

No. 52

JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, June 10, 1997.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Connie B. Binsfeld.

The roll was called by the Secretary of the Senate, who announced that a quorum was not present.

Bennett—present
Berryman—present
Bouchard—present
Bullard—present
Byrum—present
Carl—present
Cherry—present
Cisky—present
Conroy—present
DeBeaussaert—present
DeGrow—present
Dingell—present
Dunaskiss—present

Emmons—present
Gast—present
Geake—present
Gougeon—present
Hart—present
Hoffman—present
Koivisto—present
McManus—present
Miller—present
North—present
O'Brien—present
Peters—present
Posthumus—present

Rogers—present
Schuette—present
Schwarz—present
Shugars—present
A. Smith—present
V. Smith—present
Stallings—present
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—present
Young—present

Senator Joe Conroy of the 29th District offered the following invocation:

“How far you go in life depends on your being tender with the young, compassionate with the aged, sympathetic with the striving and tolerant of the weak and the strong. Because someday in life you will have been all of these.”—George Washington Carver

Motions and Communications

Recess

Senator DeGrow moved that the Senate recess until 11:00 a.m.
The motion prevailed, the time being 10:02 a.m.

The Senate reconvened at the expiration of the recess and was called to order by the President, Lieutenant Governor Binsfeld.

During the recess, Senators Stallings, Cisky, Hoffman, Schwarz, North, Carl, Geake, Emmons, Van Regenmorter, Posthumus, V. Smith and A. Smith entered the Senate Chamber.

A quorum of the Senate was present.

Recess

Senator DeGrow moved that the Senate recess until 11:30 a.m.
The motion prevailed, the time being 11:01 a.m.

The Senate reconvened at the expiration of the recess and was called to order by the President, Lieutenant Governor Binsfeld.

During the recess, Senator Steil entered the Senate Chamber.

The following communication was received:
City of Detroit

May 30, 1997

The enclosed 1997 Summer Youth Employment and Training Program (SYETP) Job Training Plan is being sent to you for your information, review and comment. The Job Training Plan was prepared according to the specifications of the Michigan Job Training Partnership Act (JTPA) Title IIB Instruction Letter issued by the Michigan Jobs Commission.

The JTPA Title IIB program provides youth ages 14 through 21 with employment and training support during the summer months. The City of Detroit plans to serve up to 4,500 youth in 1997, providing a variety of options including work experience, classroom occupational training and remedial education.

The two attachments to the Job Training Plan document, “Work Maturity Assessment” and “Non-Financial Worksite Agreement,” have not been included in this mailing. If you would like copies of either attachment, or if you have comments on the Plan, please contact Jim Petty, Head of the Planning Division, at 876-4386.

Willie Walker
Director

The communication was referred to the Secretary for record.

The following communication was received:
Southeast Michigan Community Alliance

Southeast Michigan Community Alliance (SEMCA), a Michigan Works! Agency, publishes this plan summary in accordance with Section 105(a)(2) of the Federal Job Training Partnership Act (JTPA). SEMCA serves all of Wayne County except the City of Detroit and all of Monroe County.

All Plans except Title IIB cover the time period July 1, 1997-June 30, 1998. Title IIB covers October 1, 1996-September 30, 1997.

Title IIA: \$1,580,251 in Title IIA funds will be used to provide job training services and activities for 336 economically disadvantaged adults. Planned activities include basic education and occupational skills training, on-the-job training and supportive services.

Title IIA 5% Older Worker: \$95,646 in Title IIA-5% Older worker funds will be used to provide job training services and activities for 20 economically disadvantaged older workers. Planned activities include basic education and occupational skills training, on-the-job training and supportive services.

Title IIC: \$213,812 in Title IIC funds will be used to provide job training and employability enhancement activities for 53 economically disadvantaged youth (age 14-21). Planned activities include basic education and occupational skills training, work experience, limited internship and supportive services.

Title III: \$1,268,107 in Title III funds will be used to provide retraining and basic readjustment services for 280 dislocated workers.

Title IIB: \$1,979,147 in Title IIB funds will be used to provide summer work experience, pre-employment/work maturity and citizenship skills for 1,000 youth (age 14-21). Approximately 200 youth will receive remediation.

Copies of all plans are available for review at SEMCA, 8750 S. Telegraph Rd., Ste. 400, Taylor, MI 48180. Please call (313) 295-1200 to make an appointment to review plans. In accordance with the Americans with Disabilities Act, reasonable accommodations will be made for individuals with disabilities.

The communication was referred to the Secretary for record.

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, June 5:

House Bill Nos. 4199 4642 4643

The Secretary announced the printing and placement in the members' files on Thursday, June 5 of:

Senate Bill Nos. 566 569 570 571 572 573 574 575 576 580 581 582 583 584
585 586 587 588 589 590 591 592 593 594

House Bill No. 4865

The Secretary announced the printing and placement in the members' files on Friday, June 6 of:

House Bill No. 4883

The Secretary announced the printing and placement in the members' files on Monday, June 9 of:

Senate Bill Nos. 545 547 548 549 550 551 552 553 554 555 556 557 558 559
560 561 562 563 564 565 567 568 577 578 579

House Bill Nos. 4859 4860 4861 4862 4866 4867 4868 4869 4870 4871 4872 4873

Messages from the House

House Bill No. 4219, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1201, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1214, 1217, and 1218 (MCL 339.1201, 339.1204, 339.1205, 339.1206, 339.1207, 339.1208, 339.1209, 339.1210, 339.1211, 339.1214, 339.1217, and 339.1218), sections 1204, 1205, 1207, 1208, 1209, 1211, and 1214 as amended by 1988 PA 463, and by adding sections 1203a, 1203b, and 1210a; and to repeal acts and parts of acts.

The House of Representatives has appointed Reps. Varga, Hale and Jaye as conferees to join with Senators Schuette, Gougeon and Stallings.

The bill was referred to the Secretary for record.

House Bill No. 4220, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending section 25 (MCL 338.2225), as amended by 1988 PA 461.

The House of Representatives has appointed Reps. Varga, Hale and Jaye as conferees to join with Senators Schuette, Gougeon and Stallings.

The bill was referred to the Secretary for record.

Senate Bill No. 128, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2882 (MCL 333.2882), as amended by 1996 PA 307.

The House of Representatives has amended the bill as follows:

1. Amend page 2, line 8, after "IS" by striking out "100" and inserting "110".

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

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

Senator V. Smith moved that Senator Young be temporarily excused from today's session.

The motion prevailed.

Senator Young is the keynote speaker at commencement exercises in Detroit.

Recess

Senator DeGrow moved that the Senate recess subject to the call of the President.

The motion prevailed, the time being 11:34 a.m.

12:19 p.m.

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

During the recess, Senators Gast, McManus, Dunaskiss, Gougeon, Bouchard, Stille, Rogers, Bennett, Schuette and Bullard entered the Senate Chamber.

Recess

Senator DeGrow moved that the Senate recess until 12:35 p.m.

The motion prevailed, the time being 12:20 p.m.

The Senate reconvened at the expiration of the recess and was called to order by the President, Lieutenant Governor Binsfeld.

By unanimous consent the Senate proceeded to the order of

Third Reading of Bills

Senator Peters moved to reconsider the vote by which the following bill was passed:

House Bill No. 4306, 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, 1998; to provide for the expenditure of such appropriations; to create funds; to 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 question being on the motion to reconsider,

Senator Peters requested the yeas and nays.

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

The motion did not prevail, a majority of the members serving not voting therefor, as follows:

Roll Call No. 308

Yeas—15

Berryman
Byrum
Cherry
Conroy

DeBeaussaert
Dingell
Hart
Koivisto

Miller
O'Brien
Peters
Smith, A.

Smith, V.
Stallings
Vaughn

Nays—18

Bennett	Dunaskiss	Posthumus	Shugars
Bouchard	Emmons	Rogers	Steil
Carl	Geake	Schuette	Stille
Cisky	Gougeon	Schwarz	Van Regenmorter
DeGrow	North		

Excused—1

Young

Not Voting—4

Bullard	Gast	Hoffman	McManus
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In The Chair: President

Senator DeGrow moved that Senators Bullard, Gast and Hoffman be temporarily excused from the balance of today's session.

The motion prevailed.

Senator Hoffman entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 4520, entitled

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending section 17h (MCL 436.17h), as amended by 1996 PA 379.

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. 309**Yeas—26**

Bennett	Emmons	Miller	Schwarz
Cherry	Geake	North	Smith, A.
Cisky	Gougeon	O'Brien	Smith, V.
Conroy	Hart	Peters	Stallings
DeBeaussaert	Hoffman	Posthumus	Steil
Dingell	Koivisto	Schuette	Vaughn
Dunaskiss	McManus		

Nays—9

Berryman	Carl	Rogers	Stille
Bouchard	DeGrow	Shugars	Van Regenmorter
Byrum			

Excused—3

Bullard	Gast	Young
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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 bill shall read as follows:

“An act to create a liquor control commission for the control of the alcoholic beverage traffic within the state of Michigan, and to prescribe its powers, duties and limitations; to provide for the control of the alcoholic liquor traffic within the state of Michigan and the establishment of state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges thereto; to provide for the licensing and taxation thereof, and the disposition of the moneys received under this act; to prescribe liability for retail licensees under certain circumstances; to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for the confiscation and disposition of property seized under the provisions of this act; to provide a referendum in certain cases; to repeal certain acts and parts of acts; and to repeal certain parts of this act on a specific date.”

The Senate agreed to the full title of the bill.

Senators Bullard and Gast entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 4237, entitled

A bill to amend 1846 RS 14, entitled “Of county officers,” by amending sections 107 and 117 (MCL 55.107 and 55.117), section 107 as amended by 1993 PA 96 and section 117 as amended by 1997 PA 4.

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. 310**Yeas—36**

Bennett	DeBeaussaert	Hoffman	Schuette
Berryman	DeGrow	Koivisto	Schwarz
Bouchar	Dingell	McManus	Shugars
Bullard	Dunaskiss	Miller	Smith, A.
Byrum	Emmons	North	Smith, V.
Carl	Gast	O’Brien	Stallings
Cherry	Geake	Peters	Steil
Cisky	Gougeon	Posthumus	Stille
Conroy	Hart	Rogers	Vaughn

Nays—1

Van Regenmorter

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 487, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending section 126 (MCL 125.526).

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. 311

Yeas—21

Bennett	Dingell	Hoffman	Rogers
Bouchard	Dunaskiss	Koivisto	Schuette
Bullard	Geake	Miller	Schwarz
Carl	Gougeon	North	Shugars
Cisky	Hart	Posthumus	Stille
DeGrow			

Nays—16

Berryman	DeBeaussaert	O'Brien	Stallings
Byrum	Emmons	Peters	Steil
Cherry	Gast	Smith, A.	Van Regenmorter
Conroy	McManus	Smith, V.	Vaughn

Excused—1

Young

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

Protests

Senators DeBeaussaert, Peters, Berryman, A. Smith, Conroy and Emmons, under their constitutional right of protest (Art. IV, Sec. 18), protested against the passage of Senate Bill No. 487 and moved that the statements they made during the discussion of the bill be printed as their reasons for voting "no."

The motion prevailed.

Senator DeBeaussaert's statement, in which Senators Peters, Berryman, A. Smith and Conroy concurred, is as follows:

Based on the conversations that we've heard here, I've just looked at the bill again and in the past I've supported efforts to try to protect the privacy rights of tenants' notice for inspections before they occur and things of that kind in past legislation. But it looks like this bill does something significantly different, and does, as I think that the first speaker, the Minority Floor Leader, suggested remove the requirement that inspections occur.

It says currently the enforcing agency shall inspect on a periodic basis; the new language says the enforcing agency may inspect on a periodic basis. That doesn't protect the rights of tenants to have a secure place to live if you remove the requirement that there be inspections of any kind. Based on my reading of that, I'm going to be voting against this bill as well.

Senator A. Smith's statement is as follows:

I rise to oppose the bill. As I look at my own District and the city of Ann Arbor, 56 percent of our housing is rental property. We have 24,000 rental units and 75,000 tenants. Our tenants move fairly frequently with the change in semester or the change in the academic year. Putting a requirement on the local unit of government to have to notify tenants where names and addresses are unknown because of the frequency of the tenants moving is creating a nearly impossible requirement on a local unit of government.

I think this is probably repeated in college towns throughout the state of Michigan. In any community that has a tremendous number of students running through, I think the need for a housing inspection is much greater and the frequency of every two to six years is too broad a length of time, too wide a length of time. I guess my other question has nothing relevant to do with this particular bill. But if you're willing to do a random sampling in the quality of code enforcement and code adherence in the tenant bill, are you also willing to do and commit to the random sampling in the census?

Senator Emmons' statement is as follows:

I voted "no" on Senate Bill No. 487 because I live in a community that has a number of student housing rentals. Some of those landlords are absentee landlords. Sometimes the students even have trouble with them. Our housing regulation has increased their enforcement of regulations, so that the housing is more safe. We have had, in Big Rapids, two students die in student housing fires and I believe it is very important that our inspection agencies should be able to go in at any time and check to make sure that unit is safe for the students. The students do not always know that. They may think their mess is bad, but dead is worse. So, I would hope that the House of Representatives will take a good look at this bill when it gets over there.

Senator Berryman moved that his name be removed as co-sponsor of the following bill:

Senate Bill No. 487

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 410, entitled

A bill to amend 1971 PA 140, entitled "State revenue sharing act of 1971," by amending section 13 (MCL 141.913), as amended by 1996 PA 342.

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. 312

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 351, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 145d.

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. 313**Yeas—37**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuetz	Vaughn
DeBeaussaert			

Nays—0**Excused—1**

Young

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 513, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 3a (MCL 722.623a), as added by 1996 PA 581.

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. 314**Yeas—36**

Bennett	DeBeaussaert	Hoffman	Schuetz
Berryman	DeGrow	Koivisto	Schwarz
Bouchard	Dingell	McManus	Shugars

Bullard
Byrum
Carl
Cherry
Cisky
Conroy

Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart

Miller
North
O'Brien
Peters
Posthumus
Rogers

Smith, V.
Stallings
Steil
Stille
Van Regenmorter
Vaughn

Nays—1

Smith, A.

Excused—1

Young

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

Protest

Senator A. Smith, under her constitutional right of protest (Art. IV, Sec. 18), protested against the passage of Senate Bill No. 513.

Senator A. Smith's statement is as follows:

By and large I agree with this legislation and I do not really have but one concern with it. My concern is that, the way the language is written, there is the potential that a prosecutor may decide to use the information that is forwarded to prosecute a parent rather than referring that individual to a substance abuse treatment program. I think that is, at least for the first time situation, the preferred method. For that reason I voted "no" on the bill.

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

The motion prevailed.

Senator Byrum's statement is as follows:

I wanted to follow up with what my colleague, Senator Alma Wheeler Smith, said about the bill that we had just passed. I supported the legislation, however, I think we need to be very cautious in this body when we look at sanctions that may not work. Frequently our good intentions, embodied in public policy, may not have that impact or effect in practice. We need to be very cautious that we do not put in road blocks or reasons for women not to access prenatal care and work very closely with a health professional. We know that prenatal care has a dramatic impact on the health, viability and future of a newborn infant. We also know that the approach through that health care professional, whether it be a nurse midwife, an OB-GYN or family physician, probably has a more positive impact in trying to stop the behavior—whether it be alcohol or drug addiction. We just need to be very cautious that what we do does not have a negative impact. Because it is the newborn, their life, their quality of life and their future productivity, that we need to keep paramount in our minds.

The following bill was read a third time:

Senate Bill No. 515, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 7 and 8 (MCL 722.627 and 722.628), section 7 as amended by 1995 PA 225 and section 8 as amended by 1988 PA 372, and by adding sections 8b and 8c.

The question being on the passage of the bill,

Senator Gougeon offered the following amendments:

1. Amend page 2, line 26, after “OBTAINED” by inserting “OR UNLESS THE DIRECTOR OF THE FAMILY INDEPENDENCE AGENCY AUTHORIZES SUCH DISCLOSURES, THE DISCLOSURE CONTRIBUTES TO THE PURPOSES OF THE CHILD PROTECTION LAW AND THE RESEARCHER HAS APPROPRIATE CONTROLS TO MAINTAIN THE CONFIDENTIALITY OF CHILD SPECIFIC INFORMATION”.

2. Amend page 3, line 3, after “information.” by striking the balance of the subdivision.

The amendments were 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. 315

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O’Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 516, entitled

A bill to amend 1939 PA 288, entitled “An act to revise and consolidate the statutes relating to certain aspects of the organization and jurisdiction of the probate court of this state, the powers and duties of such court and the judges and other officers thereof, certain aspects of the statutes of descent and distribution of property, and the statutes governing the change of name of adults and children, the adoption of adults and children, and the jurisdiction of the juvenile division of the probate court; to prescribe the powers and duties of the juvenile division of the probate court, and the judges and other officers thereof; to prescribe the manner and time within which actions and proceedings may be brought in the juvenile division of the probate court; to prescribe pleading, evidence, practice, and procedure in actions and proceedings in the juvenile division of the probate court; to provide for appeals from the juvenile division of the probate court; to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties for the violation of this act,” by amending sections 13a, 17, 17c, 19, and 19b of chapter XIIA (MCL 712A.13a, 712A.17, 712A.17c, 712A.18f, 712A.19, and 712A.19b), sections 13a and 17 as amended by 1996 PA 409, sections 17c and 19b as amended by 1994 PA 264, and section 19 as amended by 1996 PA 16, and by adding section 13c to chapter XIIA.

The question being on the passage of the bill,

Senator Gougeon offered the following amendments:

1. Amend page 13, line 4, after "STATE" by inserting "OR COURT".
2. Amend page 18, line 3, after "OPINION" by inserting "OR ORDER".

The amendments were 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. 316

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 517, entitled

A bill to amend 1984 PA 422, entitled "An act to create a state foster care review board program in the state court administrative office; to create local foster care review boards; to prescribe the powers and duties of certain public officers and certain public and private agencies; and to provide penalties," by amending sections 4, 5, and 7 (MCL 722.134, 722.135, and 722.137), as amended by 1989 PA 74.

Senator Gougeon offered the following substitute:

Substitute (S-3).

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

The question being on the passage of the bill,

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

Roll Call No. 317

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.

Byrum
Carl
Cherry
Cisky
Conroy
DeBeaussaert

Gast
Geake
Gougeon
Hart
Hoffman

O'Brien
Peters
Posthumus
Rogers
Schuette

Stallings
Steil
Stille
Van Regenmorter
Vaughn

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

Senator Gougeon offered to amend the title to read as follows:

A bill to amend 1984 PA 422, entitled "An act to create a state foster care review board program in the state court administrative office; to create local foster care review boards; to prescribe the powers and duties of certain public officers and certain public and private agencies; and to provide penalties," by amending sections 4, 5, 7, and 9 (MCL 722.134, 722.135, 722.137, and 722.139), as amended by 1989 PA 74.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

Senators Peters, Shugars and Stille moved that they be named co-sponsors of the following bills:

Senate Bill No. 515

Senate Bill No. 516

Senate Bill No. 517

The motion prevailed.

The following bill was read a third time:

House Bill No. 4101, entitled

A bill to amend 1982 PA 249, entitled "An act to establish the state children's trust fund in the department of treasury; and to provide certain powers and duties of the department of treasury with respect to the trust fund," by amending section 1 (MCL 21.171).

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. 318

Yeas—37

Bennett
Berryman
Bouchard
Bullard
Byrum
Carl
Cherry
Cisky
Conroy
DeBeaussaert

DeGrow
Dingell
Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart
Hoffman

Koivisto
McManus
Miller
North
O'Brien
Peters
Posthumus
Rogers
Schuette

Schwarz
Shugars
Smith, A.
Smith, V.
Stallings
Steil
Stille
Van Regenmorter
Vaughn

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4117, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8 (MCL 722.628), as amended by 1988 PA 372.

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. 319

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

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 bill shall read as follows:

"An act to require the reporting of child abuse and neglect by certain persons; to permit the reporting of child abuse and neglect by all persons; to provide for the protection of children who are abused or neglected; to authorize limited

detainment in protective custody; to authorize medical examinations; to prescribe the powers and duties of the state department of social services to prevent child abuse and neglect; to prescribe certain powers and duties of local law enforcement agencies; to safeguard and enhance the welfare of children and preserve family life; to provide for the appointment of legal counsel; to provide for the abrogation of privileged communications; to provide civil and criminal immunity for certain persons; to provide rules of evidence in certain cases; to provide for confidentiality of records; to provide for the expungement of certain records; to prescribe penalties; and to repeal certain acts and parts of acts.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4587, entitled

A bill to amend 1978 PA 53, entitled “Statutory joint account act,” by amending section 4 (MCL 487.714).

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. 320

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O’Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuetz	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

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 bill shall read as follows:

“An act to define the rights and obligations of parties and financial institutions in connection with funds on deposit therein in which 2 or more persons have an interest by way of right of withdrawal or ownership.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4588, entitled

A bill to amend 1965 PA 114, entitled “An act relating to dry, edible beans; to create a bean commission and prescribe its functions; to levy and collect assessments on bean production; and to provide penalties for violation of this act,” by amending section 7 (MCL 290.557).

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. 321**Yeas—37**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0**Excused—1**

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4589, entitled

A bill to amend 1915 PA 59, entitled "An act to provide for the construction, improvement and maintenance of highways; for the levying, spreading and collecting of taxes and of special assessments therefor; to authorize the borrowing of money and the issuance of bonds under certain restrictions, regulations and limitations; to prescribe the powers and duties of certain officers with reference thereto; and to validate certain proceedings heretofore taken," by amending section 25 (MCL 247.425).

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. 322**Yeas—37**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4590, entitled

A bill to amend 1925 PA 381, entitled “An act to authorize certain counties to combine for the purpose of planning systems of inter-county highways, super-highways and limited access highways; to define the terms “super-highways” and “limited access highways”; to authorize the establishment of inter-county highway commissions; to prescribe their powers and duties; to provide for the appropriation of funds therefor; and to empower counties to legislate with respect thereto,” by amending section 6 (MCL 252.6).

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. 323

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O’Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4591, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 26c (MCL 774.26c), as amended by 1980 PA 506.

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. 324

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

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 bill shall read as follows:

"An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous

provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4592, entitled

A bill to amend 1972 PA 239, entitled “McCauley-Traxler-Law-Bowman-McNeely lottery act,” by amending section 35 (MCL 432.35).

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. 325

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O’Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

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 bill shall read as follows:

“An act to establish and operate a state lottery and to allow state participation in certain lottery-related joint enterprises with other sovereignties; to create a bureau of state lottery and to prescribe its powers and duties; to prescribe certain powers and duties of other state departments and agencies; to license and regulate certain sales agents; to create the state lottery fund; to provide for the distribution of lottery revenues and earnings for certain purposes; to provide for an appropriation; and to provide for remedies and penalties.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4593, entitled

A bill to amend 1954 PA 70, entitled “An act relative to agreements providing for the final disposition of a dead human body; and to prescribe penalties for violations of the provisions of this act,” by amending section 1 (MCL 328.201), as amended by 1982 PA 366.

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. 326**Yeas—37**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0**Excused—1**

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

Senator DeGrow moved that rule 2.106 be suspended to allow the Legislative Retirement Board of Trustees to meet during Senate session.

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

The following bill was read a third time:

House Bill No. 4594, entitled

A bill to amend 1965 PA 314, entitled "An act to authorize the investment of assets of public employee retirement systems or plans created and established by the state or any political subdivision; to provide for the payment of certain costs and investment expenses; to authorize investment in variable rate interest loans; to define and limit the investments which may be made by an investment fiduciary with the assets of a public employee retirement system; and to prescribe the powers and duties of investment fiduciaries and certain state departments and officers," by amending section 20c (MCL 38.1140c), as amended by 1996 PA 485.

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. 327**Yeas—37**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.

Byrum
Carl
Cherry
Cisky
Conroy
DeBeaussaert

Gast
Geake
Gougeon
Hart
Hoffman

O'Brien
Peters
Posthumus
Rogers
Schuette

Stallings
Steil
Stille
Van Regenmorter
Vaughn

Nays—0

Excused—1

Young

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 bill shall read as follows:

“An act to authorize the investment of assets of public employee retirement systems or plans created and established by the state or any political subdivision; to provide for the payment of certain costs and investment expenses; to authorize investment in variable rate interest loans; to define and limit the investments which may be made by an investment fiduciary with the assets of a public employee retirement system; and to prescribe the powers and duties of investment fiduciaries and certain state departments and officers.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4595, entitled

A bill to amend 1909 PA 99, entitled “An act authorizing the county board of commissioners or the board of auditors in those counties having a board of county auditors, to designate a depository or depositories of public moneys received by county treasurers; prescribing the duties of certain officers; and prescribing penalties,” by amending sections 1, 2, 3, 4, 6, 6a, and 10 (MCL 129.31, 129.32, 129.33, 129.34, 129.36, 129.36a, and 129.40).

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. 328

Yeas—37

Bennett
Berryman
Bouchard
Bullard
Byrum
Carl
Cherry
Cisky
Conroy
DeBeaussaert

DeGrow
Dingell
Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart
Hoffman

Koivisto
McManus
Miller
North
O'Brien
Peters
Posthumus
Rogers
Schuette

Schwarz
Shugars
Smith, A.
Smith, V.
Stallings
Steil
Stille
Van Regenmorter
Vaughn

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4596, entitled

A bill to amend 1932 (1st Ex Sess) PA 40, entitled "An act to provide for the designation of depositories for public moneys; to prescribe the effect thereof on the liability for such deposits; to suspend the requirement of surety bonds from depositories of public moneys; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 2 and 4 (MCL 129.12 and 129.14), by adding section 6; and to repeal acts and parts of acts.

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. 329**Yeas—37**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuetz	Vaughn
DeBeaussaert			

Nays—0**Excused—1**

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4597, entitled

A bill to amend 1943 PA 20, entitled “An act relative to the investment of surplus funds of political subdivisions of the state; and to validate certain investments,” by amending section 1 (MCL 129.91), as amended by 1988 PA 239.

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. 330

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O’Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4598, entitled

A bill to amend 1909 PA 321, entitled “An act to provide for the depositing and safeguarding of public moneys belonging to villages within the state of Michigan,” by amending sections 1 and 3 (MCL 129.41 and 129.43) and by adding section 5.

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. 331

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O’Brien	Stallings
Carl	Geake	Peters	Steil

Cherry
Cisky
Conroy
DeBeaussaert

Gougeon
Hart
Hoffman

Posthumus
Rogers
Schuette

Stille
Van Regenmorter
Vaughn

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4599, entitled

A bill to amend 1934 (1st Ex Sess) PA 23, entitled "An act authorizing the investment in bonds of the home owners' loan corporation and bonds of federal home loan banks by the state and all its departments and political subdivisions, including municipal corporations, and instrumentalities, and by any insurance company, building and loan association or company, savings and loan association or company, bank, trust company or other financial institution, and by any executor, administrator, guardian, trustee or fiduciary; authorizing the use of such bonds as security by any depository of funds; and authorizing certain deposits with the state treasurer to be in such bonds," by amending section 1 (MCL 129.81).

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. 332

Yeas—37

Bennett
Berryman
Bouchard
Bullard
Byrum
Carl
Cherry
Cisky
Conroy
DeBeaussaert

DeGrow
Dingell
Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart
Hoffman

Koivisto
McManus
Miller
North
O'Brien
Peters
Posthumus
Rogers
Schuette

Schwarz
Shugars
Smith, A.
Smith, V.
Stallings
Steil
Stille
Van Regenmorter
Vaughn

Nays—0

Excused—1

Young

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4600, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 622, 1221, and 1223 (MCL 380.622, 380.1221, and 380.1223), sections 622 and 1223 as amended by 1986 PA 132 and section 1221 as amended by 1994 PA 416.

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. 333

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O’Brien	Stallings
Carl	Geake	Peters	Steil
Cherry	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Hoffman	Schuette	Vaughn
DeBeaussaert			

Nays—0

Excused—1

Young

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 bill shall read as follows:

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

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

The Senate agreed to the full title of the bill.

Senator Young entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 4602, entitled

A bill to amend 1982 PA 367, entitled “Surplus funds investment pool act,” by amending section 2 (MCL 129.112). 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. 334

Yeas—38

Bennett	DeGrow	McManus	Shugars
Berryman	Dingell	Miller	Smith, A.
Bouchard	Dunaskiss	North	Smith, V.
Bullard	Emmons	O’Brien	Stallings
Byrum	Gast	Peters	Steil
Carl	Geake	Posthumus	Stille
Cherry	Gougeon	Rogers	Van Regenmorter
Cisky	Hart	Schuette	Vaughn
Conroy	Hoffman	Schwarz	Young
DeBeaussaert	Koivisto		

Nays—0

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 bill shall read as follows:

“An act relative to the investment of surplus funds of local units of government of this state in investment pools; to permit the establishment of investment pools by financial institutions; to permit local units of government to invest in investment pools; and to prescribe certain powers and duties of certain local units of government and their officers.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4603, entitled

A bill to amend 1969 PA 319, entitled “Banking code of 1969,” by amending sections 171 and 231 (MCL 487.471 and 487.531), section 171 as amended by 1996 PA 405 and section 231 as amended by 1991 PA 12.

The question being on the passage of the bill,

The bill was passed, 2/3 of the members serving voting therefor, as follows:

Roll Call No. 335**Yeas—38**

Bennett	DeGrow	McManus	Shugars
Berryman	Dingell	Miller	Smith, A.
Bouchard	Dunaskiss	North	Smith, V.
Bullard	Emmons	O'Brien	Stallings
Byrum	Gast	Peters	Steil
Carl	Geake	Posthumus	Stille
Cherry	Gougeon	Rogers	Van Regenmorter
Cisky	Hart	Schuette	Vaughn
Conroy	Hoffman	Schwarz	Young
DeBeaussaert	Koivisto		

Nays—0**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 bill shall read as follows:

“An act to revise and codify the laws relating to banks, industrial banks, foreign banks, trust companies, and safe and collateral deposit companies; to provide for their incorporation, regulation, and supervision; to authorize the granting of trust powers to banks and to regulate the exercise of those powers; to create, within the department of commerce, a financial institutions bureau and to prescribe its powers and duties; to prescribe penalties for violations of this act; and to repeal certain acts and parts of acts.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4604, entitled

A bill to amend 1996 PA 354, entitled “Savings bank act,” by amending section 508 (MCL 487.3508) and by adding section 302a.

The question being on the passage of the bill,

The bill was passed, 2/3 of the members serving voting therefor, as follows:

Roll Call No. 336**Yeas—38**

Bennett	DeGrow	McManus	Shugars
Berryman	Dingell	Miller	Smith, A.
Bouchard	Dunaskiss	North	Smith, V.
Bullard	Emmons	O'Brien	Stallings
Byrum	Gast	Peters	Steil
Carl	Geake	Posthumus	Stille
Cherry	Gougeon	Rogers	Van Regenmorter
Cisky	Hart	Schuette	Vaughn
Conroy	Hoffman	Schwarz	Young
DeBeaussaert	Koivisto		

Nays—0

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 bill shall read as follows:

“An act to codify the laws relating to savings banks; to provide for incorporation, regulation, supervision, and internal administration of savings banks; to prescribe the rights, powers, and immunities of savings banks; to prescribe the powers and duties of certain state agencies and officials; to provide for remedies; and to prescribe penalties.”

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4605, entitled

A bill to amend 1980 PA 307, entitled “Savings and loan act of 1980,” by amending section 606 (MCL 491.606), as amended by 1987 PA 106, and by adding section 300a.

The question being on the passage of the bill,

The bill was passed, 2/3 of the members serving voting therefor, as follows:

Roll Call No. 337

Yeas—38

Bennett	DeGrow	McManus	Shugars
Berryman	Dingell	Miller	Smith, A.
Bouchard	Dunaskiss	North	Smith, V.
Bullard	Emmons	O’Brien	Stallings
Byrum	Gast	Peters	Steil
Carl	Geake	Posthumus	Stille
Cherry	Gougeon	Rogers	Van Regenmorter
Cisky	Hart	Schuette	Vaughn
Conroy	Hoffman	Schwarz	Young
DeBeaussaert	Koivisto		

Nays—0

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 bill shall read as follows:

“An act to revise and codify the laws relating to savings and loan associations; to provide for the incorporation, regulation, supervision, and internal administration of associations; to prescribe the rights, powers, and immunities of associations; to provide for voluntary and involuntary changes in the corporate structure of associations; to prescribe the powers, rights, and duties of certain state agencies in relation to associations; to require certain reports and

examinations of associations; to prescribe remedies and penalties for violations of this act; and to repeal certain acts and parts of acts.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4606, entitled

A bill to amend 1993 PA 23, entitled “Michigan limited liability company act,” by amending sections 102, 103, 201, 202, 203, 204, 206, 207, 213, 301, 302, 303, 304, 305, 307, 308, 401, 402, 403, 404, 405, 501, 502, 503, 506, 509, 603, 701, 702, 703, 704, 705, 706, 801, 901, 902, 903, 904, 909, 910, 1002, and 1101 (MCL 450.4102, 450.4103, 450.4201, 450.4202, 450.4203, 450.4204, 450.4206, 450.4207, 450.4213, 450.4301, 450.4302, 450.4303, 450.4304, 450.4305, 450.4307, 450.4308, 450.4401, 450.4402, 450.4403, 450.4404, 450.4405, 450.4501, 450.4502, 450.4503, 450.4506, 450.4509, 450.4603, 450.4701, 450.4702, 450.4703, 450.4704, 450.4705, 450.4706, 450.4801, 450.4901, 450.4902, 450.4903, 450.4904, 450.4909, 450.4910, 450.5002, and 450.5101), sections 701, 702, 703, 705, and 706 as amended by 1994 PA 410, and by adding sections 214, 515, 705a, and 707.

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. 338

Yeas—38

Bennett	DeGrow	McManus	Shugars
Berryman	Dingell	Miller	Smith, A.
Boucharde	Dunaskiss	North	Smith, V.
Bullard	Emmons	O’Brien	Stallings
Byrum	Gast	Peters	Steil
Carl	Geake	Posthumus	Stille
Cherry	Gougeon	Rogers	Van Regenmorter
Cisky	Hart	Schuette	Vaughn
Conroy	Hoffman	Schwarz	Young
DeBeaussaert	Koivisto		

Nays—0

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 bill shall read as follows:

“An act to provide for the organization and regulation of limited liability companies; to prescribe their duties, rights, powers, immunities, and liabilities; to prescribe the powers and duties of certain state departments and agencies; and to provide for penalties and remedies.”.

The Senate agreed to the full title of the bill.

The following bill was read a third time:

House Bill No. 4230, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 5131, 5205, and 5207 (MCL 333.5131, 333.5205, and 333.5207), section 5131 as amended by 1994 PA 200 and sections 5205 and 5207 as added by 1988 PA 490, and by adding section 5204.

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. 339**Yeas—38**

Bennett	DeGrow	McManus	Shugars
Berryman	Dingell	Miller	Smith, A.
Bouchard	Dunaskiss	North	Smith, V.
Bullard	Emmons	O'Brien	Stallings
Byrum	Gast	Peters	Steil
Carl	Geake	Posthumus	Stille
Cherry	Gougeon	Rogers	Van Regenmorter
Cisky	Hart	Schuette	Vaughn
Conroy	Hoffman	Schwarz	Young
DeBeaussaert	Koivisto		

Nays—0**Excused—0****Not Voting—0**

In The Chair: President

Senator DeGrow moved that the bill be given immediate effect.

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

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

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

The Senate agreed to the full title of the bill.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator DeGrow moved that the Committee on Finance be discharged from further consideration of the following bill:

Senate Bill No. 526, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 4g (MCL 205.54g), as amended by 1996 PA 576.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator DeGrow moved that the Committee on Education be discharged from further consideration of the following bills:

House Bill No. 4329, entitled

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

House Bill No. 4774, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1234 (MCL 380.1234).

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

Senator DeGrow moved that the rules be suspended and that the following bills, now on Committee Reports, be placed at the head of the General Orders calendar for consideration today:

Senate Bill No. 570

Senate Bill No. 573

Senate Bill No. 571

Senate Bill No. 574

Senate Bill No. 284

Senate Bill No. 583

Senate Bill No. 585

Senate Bill No. 586

Senate Bill No. 587

Senate Bill No. 588

Senate Bill No. 589

Senate Bill No. 590

Senate Bill No. 591

Senate Bill No. 592

Senate Bill No. 593

Senate Bill No. 594

Senate Bill No. 569

Senate Bill No. 572

Senate Bill No. 576

Senate Bill No. 584

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

General Orders

Senator DeGrow 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 Binsfeld, designated Senator Conroy as Chairperson.

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

Senate Bill No. 573, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding sections 309a and 309b.

Senate Bill No. 571, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending sections 16, 41, and 43 (MCL 432.16, 432.41, and 432.43), section 16 as added and sections 41 and 43 as amended by 1996 PA 167.

Senate Bill No. 574, entitled

A bill to regulate persons having certain gaming interests; to require registration of persons having certain gaming interests and their agents; to require the filing of reports; to prescribe the powers and duties of the department of state; and to prescribe penalties.

Senate Bill No. 583, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 10 (MCL 125.2690).

Senate Bill No. 586, entitled

A bill to amend 1990 PA 100, entitled "City utility users tax act," by amending section 5 (MCL 141.1155), as amended by 1996 PA 455.

Senate Bill No. 587, entitled

A bill to amend 1985 PA 224, entitled "Enterprise zone act," by amending section 21c (MCL 125.2121c), as added by 1996 PA 444.

Senate Bill No. 591, entitled

A bill to amend 1953 PA 189, entitled "An act to provide for the taxation of lessees and users of tax-exempt property," by amending section 1 (MCL 211.181), as amended by 1996 PA 447.

Senate Bill No. 594, entitled

A bill to create the Michigan law enforcement investigative fund; to prescribe the powers and duties of certain state agencies and departments; to provide for deposits into the fund; and to provide for expenditures from the fund.

Senate Bill No. 576, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 3 (MCL 780.623), as amended by 1994 PA 294.

Senate Bill No. 584, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 31 (MCL 206.31), as added by 1996 PA 448.

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. 570, entitled

A bill to create the compulsive gaming prevention fund; to impose duties on certain licensed entities; to prescribe the duties of certain state officials; and to impose penalties.

Substitute (S-1).

The following is the amendment to the substitute recommended by the Committee of the Whole:

1. Amend page 2, line 8, after "(a)" by striking out the balance of the line through "to" on line 9 and inserting "The fees imposed each year under".

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

Senate Bill No. 284, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 30.

Substitute (S-2).

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

Senate Bill No. 585, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 9 (MCL 207.779), as amended by 1996 PA 449.

Substitute (S-1).

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

Senate Bill No. 588, entitled

A bill to amend 1984 PA 385, entitled "Technology park development act," by amending section 12 (MCL 207.712), as amended by 1996 PA 445.

Substitute (S-1).

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

Senate Bill No. 589, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy

and collect a specific tax upon the owners of certain facilities; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 11 (MCL 207.561), as amended by 1996 PA 446.

Substitute (S-1).

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

Senate Bill No. 590, entitled

A bill to amend 1978 PA 255, entitled "Commercial redevelopment act," by amending section 12 (MCL 207.662), as amended by 1996 PA 450.

Substitute (S-1).

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

Senate Bill No. 592, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 159g and 411j (MCL 750.159g and 750.411j), section 159g as added by 1995 PA 187 and section 411j as amended by 1996 PA 80.

Substitute (S-1).

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

Senate Bill No. 593, entitled

A bill to authorize certain interceptions of communications and the use of interception devices for certain offenses; to provide for and regulate the application, issuance, and execution of interception orders; to prescribe the powers and duties of certain agencies, officers, and employees; to regulate the use and disclosure of communications and evidence intercepted or obtained under this act; to provide remedies and exemptions from liability; to prescribe penalties; and to repeal acts and parts of acts.

The following is the amendment recommended by the Committee of the Whole:

1. Amend page 28, line 6, by striking out all of enacting sections 2 and 3.

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

Senate Bill No. 569, entitled

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending the title and sections 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, and 15 (MCL 432.202, 432.203, 432.204, 432.205, 432.206, 432.208, 432.209, 432.210, 432.211, 432.212, 432.213, 432.214, and 432.215) and by adding sections 4a, 4b, 4c, 4d, 6a, 7a, 7b, 7c, 8a, 8b, 8c, 9a, 9b, 9c, 13a, 13b, 17, 18, 19, 20, 21, 22, 23, 24, and 25; and to repeal acts and parts of acts.

Substitute (S-1).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 37, line 23, after "CHAIRPERSON" by inserting "AND TO A LAW ENFORCEMENT OFFICER OF A LAW ENFORCEMENT AGENCY HAVING JURISDICTION".
2. Amend page 51, line 17, after "UNIT" by inserting "OF THIS STATE, ANOTHER STATE, OR THE FEDERAL GOVERNMENT. THIS SUBDIVISION DOES NOT APPLY TO A FEDERALLY RECOGNIZED INDIAN TRIBE".
3. Amend page 56, line 22, after "UNIT" by inserting "OF THIS STATE, ANOTHER STATE, OR THE FEDERAL GOVERNMENT. THIS SUBDIVISION DOES NOT APPLY TO A FEDERALLY RECOGNIZED INDIAN TRIBE".
4. Amend page 74, following line 8, by inserting:
"SEC. 9D. A PERSON WHO HOLDS A CASINO LICENSE SHALL NOT ACCEPT FROM A WAGERER A LIEN ON REAL OR PERSONAL PROPERTY TO EXTEND CREDIT OR FOR THE PAYMENT OF A DEBT."
5. Amend page 74, line 17, after the second "a", by striking out the balance of the line through "patron" on line 18 and inserting "WAGERER".

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

Senate Bill No. 572, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending section 20 (MCL 431.320) and by adding section 9a.

Substitute (S-1).

The question being on concurring in the recommendation of the Committee of the Whole on the following bills:

Senate Bill No. 570

Senate Bill No. 284

Senate Bill No. 585

Senate Bill No. 588

Senate Bill No. 589

Senate Bill No. 590

Senate Bill No. 592

Senate Bill No. 593

Senate Bill No. 569

Senate Bill No. 572

Senator V. Smith requested the yeas and nays.

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

The recommendation of the Committee of the Whole was concurred in, a majority of the members voting therefor, as follows:

Roll Call No. 340

Yeas—19

Bennett	Dunaskiss	McManus	Schwarz
Bouchard	Emmons	North	Shugars
Bullard	Gast	Posthumus	Stille
Carl	Geake	Rogers	Van Regenmorter
DeGrow	Gougeon	Schuetz	

Nays—15

Berryman	Dingell	O'Brien	Stallings
Cherry	Hart	Peters	Vaughn
Conroy	Hoffman	Smith, A.	Young
DeBeaussaert	Koivisto	Smith, V.	

Excused—0

Not Voting—4

Byrum	Cisky	Miller	Steil
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In The Chair: Schwarz

The bills as amended and substituted were placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator DeGrow moved that the Committee on Transportation and Tourism be discharged from further consideration of the following bills:

House Bill No. 4391, entitled

A bill to authorize a political subdivision to enact an ordinance allowing certain electrically powered vehicles to be operated on a highway within the political subdivision's boundaries; to require certain equipment for electrically powered vehicles; to provide for restrictions and limitations; to provide for exceptions; and to define terms.

House Bill No. 4766, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 33 (MCL 257.33), as amended by 1995 PA 140.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

Resolutions

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

Senate Resolution No. 73**Senate Resolution No. 74**

The resolution consent calendar was adopted.

Senator Hart offered the following resolution:

Senate Resolution No. 73.

A resolution to congratulate the Detroit Red Wings for winning the Stanley Cup.

Whereas, It's about a community pulling together. It's about that community's passion for Red Wings hockey. It's about an excitement, energy and enthusiasm that runs through the veins of Hockeytown. It's about unity. It's about a team and their fans; and

Whereas, The Detroit Red Wings have been called a lot of things over the last 42 years by frustrated hockey fans and a cynical media. "Hopeless," "hapless" and "helpless" were words often used in the 1960s and the entire 1970s. Now, they can be called something else: STANLEY CUP CHAMPIONS. This is the special moment Detroit fans have been waiting for for so long; and

Whereas, On June 7, 1997, the Detroit Red Wings won the Stanley Cup Championship. For the first time since 1955, the Red Wings held the Stanley Cup high into the air, while Detroit fans at the Joe Louis Arena, all over this Cup-crazy state and throughout the United States and Canada cheered mightily, many shedding tears of joy; and

Whereas, There are many things you have to admire about the Red Wings during this spectacular win. Two of the most important are the team's day-to-day focus and the willingness by the players to buy into the coaching system. The coaching staff has preached smart defense and aggressive forechecking, all with an emphasis on a team strength—speed. May this event be an opportunity to gain insights into NHL of the past and present; now, therefore, be it

Resolved by the Senate, That the members of this legislative body hereby congratulate the Detroit Red Wings, the Stanley Cup Champions; and be it further

Resolved, That we congratulate and honor the Detroit Red Wings for a job well done. This is a win for the Detroit Red Wings that will never be forgotten; and be it further

Resolved, That a copy of this resolution be transmitted to the Detroit Red Wings and the coaching staff as a token of our congratulations.

Senators Schuette, Conroy, Young, Hoffman, Schwarz, Emmons, Stallings, Shugars and McManus were named co-sponsors of the resolution.

Senator Bullard offered the following resolution:

Senate Resolution No. 74.

A resolution honoring the 1997 Stanley Cup Champion, Detroit Red Wings.

Whereas, With their impressive speed and smothering defense, backed by superb goaltending, the Detroit Red Wings ended the NHL's longest Stanley Cup drought with an overwhelming sweep of the Philadelphia Flyers; and

Whereas, As one of the NHL's original six franchises, the Red Wings' hockey tradition is as long and storied as any in National Hockey League history; and

Whereas, The last time the Red Wings hoisted the Stanley Cup, players didn't wear helmets, goalies didn't wear masks and they skated at the Olympia, the Old Red Barn on Grand River Avenue; and

Whereas, A journey that has seen the Red Wings go from the highs of winning the President's Trophy as the NHL's best regular season team to the heartbreaking loss to the New Jersey Devils in the 1995 Stanley Cup Finals. This is a team that has put aside the individual Olympic Gold medals and world championships, as well as scoring titles and all-star appearances, for the sake of one shimmering silver goal—the return of Lord Stanley's Cup to the city of Detroit, Hockeytown; and

Whereas, In truly memorable playoff series against the St. Louis Blues, Anaheim Mighty Ducks and bitter rival Colorado Avalanche, the Detroit Red Wings displayed remarkable grit, discipline and skill in reaching the Stanley Cup Finals; and

Whereas, Forty-two years of frustration and disappointment exploded off the Detroit bench, as the Red Wings burst onto the ice in celebration after sweeping the Philadelphia Flyers in the Stanley Cup Final. Their shared goal complete, the Red Wings could now bask in the triumph and celebration of Detroit's first Stanley Cup victory since 1955, under the fireworks and confetti of the Joe Louis Arena, with all the long-suffering fans; now, therefore, be it

Resolved by the Senate, That we congratulate the 1997 NHL Stanley Cup Champion, Detroit Red Wings; and be it further

Resolved that a copy of this resolution be transmitted to the finest owners in the NHL, Mike and Marian Ilitch; Coach and Director of Player Personnel, Scotty Bowman; his entire coaching staff and the players: Captain Steve Yzerman, Sergei Fedorov, Brendan Shanahan, Mike Vernon, Chris Osgood, Kevin Hodson, Slava Fetisov, Larry Murphy, Bob Rouse, Nicklas Lidstrom, Vladimir Konstantinov, Jamie Pushor, Aaron Ward, Mathieu Dandenault, Slava Kozlov, Igor Larionov, Martin LaPointe, Kris Draper, Doug Brown, Kirk Maltby, Darren McCarty, Tomas Sandstrom, Joey Kocur, Tomas Holmstrom, Anders Eriksson, Tim Taylor, Mike Knuble; and the entire Detroit Red Wing Organization as evidence of our highest esteem and congratulations.

Senators Schuette, DeBeaussaert, Young, Berryman, Bouchard, Hoffman, Posthumus, Stille, Emmons, Stallings, Shugars and McManus were named co-sponsors of the resolution.

By unanimous consent the Senate returned to the order of

Introduction and Referral of Bills

Senators Stille, Schwarz, Shugars, Gast, Young, Dunaskiss and North introduced

Senate Bill No. 595, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16221 and 16226 (MCL 333.16221 and 333.16226), as amended by 1996 PA 594.

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

Senators Geake, McManus, North, Gast, Bennett, Bullard and Shugars introduced

Senate Bill No. 596, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending section 25 (MCL 432.25), as amended by 1996 PA 167.

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

Senators Cisky, Gougeon, North, Byrum and Shugars introduced

Senate Bill No. 597, entitled

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending section 9 (MCL 552.609), as amended by 1995 PA 236.

The bill was read a first and second time by title and referred to the Committee on Human Resources, Labor and Veterans Affairs.

Senators Bullard, Dunaskiss, Shugars, Byrum, O'Brien, Emmons, Koivisto, McManus and Steil introduced

Senate Bill No. 598, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 237 (MCL 18.1237).

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

Senators Dunaskiss, North, McManus, Young, Bullard, Stille, Shugars, Bouchard, Byrum, Berryman and Cherry introduced

Senate Bill No. 599, entitled

A bill to amend 1986 PA 87, entitled "An act regarding warranties on new motor vehicles; to require certain repairs thereto; and to provide remedies for the failure to repair such vehicles," by amending section 1 (MCL 257.1401).

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

Senators Geake, Emmons, McManus, Gast, Bennett and Bullard introduced

Senate Bill No. 600, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 109 (MCL 400.109), as amended by 1996 PA 473.

The bill was read a first and second time by title and referred to the Committee on Families, Mental Health and Human Services.

Senator Byrum introduced

Senate Bill No. 601, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16181 (MCL 333.16181), as amended by 1993 PA 80.

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

Senator Byrum introduced

Senate Bill No. 602, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16263, 16335, 17801, and 17820 (MCL 333.16263, 333.16335, 333.17801, and 333.17820), section 16263 as amended by 1995 PA 126, section 16335 as added by 1993 PA 80, and sections 17801 and 17820 as amended by 1987 PA 213, and by adding sections 17819 and 17823.

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

House Bill No. 4199, entitled

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to create the position and to define the powers and duties of the state commissioner of revenue; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to provide an appropriation; to abolish the state board of tax administration; and to declare the effect of this act," by amending section 30a (MCL 205.30a), as amended by 1995 PA 116.

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. 4642, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4a (MCL 205.54a), as amended by 1996 PA 435.

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. 4643, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 4 (MCL 205.94), as amended by 1996 PA 436.

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.

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

The motion prevailed.

Senator Dunaskiss' statement is as follows:

I would like to explain my "no" vote on the Peters' amendment to the Mental Health Budget. This amendment was added adding funding to Clinton Valley Center.

Sometimes, you change your mind and I am not afraid to admit that the facts changed mine. This facility is the oldest in Michigan and it's in the worst condition. I've been there. In good conscience, I could not vote to close other facilities and keep this facility open.

As a former Senator of this district, I had great concerns about the well-being of Clinton Valley residents and reluctance about the consolidation process. I have visited the facility on several occasions. I met with residents, staff and employees. It was conveyed to me that portions of the building were uninhabitable. In fact, I was told that one of the buildings had a roof collapse. In addition, others had voiced their concerns that other buildings on the premise were in disrepair and dangerous to the well-being of the residents.

My primary concern has always been for the well-being and safety of the people who live in Clinton Valley Center. Due to these concerns, I've had extensive conversations with the Department of Community Health to ensure that the safety and well-being of the residents would not be compromised. Additionally, I reviewed a copy of the consolidation plan. The representatives of the Department of Community Health reassured me that each resident will receive an individual care plan as specified in the consolidation plan.

I was also assured by the boilerplate language of House Bill No. 4306, as it passed the Senate last week, because it had safeguards and provisions that will ensure the individual needs of each person before they are transferred or discharged.

Utilization of CVC has decreased over time, mirroring the decreases that have occurred throughout the mental health institutional system. Last week, I had a meeting with the representatives from the department. They informed me that the census at CVC has declined from 502 in 1985 to 195 in June of this year. Concurrently, there's a lawsuit today that has cost the taxpayers almost \$800,000 to keep 83 employees on the payroll. This clearly indicates the patient load has gone down, but the staff wants to stay. This equals \$12,000 per day; over \$84,000 per week in taxpayer dollars without any benefit to the patients.

The trend toward deinstitutionalization can be expected to continue as the Community Health Service Programs continue to develop new and expanded community-based services. I agree with Neil Munroe from the Oakland Press, when he said, "What the state is doing is what it must do—spending on treatment, not on inefficient facilities."

Committee Reports

The Committee on Transportation and Tourism reported

Senate Bill No. 580, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 621 (MCL 418.621), as amended by 1994 PA 271.

With the recommendation that the following amendment be adopted and that the bill then pass:

1. Amend page 2, line 6, after "secured" by inserting "AND, EXCEPT FOR CONSTRUCTION ON STATE, FEDERALLY, OR LOCALLY FUNDED TRANSPORTATION PROJECTS, THE COST OF CONSTRUCTION AT THE SITE, NOT INCLUDING THE COST OF LAND ACQUISITION, WILL EXCEED \$65,000,000.00,".

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

Douglas Carl
Chairperson

To Report Out:

Yeas: Senators Carl, Stille and North

Nays: Senators O'Brien and Hart

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

The Committee on Transportation and Tourism reported

Senate Bill No. 581, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 801 and 802 (MCL 257.801 and 257.802), section 801 as amended by 1995 PA 226 and section 802 as amended by 1996 PA 551.

With the recommendation that the bill pass.

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

Douglas Carl
Chairperson

To Report Out:

Yeas: Senators Carl, Stille and North

Nays: Senators O'Brien and Hart

The bill was referred to the Committee of the Whole.

The Committee on Transportation and Tourism reported

Senate Bill No. 582, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to

provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal certain acts and parts of acts," by amending the title and sections 1c, 1d, 3, 5a, 7, 10, 10a, 10c, 10k, 11, 11b, 12, 12c, 13, 13a, 14, 16, 17, 18a, 18b, 18c, 18d, 18e, 18l, and 20a (MCL 247.651c, 247.651d, 247.653, 247.655a, 247.657, 247.660, 247.660a, 247.660c, 247.660k, 247.661, 247.661b, 247.662, 247.662c, 247.663, 247.663a, 247.664, 247.666, 247.667, 247.668a, 247.668b, 247.668c, 247.668d, 247.668e, 247.668l, and 247.670), the title and section 11b as amended by 1992 PA 223, sections 1c and 10k as amended and section 12c as added by 1982 PA 438, section 5a as added by 1981 PA 184, sections 10, 11, 12, 13, and 17 as amended by 1993 PA 294, section 10a as amended by 1992 PA 137, section 10c as amended by 1990 PA 73, section 14 as amended by 1987 PA 234, sections 18b and 18e as amended by 1985 PA 201, and section 18l as added by 1992 PA 224, and by adding sections 1g and 11f; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Douglas Carl
Chairperson

To Report Out:

Yeas: Senators Carl, Stille and North

Nays: Senators O'Brien and Hart

The bill was referred to the Committee of the Whole.

The Committee on Transportation and Tourism reported

House Bill No. 4523, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 160a.

With the recommendation that the substitute (S-4) be adopted and that the bill then pass.

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

Douglas Carl
Chairperson

To Report Out:

Yeas: Senators Carl, Stille, North, O'Brien and Hart

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 Transportation and Tourism submits the following:

Meeting held on Wednesday, June 6, 1997, at 12:30 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Carl (C), Stille, North, O'Brien and Hart

The Committee on Gaming and Casino Oversight reported

Senate Resolution No. 71.

A resolution concurring in the tribal-state gaming compacts negotiated between the Governor and the Little River Band of Ottawa Indians, the Pokagon Band of Potawatomi Indians, the Little Traverse Bay Bands of Odawa Indians, and the Nottawaseppi Huron Band of Potawatomi.

(For text of resolution, see Senate Journal No. 51, p. 860.)

With the recommendation that the resolution be adopted.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, V. Smith and Koivisto

Nays: Senators Rogers and Schuette

The resolution was placed on the order of Resolutions.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 570, entitled

A bill to create the compulsive gaming prevention fund; to impose duties on certain licensed entities; to prescribe the duties of certain state officials; and to impose penalties.

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.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 573, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding sections 309a and 309b.

With the recommendation that the bill pass.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 571, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending sections 16, 41, and 43 (MCL 432.16, 432.41, and 432.43), section 16 as added and sections 41 and 43 as amended by 1996 PA 167.

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 574, entitled

A bill to regulate persons having certain gaming interests; to require registration of persons having certain gaming interests and their agents; to require the filing of reports; to prescribe the powers and duties of the department of state; and to prescribe penalties.

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 284, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 30.

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.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 583, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 10 (MCL 125.2690).

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 585, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 9 (MCL 207.779), as amended by 1996 PA 449.

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.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 586, entitled

A bill to amend 1990 PA 100, entitled "City utility users tax act," by amending section 5 (MCL 141.1155), as amended by 1996 PA 455.

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 587, entitled

A bill to amend 1985 PA 224, entitled "Enterprise zone act," by amending section 21c (MCL 125.2121c), as added by 1996 PA 444.

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 588, entitled

A bill to amend 1984 PA 385, entitled "Technology park development act," by amending section 12 (MCL 207.712), as amended by 1996 PA 445.

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.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 589, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 11 (MCL 207.561), as amended by 1996 PA 446.

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.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 590, entitled

A bill to amend 1978 PA 255, entitled "Commercial redevelopment act," by amending section 12 (MCL 207.662), as amended by 1996 PA 450.

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.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 591, entitled

A bill to amend 1953 PA 189, entitled "An act to provide for the taxation of lessees and users of tax-exempt property," by amending section 1 (MCL 211.181), as amended by 1996 PA 447.

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 592, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 159g and 411j (MCL 750.159g and 750.411j), section 159g as added by 1995 PA 187 and section 411j as amended by 1996 PA 80.

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

Michael J. Bouchard

Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 593, entitled

A bill to authorize certain interceptions of communications and the use of interception devices for certain offenses; to provide for and regulate the application, issuance, and execution of interception orders; to prescribe the powers and duties of certain agencies, officers, and employees; to regulate the use and disclosure of communications and evidence intercepted or obtained under this act; to provide remedies and exemptions from liability; to prescribe penalties; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Michael J. Bouchard

Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette and Koivisto

Nays: Senator V. Smith

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 594, entitled

A bill to create the Michigan law enforcement investigative fund; to prescribe the powers and duties of certain state agencies and departments; to provide for deposits into the fund; and to provide for expenditures from the fund.

With the recommendation that the bill pass.

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

Michael J. Bouchard

Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers and Schuette

Nays: Senator V. Smith

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 569, entitled

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending the title and sections 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, and 15 (MCL 432.202, 432.203, 432.204, 432.205, 432.206, 432.208, 432.209, 432.210, 432.211, 432.212, 432.213, 432.214, and 432.215) and by adding sections 4a, 4b, 4c, 4d, 6a, 7a, 7b, 7c, 8a, 8b, 8c, 9a, 9b, 9c, 13a, 13b, 17, 18, 19, 20, 21, 22, 23, 24, and 25; and to repeal acts and parts of acts.

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

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

Michael J. Bouchard

Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 572, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending section 20 (MCL 431.320) and by adding section 9a.

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.

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

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

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 576, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 3 (MCL 780.623), as amended by 1994 PA 294.

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Gaming and Casino Oversight reported

Senate Bill No. 584, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 31 (MCL 206.31), as added by 1996 PA 448.

With the recommendation that the bill pass.

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

Michael J. Bouchard
Chairperson

To Report Out:

Yeas: Senators Bouchard, Rogers, Schuette, V. Smith and Koivisto

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Gaming and Casino Oversight submits the following:

Meeting held on Thursday, June 5, 1997, at 1:00 p.m., 8th Floor Conference Room, Farnum Building

Present: Senators Bouchard (C), Rogers, Schuette, V. Smith and Koivisto

COMMITTEE ATTENDANCE REPORT

The Committee on Local, Urban and State Affairs submits the following:

Public Hearing held on Thursday, June 5, 1997, at 6:30 p.m., Oakland County Commissioners Auditorium, 1200 North Telegraph Road, Pontiac, Michigan

Present: Senators Stille (C) and Dunaskiss

Absent: Senators Bennett, Hart and O'Brien

COMMITTEE ATTENDANCE REPORT

The Trial Court Assessment Commission submits the following:

Meeting held on Friday, June 6, 1997, at 10:00 a.m., 8th Floor Conference Room, Farnum Building

Present: Senator Dingell

Excused: Senator Van Regenmorter

Senator DeGrow moved that the Senate adjourn.

The motion prevailed, the time being 4:02 p.m.

The President pro tempore, Senator Schwarz, declared the Senate adjourned until Wednesday, June 11, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.

