

No. 91
STATE OF MICHIGAN
Journal of the Senate
92nd Legislature
REGULAR SESSION OF 2004

Senate Chamber, Lansing, Wednesday, September 22, 2004.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor John D. Cherry, Jr.

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

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

Emerson—present
Garcia—present
George—present
Gilbert—present
Goschka—present
Hammerstrom—present
Hardiman—present
Jacobs—present
Jelinek—present
Johnson—present
Kuipers—present
Leland—present
McManus—present

Olshove—present
Patterson—present
Prusi—present
Sanborn—present
Schauer—present
Scott—present
Sikkema—present
Stamas—present
Switalski—present
Thomas—present
Toy—present
Van Woerkom—present

Senator Michael Switalski of the 10th District offered the following invocation:

Good morning, Lord. It's the first day of autumn. We appreciate these warm, cloudless days and the cool nights perfect for sleeping. We look forward to Your beautiful Michigan fall. By all means, use Your full palette as You paint the trees in blazing scarlets and yellows, framed by Your blue heaven. Make us gasp when Your harvest moon leaps over the horizon, bathing everything in golden light.

Help our friends over in the House make a good decision today on the state budget. Remind us all that even when we disagree over what's best for our state, we share a common goal of a better Michigan. Help us to respect each other and debate issues in ways that uplift our constituents and ennoble our democracy.

Finally, thank You for the successful Ryder Cup golf tournament. It was a unique chance to showcase our state and our region. Thanks for allowing us to entertain visiting friends and relatives and guest from overseas, and for letting them enjoy themselves so much. It was strangely satisfying to see our rivals from Europe having fun, reveling in the competition and winning over the galleries with their gracious conduct.

Thanks for this splendid lesson in how to live. Open our hearts to sportsmanship and laughter. Awaken in us the humanity to share cigars after missing life's three-foot putts.

The life You have given us is a gift. Our task is to find ways to enjoy it. With Your help, we'll find the way. Amen.

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

Motions and Communications

Senator Hammerstrom moved that Senators Birkholz, Bishop and Johnson be temporarily excused from today's session.

The motion prevailed.

Senator Schauer moved that Senators Barcia, Brater and Thomas be temporarily excused from today's session.

The motion prevailed.

The following communication was received and read:

Office of the Senate Majority Leader

September 21, 2004

Pursuant to Senate Rule 3.203c, I am hereby re-referring the following bills:

Senate Bill 1409 from the Senate Local, Urban and State Affairs Committee to the Senate Technology & Energy Committee.

House Bill 5771 and House Bill 5772 from the Senate Natural Resources & Environmental Affairs Committee to the Senate Appropriations Committee.

House Bill 6165 from the Senate Government Operations Committee to the Senate Commerce & Labor Committee.

Respectfully yours,
Ken Sikkema
Senate Majority Leader

The communication was referred to the Secretary for record.

The Secretary announced that the following official bill was printed on Tuesday, September 21, and is available at the legislative Web site:

Senate Bill No. 1416

Senators Brater and Bishop entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of

Messages from the House

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

Senate Bill No. 757

Senate Bill No. 822

Senate Bill No. 1323

The motion prevailed.

Senator Barcia entered the Senate Chamber.

Senate Bill No. 1269, entitled

A bill to establish the military family relief fund in the department of military and veterans affairs to provide assistance to families of certain members of the reserve components of the United States armed forces on active duty; to provide for the distribution of money from the fund; to prescribe the duties and powers of certain agencies and officials; and to provide for appropriations.

(For text of amendment, see Senate Journal No. 90, p. 1907.)

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

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

Roll Call No. 655**Yeas—34**

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Kuipers	Scott
Bernero	Garcia	Leland	Sikkema
Bishop	George	McManus	Stamas
Brater	Gilbert	Olshove	Switalski
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0**Excused—3**

Birkholz	Johnson	Thomas
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Not Voting—1

Emerson

In The Chair: President

Senator Hammerstrom 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.

Senator Schauer moved that Senator Emerson be temporarily excused from the balance of today's session.

The motion prevailed.

Third Reading of Bills

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

House Bill No. 5809

House Bill No. 5527

The motion prevailed.

Senators Johnson, Birkholz, Thomas and Emerson entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 5809, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” (MCL 600.101 to 600.9947) by adding section 2974.

The question being on the passage of the bill,

Senator Bernero offered the following amendments:

1. Amend page 1, line 3, after “**food**” by inserting “**that is in compliance with subsection (6)**”.
2. Amend page 1, line 5, after “**food**” by inserting “**that is in compliance with subsection (6)**”.
3. Amend page 3, following line 11, by inserting:

“(6) A fast-food restaurant shall publicly display the grams of fat, grams of saturated fat, and number of calories that are contained in each of its primary food products and the serving sizes on which the grams and calories displayed are based. On request from a consumer, a fast-food restaurant shall disclose to the consumer the grams of fat, grams of saturated fat, and number of calories that are contained in the particular primary food product requested by the consumer and the serving size on which the grams and calories provided are based.” and renumbering the remaining subsection.

4. Amend page 3, following line 12, by inserting:

“(a) “Fast-food restaurant” means a corporation, including, but not limited to, a franchisee or licensee of the corporation, to which all of the following apply:

(i) The corporation has issued 5,000 or more shares of stock that are publicly traded.

(ii) The corporation operates or owns more than 10 restaurants or has more than 10 franchisees or licensees in this state specializing in individualized, uniform primary food products for immediate consumption on the restaurant premises or elsewhere.

(iii) The corporation’s restaurants, franchises, or licensed establishments typically contain drive-through windows providing consumers vehicular access to its food products.” and relettering the remaining subdivisions.

5. Amend page 3, following line 22, by inserting:

“(c) “Primary food product” means a food item that is an entree, dessert, appetizer, side dish, salad, or other similar main food item that is individually packaged and designed for independent sale, and that is offered for sale in substantially the same form in each franchise or location of a fast-food restaurant. Primary food product does not include a topping, sauce, or other item that is not typically added to a main food item but may be requested by a consumer to be added to a main food item.

(d) “Publicly display” means to exhibit, set out, or post for open viewing by the general public or in a public and conspicuous manner.”

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Schauer requested the yeas and nays.

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

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

Roll Call No. 656

Yeas—16

Basham	Clark-Coleman	Jacobs	Schauer
Bernero	Clarke	Leland	Scott
Brater	Cropsey	Olshove	Switalski
Cherry	Emerson	Prusi	Thomas

Nays—22

Allen	Garcia	Jelinek	Sanborn
Barcia	George	Johnson	Sikkema
Birkholz	Gilbert	Kuipers	Stamas
Bishop	Goschka	McManus	Toy
Brown	Hammerstrom	Patterson	Van Woerkom
Cassis	Hardiman		

Excused—0

Not Voting—0

In The Chair: President

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. 657

Yeas—34

Allen	Emerson	Johnson	Schauer
Barcia	Garcia	Kuipers	Scott
Bernero	George	Leland	Sikkema
Birkholz	Gilbert	McManus	Stamas
Bishop	Goschka	Olshove	Switalski
Brown	Hammerstrom	Patterson	Thomas
Cassis	Hardiman	Prusi	Toy
Cherry	Jacobs	Sanborn	Van Woerkom
Cropsey	Jelinek		

Nays—4

Basham	Brater	Clark-Coleman	Clarke
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Excused—0

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 revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

Protest

Senator Basham, under his constitutional right of protest (Art. 4, Sec. 18), protested against passage of House Bill No. 5809 and moved that the statement he made during the discussion of the bill be printed as his reasons for voting “no.”
The motion prevailed.

Senator Basham’s statement is as follows:

I rise to oppose House Bill No. 5809. We have all seen the stories about obese men and women around the country who have decided to file suit against the fast-food industry. Not one of these suits has been filed in Michigan. Michigan already has a statute on the books to eliminate frivolous lawsuits and protect defendants. But we cannot begin to limit our citizens’ access to the courts because if we don’t allow suits on this issue, what product liability issue is next.

After we eliminate suits against fast-food restaurants for obesity, will we then eliminate suits for neglecting the personal safety of customers? What if the restaurant industry begins to willfully violate food safety regulations? When will the Legislature eliminate lawsuits for that? What if the restaurant industry allows 43 cancer-causing chemicals to pollute the lungs of its customers? Wait, they do. There are those who once thought that tobacco lawsuits were frivolous.

The truth, Mr. President, is that this bill isn't about frivolous lawsuits. It's about limiting the access of people to the courts and protecting huge multi-national corporations from being held responsible for their actions.

The following bill was read a third time:

House Bill No. 5527, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies and capital outlay for the fiscal years ending September 30, 2004 and September 30, 2005; and to provide for the expenditure of the 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. 658

Yeas—36

Allen	Clark-Coleman	Hardiman	Sanborn
Barcia	Clarke	Jacobs	Schauer
Basham	Cropsey	Jelinek	Scott
Bernero	Emerson	Johnson	Sikkema
Birkholz	Garcia	Kuipers	Stamas
Bishop	George	Leland	Switalski
Brater	Gilbert	McManus	Thomas
Brown	Goschka	Olshove	Toy
Cherry	Hammerstrom	Prusi	Van Woerkom

Nays—2

Cassis	Patterson
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Excused—0

Not Voting—0

In The Chair: President

Senator Hammerstrom moved to reconsider the vote by which the bill was passed.

The question being on the motion to reconsider,

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

The motion prevailed.

By unanimous consent the Senate proceeded to the order of

General Orders

Senator Hammerstrom 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 Cherry, designated Senator Prusi as Chairperson.

After some time spent therein, the Committee arose; and, the President, Lieutenant Governor Cherry, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

Senate Bill No. 1391, entitled

A bill to provide for the transfer between state departments of certain state property in Ingham and Clinton counties.

Senate Bill No. 1243, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.1100) by adding section 73.

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. 1368, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 175 (MCL 600.175), as added by 2003 PA 78.

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. 1369, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 151d and 151e (MCL 600.151d and 600.151e), section 151d as added by 2002 PA 740 and section 151e as added by 2002 PA 742.

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. 1376, entitled

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending section 7 (MCL 390.1457), as amended by 2002 PA 736.

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:

House Bill No. 5432, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 411 (MCL 339.411), as amended by 2002 PA 611.

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:

House Bill No. 5953, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 438.

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:

House Bill No. 5864, entitled

A bill to amend 1935 PA 120, entitled "An act to prescribe a method for the fingerprinting of residents of the state, and to provide for the recording and filing thereof by the central records division of the department of state police," by amending section 3 (MCL 28.273), as amended by 2002 PA 463.

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:
House Bill No. 4361, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416d.

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:

House Bill No. 4362, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406l.

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.

By unanimous consent the Senate proceeded to the order of

Statements

Senator Garcia stated that had he been present on September 21 when the votes were taken on the passage of the following bills, he would have voted "yea":

House Bill No. 5534

House Bill No. 5782

House Bill No. 5783

Senator Garcia stated that had he been present on September 21 when the vote was taken on the passage of the following bill, he would have voted "nay":

Senate Bill No. 1130

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

The motion prevailed.

Senator Scott's statement is as follows:

The basic premise of our state's auto insurance industry is that, in Michigan, auto insurance is regulated by state law on a competitive basis. What this means is that rates cannot be considered excessive so long as there is competition among insurance companies.

Michigan currently has approximately 65 insurance companies listed in the buyer's guide who are competing with one another for customers by offering what should be a variety of rates and services. State law also dictates the factors that insurance companies may use when setting their auto rates. Some of these factors make sense and indeed should be given consideration when setting rates. These factors include: the type of vehicle you own, your driving record, and your age or length of driving experience. The one factor listed that I have some serious concerns with is the factor that includes where you live.

I know that many of you are shaking your heads and saying, "Oh no, here we go again," as I stated yesterday. But it would be negligent of me if I didn't continue my fight for the thousands of ratepayers who are being penalized just because of where they live. As I pointed out earlier, state law provides a whole list of factors that should be considered when determining rates. All I am asking is that insurance companies consider all of these factors when setting rates for Detroiters and citizens in other urban areas. Let's consider the fact that there are many experienced drivers in Detroit with impeccable driving records, who deserve a fair and equitable rate on their auto insurance and who shouldn't be paying three times more simply because they reside in Detroit and urban areas.

I thank my colleagues again for their understanding and their consideration of my passion for this issue.

Recess

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

The motion prevailed, the time being 10:54 a.m.

11:05 a.m.

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

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator Hammerstrom moved to reconsider the vote by which consideration of the following bill was postponed for today:

House Bill No. 5527

The motion prevailed.

The question being on the motion that further consideration of the bill be postponed for today,

The motion did not prevail.

The following bill was announced:

House Bill No. 5527, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies and capital outlay for the fiscal years ending September 30, 2004 and September 30, 2005; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

(This bill was passed earlier today and the motion to reconsider the vote postponed. See p. 1938.)

The question being on the motion to reconsider the vote by which the bill was passed,

The motion prevailed, a majority of the Senators serving having voted therefor.

The question being on the passage of the bill,

Senator Garcia offered the following amendments:

1. Amend page 6, following line 7, by inserting:

“DEPARTMENT OF ATTORNEY GENERAL

Sec. 250. For fiscal year 2004-05 any unobligated antitrust enforcement revenue, securities fraud revenue, consumer protection or class action enforcement revenues, or attorney fees recovered by the department of attorney general, not to exceed \$250,000.00, may be carried forward and is available for appropriation to the department of attorney general in the succeeding fiscal year.”.

2. Amend page 9, following line 4, by inserting:

“DEPARTMENT OF LABOR AND ECONOMIC GROWTH

Sec. 351. For fiscal year 2004-05 there is appropriated to the public service commission, administration planning and regulation, an additional 8.0 FTE positions bringing the total number of authorized FTE positions to 154.0”.

The question being on the adoption of the amendments,

Senator Switalski moved that the question be divided and that a separate vote be taken on the amendments.

The motion did not prevail.

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

Senator Johnson offered the following amendments:

1. Amend page 6, following line 7, by inserting:

“AGRICULTURE

Sec. 250. (1) Effective October 1, 2004, a hiring freeze is imposed on the state classified civil service. State departments and agencies are prohibited from hiring any new full-time state classified civil service employees and prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from 1 position to another within a department.

(2) The state budget director shall grant exceptions to this hiring freeze when the state budget director believes the hiring freeze will result in rendering a state department or agency unable to deliver basic services, cause a loss of revenue to the state, result in the inability of the state to receive federal funds, or would necessitate additional expenditures that exceed any savings from maintaining the vacancy. The state budget director shall report quarterly to the chairpersons of the senate and house of representatives standing committees on appropriations the numbers of exceptions to the hiring freeze approved during the previous quarter and the reasons to justify the exception.”

2. Amend page 9, following line 4, by inserting:

“Enacting section 1. Section 205 of Enrolled House Bill No. 5509 of the 93rd Legislature is repealed.”

The amendments were adopted, a majority of the member serving voting therefor.

Senator Hardiman offered the following amendment:

1. Amend page 5, following line 3, by inserting:

“PART 1A
LINE-ITEM APPROPRIATIONS
FISCAL YEAR 2004-2005

Sec.151. There is appropriated for the various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2005,from the following funds:

APPROPRIATION SUMMARY:

GROSS APPROPRIATION	\$	6,614,600
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	6,614,600
Federal revenues:		
Total federal revenues		5,842,400
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		772,200
State general fund/general purpose	\$	0

Sec. 152. FAMILY INDEPENDENCE AGENCY

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	6,614,600
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	6,614,600
Federal revenues:		
Total federal revenues		5,842,400
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		772,200
State general fund/general purpose	\$	0

(2) INFORMATION TECHNOLOGY

Information technology services and projects	\$	2,129,400
Child support automation		3,263,200
Client services system		549,800
Data system enhancement		672,200
GROSS APPROPRIATION		6,614,600

Appropriated from:

Federal revenues:		
Total federal revenues		5,842,400
Special revenue funds:		
Total other state restricted revenues		772,200
State general fund/general purpose	\$	0”.

The amendment 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. 659

Yeas—36

Allen	Clark-Coleman	Hardiman	Sanborn
Barcia	Clarke	Jacobs	Schauer
Basham	Cropsey	Jelinek	Scott
Bernero	Emerson	Johnson	Sikkema
Birkholz	Garcia	Kuipers	Stamas
Bishop	George	Leland	Switalski
Brater	Gilbert	McManus	Thomas

Brown
Cherry

Goschka
Hammerstrom

Olshove
Prusi

Toy
Van Woerkom

Nays—2

Cassis

Patterson

Excused—0

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.
Senator Johnson offered to amend the title to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies and capital outlay for the fiscal years ending September 30, 2004 and September 30, 2005; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

Committee Reports

The Committee on Commerce and Labor reported

House Bill No. 6029, entitled

A bill to amend 1917 PA 273, entitled "An act to regulate and license pawnbrokers in certain governmental units of this state; and to prescribe certain powers and duties of certain local governmental units and state agencies," by amending sections 9 and 11 (MCL 446.209 and 446.211), as amended by 1998 PA 233.

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.

Jason E. Allen
Chairperson

To Report Out:

Yeas: Senators Allen, Kuipers, McManus, Schauer and Olshove

Nays: None

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

The Committee on Commerce and Labor reported

Senate Bill No. 1396, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending section 8 (MCL 207.808), as amended by 2004 PA 81.

With the recommendation that the bill pass.

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

Jason E. Allen
Chairperson

To Report Out:

Yeas: Senators Allen, Kuipers, McManus, Schauer and Olshove

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Commerce and Labor submitted the following:

Meeting held on Tuesday, September 21, 2004, at 3:00 p.m., Room 100, Farnum Building

Present: Senators Allen (C), Kuipers, McManus, Schauer and Olshove

COMMITTEE ATTENDANCE REPORT

The Committee on Transportation submitted the following:

Meeting held on Tuesday, September 21, 2004, at 1:00 p.m., Room 110, Farnum Building

Present: Senators Gilbert (C), Kuipers, Goschka, Leland and Basham

Scheduled Meetings

Agriculture, Forestry and Tourism - Thursday, September 23, 9:00 a.m., Room 110, Farnum Building (373-1635)

Appropriations -

Capital Outlay - Tuesday, September 28, 4:00 p.m., House Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Local, Urban and State Affairs - Thursday, September 23, 1:00 p.m., Room 110, Farnum Building (373-1707)

Senator Hammerstrom moved that the Senate adjourn.

The motion prevailed, the time being 11:22 a.m.

The President, Lieutenant Governor Cherry, declared the Senate adjourned until Thursday, September 23, 2004, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate