualties of a sick society. Keep us back from ruin. We know that a sparrow does not fall to the ground without Your notice, and we know that a nation cannot rise without Your aid.

God bless the state of Michigan and God bless America. Stand beside her and guide her through the night with a light from above. Amen.

The President pro tempore, Senator Richardville, led the members of the Senate in recital of the *Pledge of Allegiance*.

### **Motions and Communications**

Senator Thomas moved that Senators Schauer and Hunter be temporarily excused from today's session.  
The motion prevailed.

Senator Cropsey moved that Senators Jansen and Brown be temporarily excused from today's session.  
The motion prevailed.

Senator Cropsey moved that Senator Sanborn be excused from today's session.  
The motion prevailed.

Senator Cropsey moved that rule 3.902 be suspended to allow the guests of Senator Bishop admittance to the Senate floor, including the center aisle.

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

Senator Cropsey 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.

### Recess

Senator Cropsey moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 10:08 a.m.

10:20 a.m.

The Senate was called to order by the President pro tempore, Senator Richardville.

During the recess, Senator Bishop introduced the Men of Grace choir from Grace Centers of Hope of Grace Gospel Fellowship of Pontiac, who rendered musical selections, and presented Pastor Kent Clark with a Special Tribute.  
Pastor Clark responded briefly.

During the recess, Senators Jansen, Schauer, Hunter and Brown entered the Senate Chamber.

The following communications were received:  
Department of State

#### Administrative Rules Notices of Filing

February 27, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Agriculture, State Office of Administrative Hearings and Rules filed at 2:19 p.m. this date, administrative rule (08-02-02) for the Department of Agriculture, entitled "*Regulation No. 637, Pesticide Use.*" These rules take effect 7 days after filing with the Secretary of State.

February 27, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Labor and Economic Growth, State Office of Administrative Hearings and Rules filed at 2:21 p.m. this date, administrative rule (08-02-03) for the Department of Agriculture, entitled "*Workers' Compensation Health Care Services Rules.*" These rules take effect 7 days after filing with the Secretary of State.

Sincerely,  
Terri Lynn Land  
Secretary of State  
Robin Houston, Office Supervisor  
Office of the Great Seal

The communications were referred to the Secretary for record.

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, February 27:  
**House Bill Nos. 4380 4611 4612 4914 4915 4916 4917 4918 5041 5467 5554 5555 5556 5609**

The Secretary announced that the following official bills were printed on Wednesday, February 27, and are available at the legislative website:

**Senate Bill Nos. 1135 1136**  
**House Bill Nos. 5793 5794 5795 5796 5797 5798 5799 5800 5801 5802 5803 5804 5805 5806**  
**5807 5808 5809 5810 5811 5812 5813 5814 5815 5816 5817 5818 5819 5820**

By unanimous consent the Senate proceeded to the order of  
**Messages from the House**

Senator Cropsey moved that consideration of the following bills be postponed for today:

**Senate Bill No. 53**  
**House Bill No. 4120**  
**Senate Bill No. 511**  
**House Bill No. 4507**

**Senate Bill No. 388**  
**Senate Bill No. 868**  
 The motion prevailed.

The following message was received and read:  
 Office of the Speaker of the House

February 27, 2008

Pursuant to Sec. 223 of the DNR budget, I hereby appoint Representatives Lahti and Gillard to the joint House and Senate workgroup to develop recommendations for long-term funding for the Department of Natural Resources.

Please call Sarah Triplett in my office with any questions or concerns at (517) 373-1865.

Sincerely,  
 Andy Dillon, Speaker  
 Michigan House of Representatives

The message was referred to the Secretary for record.

**Senate Bill No. 654, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1, 1a, and 2 (MCL 28.291, 28.291a, and 28.292), sections 1 and 2 as amended by 2005 PA 143 and section 1a as added by 1997 PA 99.

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

The House of Representatives has passed the bill as substituted (H-1) and ordered that it be given immediate effect.

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

Senator Cropsey 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. 92**

**Yeas—37**

Allen	Clark-Coleman	Jacobs	Prusi
Anderson	Clarke	Jansen	Richardville
Barcia	Cropsey	Jelinek	Schauer
Basham	Garcia	Kahn	Scott
Birkholz	George	Kuipers	Stamas
Bishop	Gilbert	McManus	Switalski
Brater	Gleason	Olshove	Thomas
Brown	Hardiman	Pappageorge	Van Woerkom
Cassis	Hunter	Patterson	Whitmer
Cherry			

**Nays—0**

**Excused—1**

Sanborn

**Not Voting—0**

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.  
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

**Senate Bill No. 966, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1a and 8 (MCL 28.291a and 28.298), as added by 1997 PA 99, and by adding section 9a.

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 amended the title to read as follows:

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending section 8 (MCL 28.298), as added by 1997 PA 99 and by adding section 9a.

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

Senator Cropsey 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. 93**

**Yeas—37**

Allen	Clark-Coleman	Jacobs	Prusi
Anderson	Clarke	Jansen	Richardville
Barcia	Cropsey	Jelinek	Schauer
Basham	Garcia	Kahn	Scott
Birkholz	George	Kuipers	Stamas
Bishop	Gilbert	McManus	Switalski
Brater	Gleason	Olshove	Thomas
Brown	Hardiman	Pappageorge	Van Woerkom
Cassis	Hunter	Patterson	Whitmer
Cherry			

**Nays—0**

**Excused—1**

Sanborn

**Not Voting—0**

In The Chair: Richardville

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 title as amended.

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

**Senate Bill No. 206, entitled**

A bill to codify the laws regarding and to provide for county, township, city, and village planning; to provide for the creation, organization, powers, and duties of local planning commissions; to provide for the powers and duties of certain state and local governmental officers and agencies; to provide for the regulation and subdivision of land; and to repeal acts and parts of acts.

Substitute (H-2).

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. 94****Yeas—37**

Allen	Clark-Coleman	Jacobs	Prusi
Anderson	Clarke	Jansen	Richardville
Barcia	Cropsey	Jelinek	Schauer
Basham	Garcia	Kahn	Scott
Birkholz	George	Kuipers	Stamas
Bishop	Gilbert	McManus	Switalski
Brater	Gleason	Olshove	Thomas
Brown	Hardiman	Pappageorge	Van Woerkom
Cassis	Hunter	Patterson	Whitmer
Cherry			

**Nays—0****Excused—1**

Sanborn

**Not Voting—0**

In The Chair: Richardville

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

By unanimous consent the Senate proceeded to the order of

**Third Reading of Bills**

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

**House Bill No. 4220**

**Senate Bill No. 680**

**Senate Bill No. 1039**

The motion prevailed.

The following bill was read a third time:

**House Bill No. 4220, entitled**

A bill to amend 1978 PA 566, entitled "An act to encourage the faithful performance of official duties by certain public officers and public employees; to prescribe standards of conduct for certain public officers and public employees; to prohibit

the holding of incompatible public offices; and to provide certain judicial remedies,” by amending section 3 (MCL 15.183), as amended by 2004 PA 110.

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. 95****Yeas—37**

Allen	Clark-Coleman	Jacobs	Prusi
Anderson	Clarke	Jansen	Richardville
Barcia	Cropsey	Jelinek	Schauer
Basham	Garcia	Kahn	Scott
Birkholz	George	Kuipers	Stamas
Bishop	Gilbert	McManus	Switalski
Brater	Gleason	Olshove	Thomas
Brown	Hardiman	Pappageorge	Van Woerkom
Cassis	Hunter	Patterson	Whitmer
Cherry			

**Nays—0****Excused—1**

Sanborn

**Not Voting—0**

In The Chair: Richardville

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 title of the bill.

The following bill was read a third time:

**Senate Bill No. 680, entitled**

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending sections 6, 8d, and 9 (MCL 125.2686, 125.2688d, and 125.2689), section 6 as amended by 2006 PA 304, section 8d as amended by 2006 PA 93, and section 9 as amended by 2007 PA 186.

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. 96****Yeas—37**

Allen	Clark-Coleman	Jacobs	Prusi
Anderson	Clarke	Jansen	Richardville
Barcia	Cropsey	Jelinek	Schauer
Basham	Garcia	Kahn	Scott
Birkholz	George	Kuipers	Stamas
Bishop	Gilbert	McManus	Switalski
Brater	Gleason	Olshove	Thomas

Brown  
Cassis  
Cherry

Hardiman  
Hunter

Pappageorge  
Patterson

Van Woerkom  
Whitmer

**Nays—0**

**Excused—1**

Sanborn

**Not Voting—0**

In The Chair: Richardville

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 1039, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 641.

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. 97**

**Yeas—37**

Allen  
Anderson  
Barcia  
Basham  
Birkholz  
Bishop  
Brater  
Brown  
Cassis  
Cherry

Clark-Coleman  
Clarke  
Cropsey  
Garcia  
George  
Gilbert  
Gleason  
Hardiman  
Hunter

Jacobs  
Jansen  
Jelinek  
Kahn  
Kuipers  
McManus  
Olshove  
Pappageorge  
Patterson

Prusi  
Richardville  
Schauer  
Scott  
Stamas  
Switalski  
Thomas  
Van Woerkom  
Whitmer

**Nays—0**

**Excused—1**

Sanborn

**Not Voting—0**

In The Chair: Richardville

The Senate agreed to the title of the bill.



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

Senator Cropsey 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 pro tempore, Senator Richardville, designated Senator Basham as Chairperson.

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

**House Bill No. 5582, entitled**

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending section 203 (MCL 259.203), as amended by 2000 PA 404.

**House Bill No. 5583, entitled**

A bill to amend 2000 PA 403, entitled "Motor fuel tax act," by amending sections 30 and 94 (MCL 207.1030 and 207.1094), section 30 as amended by 2002 PA 668.

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

**Resolutions**

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

**Senate Concurrent Resolution No. 22**

The motion prevailed.

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

**Senate Resolution No. 152**

**Senate Resolution No. 153**

The resolution consent calendar was adopted.

Senators Basham and Olshove offered the following resolution:

**Senate Resolution No. 152.**

A memorial resolution honoring former UAW President Douglas Fraser for his enduring contributions to protecting the rights of American workers and their families.

Whereas, Douglas Fraser was born in Glasgow, Scotland, in 1916 and moved to Detroit, Michigan, when he was six years old; and

Whereas, Doug went to work at the Chrysler DeSoto automobile plant and soon joined the United Auto Workers (UAW) Union and was elected president of UAW Local 227 in 1944; and

Whereas, He worked with Walter Reuther, Richard Frankenstein, J.J. Kennedy, Bob Kanter, and members of the union's women auxiliary when they attempted to pass out leaflets to workers at Ford's Dearborn factory complex in 1937, during the Battle of the Overpass when Ford security guards attacked them; and

Whereas, Doug Fraser's astute negotiating and leadership skills led Walter Reuther to appoint him as his administrative assistant in 1950; and

Whereas, Doug served as co-director of UAW Region 1A and in 1962 became director of the union's Chrysler Department; and

Whereas, He served as vice president in 1970 and was elected president of the United Auto Workers Union from 1977 to 1983; and

Whereas, Doug helped to engineer the historic federal loan guarantees and the subsequent financial turnaround of Chrysler Corporation in 1979, saving the automaker from bankruptcy; and

Whereas, Mr. Fraser began a second career as a distinguished university professor of labor studies at Wayne State University and lecturer at Harvard University and Notre Dame; and

Whereas, In November 1997, as a fitting tribute to the man who always focused his career and energies on improving the economic and social well-being of working Americans, the College of Urban, Labor and Metropolitan Affairs at Wayne State University created the Douglas A. Fraser Center for Workplace Issues, housed at the Walter P. Reuther Library; and

Whereas, Doug Fraser, considered labor's statesman, passed away on February 23, 2008, at the age of 91 at Providence Hospital in Southfield, Michigan; now, therefore, be it

Resolved by the Senate, That we recognize Doug Fraser for his staunch support of the rights of American workers and their families and enthusiastic commitment to the United Auto Workers Union; and be it further

Resolved, That a copy of this resolution be transmitted to the family of Douglas Fraser as a token of our highest esteem.

Senators Allen, Barcia, Brater, Cassis, Cherry, Clark-Coleman, Clarke, Gleason, Hunter, Jacobs, Kahn, Pappageorge, Patterson, Prusi, Schauer, Scott, Switalski and Thomas were named co-sponsors of the resolution.

Senators Clark-Coleman, Whitmer, Clarke, Basham, Barcia, Gleason, Switalski, Jacobs, Anderson, Brater, Scott, Hunter, Olshove, Cherry, Thomas, Schauer and Hardiman offered the following resolution:

**Senate Resolution No. 153.**

A resolution honoring the Centennial Anniversary of Alpha Kappa Alpha Sorority, Inc.

Whereas, Nine students from Howard University in Washington, D.C., led by Ethel Hedgeman Lyle, met in 1908 to form an association of women students through which their talents and strengths would be organized for the mutual benefit of all; and

Whereas, On January 15, 1908, Alpha Kappa Alpha Sorority, Inc., became the world's first Greek-letter organization established by African-American women; and

Whereas, This year marks the 100th anniversary of Alpha Kappa Alpha Sorority, Inc.; and

Whereas, Throughout its history, Alpha Kappa Alpha Sorority, Inc., has established programs and activities in response to changes in African-American communities and the world. They have tackled issues such as education inequities, disparate health care, civil rights, foreign affairs, and numerous social action issues; and

Whereas, Alpha Kappa Alpha Sorority, Inc., has over 200,000 members and more than 900 chapters located throughout the United States, West Africa, the Bahamas, the Virgin Islands, Japan, Korea, and Germany. Nearly 30 of these chapters are located in communities and on college and university campuses in the great state of Michigan; and

Whereas, Alpha Kappa Alpha Sorority, Inc., members in the state have made numerous contributions to the educational, civic, and well-being of Michigan's citizens and communities through its work on issues including economic development, community development, at-risk youth, homelessness, domestic violence, breast cancer awareness, education, personal money management, and entrepreneurship; and

Whereas, Alpha Kappa Alpha Sorority, Inc., members in the state can count among their achievements successful collaborations with organizations such as the Salvation Army, Boys and Girls Clubs, rescue missions, American Cancer Society, Susan G. Komen Foundation, Meals on Wheels, numerous food banks, and shelters; now, therefore, be it

Resolved by the Senate, That we honor and express sincere appreciation of Great Lakes Regional Director Schylbea J. Hopkins and the members of the Alpha Kappa Alpha Sorority, Inc., for their commitment to service in the state of Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the national headquarters for Alpha Kappa Alpha Sorority, Inc., and the Great Lakes Regional Director's office.

Senators Cassis and Pappageorge were named co-sponsors of the resolution.

Senators Richardville, Birkholz, Patterson, Van Woerkom, Prusi, Whitmer, Basham, Cherry, Allen, Kuipers, Gilbert, Barcia, Pappageorge, Hardiman, Kahn, Sanborn and Jansen offered the following resolution:

**Senate Resolution No. 154.**

A resolution to urge the Great Lakes states to resist changes to the Great Lakes-St. Lawrence River Basin Water Resources Compact and to adopt the compact as presented in December 2005.

Whereas, Water diversions out of the Great Lakes Basin represent one of the greatest threats to the Great Lakes states. Large diversions, either individually or cumulatively, could irrevocably lower water levels and harm natural resources with consequent impacts on shipping, water use, recreation, drinking water, and the quality of life throughout the Great Lakes region. Unfortunately, current legal protections against diversions are precarious; and

Whereas, The Great Lakes-St. Lawrence River Basin Water Resources Compact and Agreement would bolster protections against diversions and help preserve the Great Lakes for the mutual economic and social interest of the entire region. The compact and agreement represent a delicate balance achieved after nearly five years of negotiation between the Great Lakes governors, Canadian premiers, industries, businesses, power suppliers, farmers, drinking water suppliers, environmental and conservation interests, and other parties that hold a vital stake in Great Lakes water; and

Whereas, Quick approval of the legally binding interstate compact by each Great Lakes state, so that it can be presented to the United States Congress, is imperative to eliminate uncertainty among water users throughout the Great Lakes region and before the influence of the Great Lakes states dwindles in the near future. To achieve this end, each Great Lakes state and the United States Congress must agree to identical compact language as soon as possible; and

Whereas, The Great Lakes states are well on their way to ratifying the interstate compact. Minnesota, Illinois, and Indiana have already enacted the compact language agreed to in 2005. The Ohio and Pennsylvania House of Representatives have passed compact legislation without changes. The governor of New York is considering signing the same compact legislation; and

Whereas, Changes to the compact made by any Great Lakes state at this point would at best lead to several more years of negotiations and at worst squander this historic opportunity to protect the Great Lakes for generations to come; now, therefore, be it

Resolved by the Senate, That we urge the Great Lakes states to resist changes to the Great Lakes-St. Lawrence River Basin Water Resources Compact and to adopt the compact as signed by the governors in 2005; and be it further

Resolved, That copies of this resolution be transmitted to the governors and legislative leaders of the eight Great Lakes states.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations and Reform,

Senator Cropsey 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 Cropsey moved that the resolution be referred to the Committee on Natural Resources and Environmental Affairs.

The motion prevailed.

Senators Brater, Cassis, Gleason, Jacobs, Switalski and Thomas were named co-sponsors of the resolution.

Senators Prusi, Richardville, Anderson, Whitmer, Brater, Jacobs, Switalski, Basham, Scott, Olshove, Cherry, Thomas, Schauer, Hunter, Barcia, Gleason, Clark-Coleman, Clarke, Birkholz, Gilbert, Van Woerkom, Pappageorge, Hardiman, Kahn, Sanborn, Patterson and Jansen offered the following concurrent resolution:

**Senate Concurrent Resolution No. 27.**

A concurrent resolution to urge the Great Lakes states to resist changes to the Great Lakes-St. Lawrence River Basin Water Resources Compact and to adopt the compact as presented in December 2005.

Whereas, Water diversions out of the Great Lakes Basin represent one of the greatest threats to the Great Lakes states. Large diversions, either individually or cumulatively, could irrevocably lower water levels and harm natural resources with consequent impacts on shipping, water use, recreation, drinking water, and the quality of life throughout the Great Lakes region. Unfortunately, current legal protections against diversions are precarious; and

Whereas, The Great Lakes-St. Lawrence River Basin Water Resources Compact and Agreement would bolster protections against diversions and help preserve the Great Lakes for the mutual economic and social interest of the entire region. The compact and agreement represent a delicate balance achieved after nearly five years of negotiation between the Great Lakes governors, Canadian premiers, industries, businesses, power suppliers, farmers, drinking water suppliers, environmental and conservation interests, and other parties that hold a vital stake in Great Lakes water; and

Whereas, Quick approval of the legally binding interstate compact by each Great Lakes state, so that it can be presented to the United States Congress, is imperative to eliminate uncertainty among water users throughout the Great Lakes region and before the influence of the Great Lakes states dwindles in the near future. To achieve this end, each Great Lakes state and the United States Congress must agree to identical compact language as soon as possible; and

Whereas, The Great Lakes states are well on their way to ratifying the interstate compact. Minnesota, Illinois, and Indiana have already enacted the compact language agreed to in 2005. The Ohio and Pennsylvania House of Representatives have passed compact legislation without changes. The governor of New York is considering signing the same compact legislation; and

Whereas, Changes to the compact made by any Great Lakes state at this point would at best lead to several more years of negotiations and at worst squander this historic opportunity to protect the Great Lakes for generations to come; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we urge the Great Lakes states to resist changes to the Great Lakes-St. Lawrence River Basin Water Resources Compact and to adopt the compact as signed by the governors in 2005; and be it further

Resolved, That copies of this resolution be transmitted to the governors and legislative leaders of the eight Great Lakes states.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations and Reform,

Senator Cropsey 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 concurrent resolution,

Senator Cropsey moved that the concurrent resolution be referred to the Committee on Natural Resources and Environmental Affairs.

The motion prevailed.

Senator Cassis was named co-sponsor of the concurrent resolution.

**Senate Concurrent Resolution No. 25.**

A concurrent resolution offered as a memorial for William B. Fitzgerald, Jr., former Senate Majority Leader and member of the House of Representatives.

(For text of resolution, see Senate Journal No. 17, p. 251.)

The House of Representatives has adopted the concurrent resolution and named Reps. Accavitti, Acciavatti, Agema, Amos, Angerer, Ball, Bauer, Bennett, Bieda, Booher, Brandenburg, Brown, Byrnes, Byrum, Calley, Casperson, Caswell, Caul, Cheeks, Clack, Clemente, Condino, Constan, Corriveau, Coulouris, Cushingberry, Dean, DeRoche, Dillon, Donigan, Ebli, Elsenheimer, Emmons, Espinoza, Farrah, Gaffney, Garfield, Gillard, Gonzales, Green, Griffin, Hammel, Hammon, Hansen, Hildenbrand, Hood, Hoogendyk, Hopgood, Horn, Huizenga, Hune, Jackson, Johnson, Rick Jones, Robert Jones, Knollenberg, Lahti, LaJoy, David Law, Kathleen Law, LeBlanc, Leland, Lemmons, Lindberg, Marleau, Mayes, McDowell, Meadows, Meekhof, Meisner, Melton, Meltzer, Miller, Moolenaar, Moore, Moss, Nitz, Nofs, Opsommer, Palmer, Palsrok, Pastor, Pavlov, Pearce, Polidori, Proos, Robertson, Rocca, Sak, Schuitmaker, Scott, Shaffer, Sheen, Sheltrown, Simpson, Alma Smith, Virgil Smith, Spade, Stahl, Stakoe, Steil, Tobocman, Vagnozzi, Valentine, Walker, Ward, Warren, Wenke, Wojno and Young as co-sponsors of the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

**Introduction and Referral of Bills**

Senator Switalski introduced

**Senate Bill No. 1139, entitled**

A bill to make, appropriations for the departments of attorney general, civil rights, information technology, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2009; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

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

Senators Anderson and Switalski introduced

**Senate Bill No. 1140, entitled**

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2009; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; and to provide for the expenditure of the appropriations.

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

Senators Cherry and Switalski introduced

**Senate Bill No. 1141, entitled**

A bill to make appropriations for the department of community health and certain state purposes related to mental health, public health, and medical services for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to create funds; to require and provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for disposition of fees and other income received by the various state agencies.

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

Senators Clark-Coleman and Switalski introduced

**Senate Bill No. 1142, entitled**

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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

Senators Clark-Coleman and Switalski introduced  
**Senate Bill No. 1143, entitled**

A bill to make appropriations for the department of history, arts and libraries for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to provide for the disposition of fees and other income received by the state agencies; to create funds; to provide for the disbursement of certain grants; to provide for reports; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

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

Senators Scott and Switalski introduced  
**Senate Bill No. 1144, entitled**

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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

Senators Scott and Switalski introduced  
**Senate Bill No. 1145, entitled**

A bill to make appropriations for the department of human services and certain state purposes related to public welfare services for the fiscal year ending September 30, 2009 to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

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

Senators Scott and Switalski introduced  
**Senate Bill No. 1146, entitled**

A bill to make appropriations for the department of labor and economic growth and certain other state purposes for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

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

Senator Switalski introduced  
**Senate Bill No. 1147, entitled**

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

Senator Switalski introduced  
**Senate Bill No. 1148, entitled**

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to prescribe standards and conditions relating to the appropriations; to make appropriations for the fiscal year ending September 30, 2009; and to provide for the expenditure of the appropriations.

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

Senator Switalski introduced  
**Senate Bill No. 1149, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 4, 6, 11, 11a, 11g, 11j, 11k, 11m, 15, 18b, 19, 20, 20d, 20j, 22a, 22b, 22d, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32c, 32d, 32j, 32l, 37, 38, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54a, 56, 57, 61a, 62, 64, 65, 74, 81, 94a, 98, 99, 99e, 104, 105, 105c, 107, 147, 151, and 164c (MCL 388.1603, 388.1604, 388.1606, 388.1611, 388.1611a, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1615, 388.1618b, 388.1619, 388.1620, 388.1620d, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1624, 388.1624a, 388.1624c, 388.1626a, 388.1626b, 388.1629, 388.1631a, 388.1631d, 388.1631f, 388.1632b, 388.1632c, 388.1632d, 388.1632j, 388.1632l, 388.1637, 388.1638, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654a, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1664, 388.1665, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1699, 388.1699e, 388.1704, 388.1705, 388.1705c, 388.1707, 388.1747, 388.1751, and 388.1764c), sections 3, 6, 11, 11a, 11g, 11j, 11k, 11m, 15, 19, 20, 20j, 22a, 22b, 22d, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32c, 32d, 32j, 32l, 37, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54a, 56, 57, 61a, 62, 64, 65, 74, 81, 94a, 98, 99, 99e, 104, 107, and 151 as amended by 2007 PA 137, sections 4 and 164c as amended by 2005 PA 155, section 18b as amended by 2000 PA 297, section 20d as amended by 1997 PA 93, section 38 as amended by 2003 PA 158, sections 105 and 105c as amended by 2006 PA 342, and section 147 as amended by 2007 PA 92; and by adding sections 11n, 20h, 32e, 32h and 99h; and to repeal acts and parts of acts.

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

Senators Brater and Switalski introduced  
**Senate Bill No. 1150, entitled**

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2009 to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Senators Brater and Switalski introduced  
**Senate Bill No. 1151, entitled**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2009 to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Senators Brater and Switalski introduced  
**Senate Bill No. 1152, entitled**

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2009; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

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

Senators Brater and Switalski introduced  
**Senate Bill No. 1153, entitled**

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

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

Senators Barcia and Switalski introduced  
**Senate Bill No. 1154, entitled**

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2009; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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

Senators Barcia and Switalski introduced

**Senate Bill No. 1155, entitled**

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

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

Senators Barcia and Switalski introduced

**Senate Bill No. 1156, entitled**

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

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

Senator Switalski introduced

**Senate Bill No. 1157, entitled**

A bill to amend 1960 PA 77, entitled "An act to create the Michigan higher education assistance authority and to prescribe its powers and duties; to authorize persons, corporations, and associations to make gifts to the authority; to prescribe the powers and duties of certain state officials; to authorize, ratify, and confirm certain guarantees of students' loans and authorize reguarantees; to authorize, ratify, and confirm certain guarantees of loans made to parents of students; to validate certain prior appropriations; and to authorize the transfer of certain appropriations to be transferred to and administered by the authority;" (MCL 390.951 to 390.961) by adding section 7b; and to repeal acts and parts of acts.

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

Senators Jelinek, Pappageorge, Brown, Birkholz and Whitmer introduced

**Senate Bill No. 1158, entitled**

A bill to amend 2000 PA 403, entitled "Motor fuel tax act," by amending section 8 (MCL 207.1008), as amended by 2006 PA 268.

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

Senators Jelinek, Pappageorge, Brown, Birkholz and Whitmer introduced

**Senate Bill No. 1159, entitled**

A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending section 2 (MCL 207.212), as amended by 2006 PA 346.

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

Senator Jansen introduced

**Senate Bill No. 1160, entitled**

A bill to amend 1846 RS 65, entitled "Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages," by amending sections 27, 28, and 43 (MCL 565.27, 565.28, and 565.43), sections 28 and 43 as amended by 1992 PA 212; and to repeal acts and parts of acts.

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

**House Bill No. 4380, entitled**

A bill to amend 2004 PA 175, entitled "Streamlined sales and use tax revenue equalization act," (MCL 205.171 to 205.191) by adding section 12.

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 Finance.

**House Bill No. 4611, entitled**

A bill to authorize a process for retired law enforcement officers to carry concealed firearms in this state; to prescribe certain powers and duties of the commission on law enforcement standards and law enforcement agencies; to impose certain civil and criminal penalties; to impose certain requirements on persons issued certificates to carry concealed firearms; to provide for certain civil immunity; to allow for the collection of certain fees; to create certain funds; to provide for the forfeiture of firearms under certain circumstances; and to provide for the promulgation of rules.

The House of Representatives has passed the bill.

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

**House Bill No. 4612, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2005 PA 207.

The House of Representatives has passed the bill.

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

**House Bill No. 4914, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 462j.

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 Judiciary.

**House Bill No. 4915, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16w of chapter XVII (MCL 777.16w), as amended by 2006 PA 156.

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 Judiciary.

**House Bill No. 4916, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 159g (MCL 750.159g), as amended by 2002 PA 124.

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 Judiciary.

**House Bill No. 4917, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4701 (MCL 600.4701), as amended by 2007 PA 156.

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 Judiciary.

**House Bill No. 4918, entitled**

A bill to amend 1985 PA 87, entitled "William Van Regenmorter crime victim's rights act," (MCL 780.751 to 780.834) by adding section 16b.

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 Judiciary.

**House Bill No. 5041, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520c (MCL 750.520c), as amended by 2007 PA 163.

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 Judiciary.

**House Bill No. 5467, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding sections 10a, 64a, 803s, and 803t.



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 Transportation.

**House Bill No. 5554, entitled**

A bill to amend 2004 PA 174, entitled “Streamlined sales and use tax administration act,” by amending section 25 (MCL 205.825).

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 Finance.

**House Bill No. 5555, entitled**

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending sections 1, 1a, 4g, 4k, 4bb, 12, 18, and 21 (MCL 205.51, 205.51a, 205.54g, 205.54k, 205.54bb, 205.62, 205.68, and 205.71), sections 1, 4g, and 4k as amended and sections 12, 18, and 21 as added by 2004 PA 173, section 1a as amended by 2006 PA 434, and section 4bb as added by 2004 PA 301; and to repeal acts and parts of acts.

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 Finance.

**House Bill No. 5556, entitled**

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending sections 2, 2b, 3a, 3b, 3c, 4d, 4i, 7, 13, 14a, and 14b (MCL 205.92, 205.92b, 205.93a, 205.93b, 205.93c, 205.94d, 205.94i, 205.97, 205.103, 205.104a, and 205.104b), sections 2 and 7 as amended by 2007 PA 103, section 2b as amended by 2006 PA 428, section 3a as amended by 2007 PA 93, section 3b as added by 2002 PA 456, sections 3c, 13, 14a, and 14b as added and section 4d as amended by 2004 PA 172, and section 4i as added by 1986 PA 41; and to repeal acts and parts of acts.

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 Finance.

**House Bill No. 5609, entitled**

A bill to amend 1986 PA 281, entitled “The local development financing act,” by amending section 12a (MCL 125.2162a), as amended by 2004 PA 365.

The House of Representatives has passed the bill.

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

### Statements

Senators Basham, Scott, Birkholz and Garcia asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Basham’s statement is as follows:

Mr. President, I would like to thank this body for passing Senate Resolution No. 152 honoring a great labor leader. I would like to read the memorial resolution:

“A memorial resolution honoring former UAW President Douglas Fraser for his enduring contributions to protecting the rights of American workers and their families.

Whereas, Doug Fraser was born in Glasgow, Scotland, in 1916 and moved to Detroit, Michigan, when he was six years old; and

Whereas, Doug went to work at the Chrysler DeSoto automobile plant and soon joined the United Auto Workers (UAW) Union and was elected president of UAW Local 227 in 1944; and

Whereas, He worked with Walter Reuther, Richard Frankenstein, J.J. Kennedy, Bob Kanter, and members of the union’s women auxiliary when they attempted to pass out leaflets to workers at Ford’s Dearborn factory complex in 1937, during the Battle of the Overpass when Ford security guards attacked them; and

Whereas, Doug Fraser’s astute negotiating and leadership skills led Walter Reuther to appoint him as his administrative assistant in 1950; and

Whereas, Doug served as co-director of UAW Region 1A and in 1962 became director of the union’s Chrysler Department; and

Whereas, He served as vice president in 1970 and was elected president of the United Automobile Workers Union from 1977 to 1983; and

Whereas, Doug helped to engineer the historic federal loan guarantees and the subsequent financial turnaround of Chrysler Corporation in 1979, saving the automaker from bankruptcy; and

Whereas, Mr. Fraser began a second career as a distinguished university professor of labor studies at Wayne State University and lecturer at Harvard University and Notre Dame; and

Whereas, In November 1997, as a fitting tribute to the man who always focused his career and energies on improving the economic and social well-being of working Americans, the College of Urban, Labor and Metropolitan Affairs at Wayne State University created the Douglas A. Fraser Center for Workplace Issues, housed at the Walter P. Reuther Library; and

Whereas, Doug Fraser, considered labor's statesman, passed away on February 23, 2008, at the age of 91 at Providence Hospital in Southfield, Michigan; now, therefore, be it

Resolved by the Senate, That we recognize Doug Fraser for his staunch support of the rights of American workers and their families and enthusiastic commitment to the United Automobile Workers Union; and be it further

Resolved, That a copy of this resolution be transmitted to the family of Douglas Fraser as a token of our highest esteem."

A moment of silence was observed in memory of former UAW President Douglas Fraser.

Senator Scott's statement is as follows:

I end Black History Month the way I began, with a quote from the Reverend Martin Luther King, Jr., who observed, "Through our scientific and technological genius we have made this world a neighborhood." That was over 40 years ago. Imagine how amazed he would be today at how much smaller this world has become. If he viewed it as a neighborhood then, he would view it as one single household now. But also imagine how disappointed he would be at how far apart we still are under that one roof.

As he wrote from his cell in that Birmingham jail: "Injustice anywhere is a threat to justice everywhere," as long as injustice exists, his dream will not be realized. You already know the injustice of which I speak, and I continue to implore you to move my bills.

Senator Birkholz's statement is as follows:

Yesterday in the Senate Natural Resources and Environmental Affairs Committee, we reported out three important pieces of legislation. These three bills allow us to protect our water resources and those who depend on access to our water. I have appreciated the tremendous support from my legislative colleagues and staff and many of the interest groups who have worked around our negotiation table.

However, I am extremely disappointed, frustrated, and frankly, very angry about the campaign of deceptive and misleading statements made by a small extremist group with a private agenda who are not focused on moving Michigan forward as a state. Their latest statement released yesterday after we had unanimously passed a bipartisan package of bills, the statement that they made bluntly states that our package of bills will export Michigan's water at the urging of high-paid lobbyists and diverting those waters for corporate profit. This is not true. In fact, it is an outright lie. Nothing could be further from the truth. It is already illegal to export or divert Michigan water, and this legislation provides further protections for our water resources.

A group calling themselves the Great Lakes, Great Michigan coalition has a website that seeks to inflame people by playing on their fears. While I can certainly understand a group being disappointed that they did not get all of what they wanted in our bills, it is unconscionable that they would resort to these bold-faced lies.

We have worked too hard and too long to enact protections for our Great Lakes Compact, and we do not want it torpedoed by these tactics. I hope that as we continue to discuss this vital legislation, we can focus on rational cooperation instead of resorting to sensationalism and misinformation.

Senator Garcia's statement is as follows:

I rise to record how I would have voted. Yesterday I missed two record roll call votes: House Bill No. 5535 record Roll Call No. 90 and record Roll No. 91, House Bill No. 5536. I thought we were done voting yesterday. I had to go and speak to a constituent group and missed these votes. I would have voted "yes" for both of them.

### Committee Reports

The Committee on Senior Citizens and Veterans Affairs reported

#### **Senate Bill No. 748, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 4003.

With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

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

Jason E. Allen  
Chairperson

**To Report Out:**

Yeas: Senators Allen, Garcia, Olshove and Basham

Nays: None

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

The Committee on Senior Citizens and Veterans Affairs reported

**Senate Bill No. 749, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding sections 3185 and 3285.

With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

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

Jason E. Allen  
Chairperson**To Report Out:**

Yeas: Senators Allen, Pappageorge, Garcia, Olshove and Basham

Nays: None

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

**COMMITTEE ATTENDANCE REPORT**

The Committee on Senior Citizens and Veterans Affairs submitted the following:

Meeting held on Wednesday, February 27, 2008, at 9:00 a.m., Room 100, Farnum Building

Present: Senators Allen (C), Pappageorge, Garcia, Olshove and Basham

**COMMITTEE ATTENDANCE REPORT**

The Subcommittee on Economic Development submitted the following:

Meeting held on Wednesday, February 27, 2008, at 8:30 a.m., Room 110, Farnum Building

Present: Senators Jansen (C), George, Stamas, Scott and Anderson

**COMMITTEE ATTENDANCE REPORT**

The Subcommittee on Department of Environmental Quality submitted the following:

Meeting held on Wednesday, February 27, 2008, at 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Garcia (C), Cropsey and Brater

**COMMITTEE ATTENDANCE REPORT**

The Subcommittee on Judiciary and Corrections submitted the following:

Meeting held on Wednesday, February 27, 2008, at 3:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Cropsey (C), Kahn and Brater

**Scheduled Meetings****Administrative Rules** - Wednesday, March 5, 9:00 a.m., Rooms 402 and 403, Capitol Building (373-6476)**Appropriations** - Wednesday, March 5, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)**Subcommittees -****Community Colleges** - Wednesday, March 12, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Community Health Department** - Thursday, March 13, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

**Economic Development** - Wednesday, March 5, 8:30 a.m., Room 110, Farnum Building (373-2768)

**Environmental Quality Department** - Wednesdays, March 5 and March 12, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Higher Education** - Monday, March 3, 10:00 a.m., University of Michigan-Dearborn, Professional Education Center, 4901 Evergreen Road, Dearborn (373-2768)

**Judiciary and Corrections** - Wednesdays, March 5 and March 12, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

**K-12, School Aid, Education** - Tuesdays, March 4 and March 11, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Natural Resources Department** - Tuesday, March 11, 12:00 noon or later immediately following session, Room 405, Capitol Building (373-2768)

**Retirement** - Tuesday, March 11, 12:00 noon, Room 810, Farnum Building (373-2768)

**Judiciary** - Tuesday, March 4, 1:00 p.m., Room 210, Farnum Building (373-6920)

**Legislative Commission on Government Efficiency** - Friday, March 21, 8:30 a.m., Room 426, Capitol Building (373-0212)

**Legislative Commission on Statutory Mandates** - Wednesday, March 26, 2:00 p.m., Oakland County Executive Office Building, Building 41-West, Conference Center/West Oakland Room, 2100 Pontiac Lake Road, Waterford (373-0212)

**Local, Urban and State Affairs** - Tuesday, March 4, 3:00 p.m., Room 110, Farnum Building (373-1635)

**Natural Resources and Environmental Affairs** - Wednesday, March 5, 1:00 p.m., Room 110, Farnum Building (373-3447)

**State Drug Treatment Court Advisory Committee** - Tuesday, March 25, 9:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

**Transportation** - Tuesday, March 4, 1:00 p.m., Room 110, Farnum Building (373-7708)

Senator Cropsey moved that the Senate adjourn.  
The motion prevailed, the time being 11:08 a.m.

The President pro tempore, Senator Richardville, declared the Senate adjourned until Tuesday, March 4, 2008, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate