

No. 69
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, September 30, 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 present.

Bennett—present
Berryman—present
Bouchard—present
Bullard—present
Byrum—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 Loren N. Bennett of the 8th District offered the following invocation:

Heavenly Father, thank You for bringing us together today to serve the people of Michigan. Please grant us the wisdom, patience and compassion to carry out our responsibilities. Help us to serve the people in such a way that we bring honor and glory to Your name. Amen.

Motions and Communications

Recess

Senator Schwarz moved that the Senate recess until 10:30 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 Emmons, Schuette, Van Regenmorter, Hoffman, Geake, North and Shugars entered the Senate Chamber.

Recess

Senator Schwarz moved that the Senate recess until 10:45 a.m.

The motion prevailed, the time being 10:31 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 Cisky, Steil and DeGrow entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senator Emmons introduced

Senate Bill No. 708, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 27 (MCL 211.27), as amended by 1994 PA 415.

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

Senators Gast, McManus, Emmons, Koivisto, Stille, Geake, North, Bennett, A. Smith, Berryman, Conroy, DeBeaussaert and Steil introduced

Senate Bill No. 709, entitled

A bill to authorize, describe, and regulate civil charitable trusts.

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

Senators Steil and Bennett introduced

Senate Bill No. 710, entitled

A bill to amend 1964 PA 284, entitled "City income tax act," by amending section 31 of chapter 2 (MCL 141.631), as amended by 1988 PA 120, and by adding section 67 to chapter 2.

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

Senators Bennett and Steil introduced

Senate Bill No. 711, entitled

A bill to amend 1964 PA 284, entitled "City income tax act," by amending section 31 of chapter 2 (MCL 141.631), as amended by 1988 PA 120, and by adding section 67 to chapter 2.

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

Senator North introduced

Senate Bill No. 712, entitled

A bill to amend 1905 PA 187, entitled "An act to insure the payment of subcontractors and wages earned and all materials or labor and certain supplies furnished and used in connection with and consumed in constructing, repairing or ornamenting public buildings and public works," by amending section 1 (MCL 570.101), as amended by 1982 PA 10.

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

Senator North introduced

Senate Bill No. 713, entitled

A bill to amend 1963 PA 213, entitled "An act to provide a procedure for bonding contractors for public buildings and public works of governmental units; and to repeal certain acts and parts of acts," by amending sections 1, 3, and 4 (MCL 129.201, 129.203, and 129.204), section 1 as amended by 1982 PA 11.

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

Senator North introduced

Senate Bill No. 714, entitled

A bill to authorize the department of natural resources to convey certain state owned property in Mackinac county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue derived from the conveyance.

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

Senator North introduced

Senate Bill No. 715, entitled

A bill to amend 1968 PA 173, entitled "An act naming certain state buildings," by amending section 1 (MCL 19.131), as amended by 1982 PA 229.

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

Senators Bullard, Bennett, Shugars and Gougeon introduced

Senate Bill No. 716, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1 (MCL 205.51), as amended by 1995 PA 209.

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

Senators Bullard, Shugars, Bouchard, DeGrow and Stallings introduced

Senate Bill No. 717, 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 bill was read a first and second time by title.

Senator DeGrow moved that rule 3.203 be suspended and that the bill be referred to the Committee of the Whole and placed on the order of General Orders.

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

Senator DeGrow moved that rule 3.902 be suspended to allow the guest of Senator Schwarz admittance to the Senate floor.

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

Senators Geake, Van Regenmorter, Dingell, Stille, Bennett, Steil, Gougeon, McManus, Emmons, North, Shugars, DeGrow, Hoffman, Gast, Young, Bullard, Hart, Conroy, A. Smith and Byrum introduced

Senate Bill No. 718, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 2955c.

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

Senator Steil introduced

Senate Bill No. 720, entitled

A bill to amend 1971 PA 140, entitled "State revenue sharing act of 1971," by amending section 11a (MCL 141.911a), as added by 1996 PA 342.

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

Senator Bullard introduced

Senate Bill No. 721, 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 bill was read a first and second time by title and referred to the Committee on Finance.

House Bill No. 4200, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 29 (MCL 421.29), as amended by 1995 PA 25.

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 Human Resources, Labor and Veterans Affairs.

House Bill No. 4255, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 682b.

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

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

House Bill No. 4461, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending sections 11 and 17 (MCL 421.11 and 421.17), section 11 as amended by 1995 PA 25 and section 17 as amended by 1994 PA 162.

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 Human Resources, Labor and Veterans Affairs.

House Bill No. 4783, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 265 (MCL 206.265), as added by 1993 PA 128.

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. 5038, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," (MCL 38.1 to 38.69) by adding section 19g.

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 Appropriations.

By unanimous consent the Senate returned to the order of

Motions and Communications

The following communication was received:
Department of State

Administrative Rules
Notice of Filing

September 17, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-96 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 4:05 p.m. this date, administrative rule (97-9-2) for the Department of Consumer and Industry Services, Public Service Commission, entitled "*Electrical Supply and Communication Lines and Associated Equipment*," effective 15 days hereafter.

Sincerely,
Candice S. Miller
Secretary of State
Helen Kruger, Supervisor
Office of the Great Seal

The communication was referred to the Secretary for record.

The following communications were received:
Joint Committee on Administrative Rules

Certificates of Approval

Date: September 24, 1997

Subject: Trans. No. 97-47

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Transportation Department, Bureau of Highways, pertaining to Advertising Adjacent to Highways, dated June 30, 1997.

Date: September 24, 1997

Subject: Trans. No. 97-48

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Community Health Department, Health Legislation and Policy Development, pertaining to Blood Lead Analysis Reporting, dated June 24, 1997.

Date: September 24, 1997

Subject: Trans. No. 97-49

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Treasury Department, pertaining to Michigan Education Trust, dated July 30, 1997.

Date: September 24, 1997

Subject: Trans. No. 97-52

I hereby certify that the Joint Committee on Administrative Rules approved the rescission of the administrative rules from the Natural Resources Department, Law Enforcement Division, pertaining to Local Watercraft Control, dated July 25, 1997.

Date: September 24, 1997

Subject: Trans. No. 97-53

I hereby certify that the Joint Committee on Administrative Rules approved the rescission of the administrative rules from the Community Health Department, Health Legislation and Policy Development, pertaining to General Rules, Dated June 25, 1997.

Sincerely,
Representative Candace A. Curtis
Chair

September 24, 1997

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee extended the time for consideration of Trans. No. 97-51, submitted by the Department of State Police, Alcohol Enforcement Unit, pertaining to Drunk Driving Prevention Equipment and Training Fund, to November 28, 1997.

Sincerely,
Representative Candace A. Curtis
Chair

The communications were referred to the Secretary for record.

COMMITTEE ATTENDANCE REPORT

The Joint Committee on Administrative Rules submits the following:

Meeting held on Wednesday, September 24, 1997, at 8:30 a.m., Rooms 402 and 403, Capitol Building

Present: Senators North (C), Dingell and Byrum

Absent: Senators Schwarz and Van Regenmorter

The following communication was received:
Office of the Auditor General

September 25, 1997

Enclosed is a copy of the following audit report and/or executive digest:
Performance and financial related audit of the Motorcycle Safety Education Program and the Motorcycle Safety Fund, Departments of Education and State, October 1, 1994 through September 30, 1996.

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communication was referred to the Secretary for record.

Pursuant to rule 3.203, the Majority Leader made the following committee reassignment:

Senate Bill No. 719

The bill was referred to the Committee on Appropriations.

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, September 25:

House Bill Nos. 4200 4255 4461 5038

The Secretary announced the printing and placement in the members' files on Thursday, September 25 of:

Senate Bill No. 719

The Secretary announced the printing and placement in the members' files on Monday, September 29 of:

Senate Bill Nos. 706 707

Messages from the Governor

The following message from the Governor was received on September 26, 1997, and read:

EXECUTIVE ORDER

No. 1997 - 14

Michigan Commission on Genetic Privacy and Progress

Whereas, research scientists in Michigan, across the United States, and around the world are rapidly identifying the location, composition, and function of the approximately 100,000 genes that comprise the human genome. New genes are being identified at the rate of two per week, and discoveries concerning their actions and interactions between each other and environmental factors are being made almost daily; and

Whereas, the new knowledge gained from genetic research has complex moral, ethical, legal, and social implications for individuals and organizations in society; the pace of this knowledge growth threatens to exceed our capacity to cope with these implications; and

Whereas, the genetic makeup of an individual is unique, permanent by nature, and contains a vast amount of information about the individual encoded into the DNA contained in every cell of an individual's body. Small samples of this DNA may be used to make an infinite number of copies, and further analysis of this DNA may be used to reveal personal information about the individual; and

Whereas, there are true benefits to be derived from genetic technology and genetic information including the ability to detect, prevent, and reduce disease and disability, the ability to identify perpetrators of violent crimes and to exonerate the innocent, and the ability to enhance the health of the public; and

Whereas, there are real risks related to the abuse of genetic information and genetic technology including the violation of personal privacy or discrimination in areas such as employment, health care, health care insurance, and government record keeping; and

Whereas, Article I, Section 2 of the Constitution of the State of Michigan of 1963 guarantees Michigan citizens the equal protection of the laws of this state and requires the Michigan legislature to implement this protection through legislation. It is a necessary and appropriate function of state government to study and develop policies to prevent genetic discrimination and to regulate the uses of genetic information.

Now, Therefore, I, John Engler, Governor of the State of Michigan, pursuant to the powers vested in me by the Constitution of the State of Michigan of 1963 and the laws of the State of Michigan, do hereby order the following:

A. Establishment of the Michigan Commission on Genetic Privacy and Progress:

1. The Michigan Commission on Genetic Privacy and Progress is established by this Executive Order in the Michigan Department of Community Health.

2. The Commission shall have eleven (11) voting members who shall be appointed by the Governor and who shall serve at the pleasure of the Governor. The Governor shall designate one (1) member of the Commission to serve as its chair and who shall serve as chair at the pleasure of the Governor. Members of the Commission shall attend Commission meetings in person, and shall not delegate their responsibilities to other persons.

B. Definitions:

In this Executive Order the following definitions shall apply:

1. "Commission" means the Michigan Commission on Genetic Privacy and Progress established by this Executive Order.

2. "Department" means the Michigan Department of Community Health.

3. "Human DNA" means deoxyribonucleic acid, a complex organic molecule contained in the nucleus of human cells that contains encoded information about hereditary traits.

4. "Human DNA Sample" means any human biological specimen from which Human DNA can be extracted, or Human DNA extracted from such specimen.

5. "Gene" means a unit of heredity, composed of Human DNA and located on chromosomes, that partially through interaction with other genes and environmental factors, controls the development of an hereditary trait.

6. "Genetic Analysis" means any test, assay, or other form of analysis of a Human DNA Sample used to derive information about the presence or absence of a hereditary trait of the individual or family member from whom the DNA sample was taken.

7. "Genetic Information" means information about an individual or family member derived from Genetic Analysis of a Human DNA Sample from that individual or family member.

8. "Human Genome" means the full complement of genetic material contained in human chromosomes and which remains with an individual from his or her birth until his or her death.

C. Charge to the Commission:

1. The Commission shall recommend model state statutory and administrative policies which protect the privacy of Genetic Information, prevent discrimination based upon such Genetic Information in the areas of employment, health care, health care insurance, and government record keeping, or regulate certain uses of Genetic Information so as to appropriately safeguard the interests of the people of the State of Michigan.

2. The Commission shall restrict its policy recommendations to those which are appropriate for adoption by state government. In addition, the Commission may encourage the consideration and adoption of policies consistent with those it recommends for state government by other organizations and institutions within the state.

3. The Commission shall recommend state policies concerning the collection, storage, use, and destruction of Human DNA Samples so as to protect and secure the privacy of such Human DNA Samples against abuse or misuse by any person or organization, including government.

4. The Commission shall recommend state policies concerning access to Genetic Information and the conditions for the release of Genetic Information by any person or organization, including government.

5. The Commission shall recommend state policies concerning the receiving and management of Genetic Information from any person or organization, including government, and conditions for the use of Genetic Information by such recipients.

6. No later than November 15, 1998, the Commission shall issue a final report to the Governor and the legislature containing its recommended model state policies and the rationale of the Commission supporting their adoption.

D. Operations of the Commission:

1. Members of the Commission shall serve without compensation. Members of the Commission may receive reimbursement for necessary travel and expenses according to relevant procedures of the Civil Service Commission and the Department of Management and Budget.

2. The Commission may adopt rules of procedure, not inconsistent with Michigan law and with this Executive Order, governing its organization and operations. A majority of the serving voting members constitutes a quorum for the transaction of business at a meeting, notwithstanding the existence of one (1) or more vacancies. Voting upon actions taken by the Commission shall be conducted by a majority vote of the members present in person at a meeting of the Commission.

3. The Commission shall meet at the call of the chair and as may be provided in the rules of procedure of the Commission. Meetings of the Commission may be held anywhere within the State of Michigan.

4. The Commission shall establish one or more work groups to investigate and analyze specific issues, consistent with the charge of the Commission, concerning genetic privacy and the uses of Genetic Information. The chair of the Commission or a member of the Commission designated by the chair shall be an ex officio member of each work group established by the Commission. Work groups shall recommend proposed state statutory or administrative policies to the Commission, consistent with the Commission's charge. The Commission may adopt, reject, or modify policies proposed by work groups for inclusion in its final report to the Governor and the legislature.

5. The Commission may apply for, receive, and expend monies from any source, public or private, including but not limited to gifts, grants, donations of monies and government appropriations. The Commission may also accept donations of labor, services, or other things of value from any public or private agency or person. The Commission may expend monies for its operations and contract for the services of such staff, agents, and consultants as it deems necessary to fulfill its responsibilities.

6. Prior to the first meeting of the Commission, the chair of the Commission shall notify members of the time and location of the first meeting of the Commission, establish the agenda for the first meeting, provide members of the Commission with any preparatory materials for the first meeting and make any other arrangements necessary for the start-up of the Commission.

7. The Department, or a non-profit corporation established by the Department pursuant to Act No. 264 of the Public Acts of 1989, shall provide management-related functions to the Commission including, but not limited to, contract management, personnel, accounting, and procurement services.

8. The Commission shall regularly report on its progress to the Governor or his designee.

9. The Commission shall consult with legislative committees having jurisdiction over policy areas relevant to the Commission's recommendations.

E. Miscellaneous Provisions:

1. A member of the Commission and persons acting in the name of or on behalf of the Commission shall discharge the duties of their positions in a nonpartisan manner, with good faith and with that degree of diligence, care, and skill which an ordinarily prudent person would exercise under similar circumstances in a like position.

2. All departments, boards, commissions or officers of the state or of any political subdivision of the state shall give to the Commission, or to any member or agent thereof, any necessary assistance required by the Commission, or any agent of the Commission, in the performance of the duties of the Commission so far as is compatible with its, his or her duties; free access shall also be given to any books, records or documents in its, his or her custody, relating to matters within the scope of the inquiry, study or investigation of the Commission.

3. Members of the Commission, a work group established by the Commission, and any staff, agents, or consultants to the Commission shall make themselves available to testify before the legislature, as necessary, to effect the enactment of the Commission's recommended policies into law.

The provisions of this Executive Order shall become effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 26th day of September, in the Year of our Lord, One Thousand Nine Hundred Ninety-seven.

John Engler
Governor

By the Governor:
Candice S. Miller
Secretary of State

The Executive Order was referred to the Secretary for record.

The following message from the Governor was received on September 29, 1997, and read:

EXECUTIVE ORDER
No. 1997 - 15

Council for Career Preparation Standards

Whereas, it is incumbent upon Michigan's public education system to provide all students with the educational opportunities that will allow them to succeed in their chosen careers and become life-long learners; and

Whereas, many of the career opportunities our young people will choose in the future will require mastery of academic and technical knowledge and skills that may be obtained through various types of educational programs, including experience based learning; and

Whereas, Michigan employers continue to identify high-skilled, high-salaried careers with potential for advancement for which they cannot find qualified candidates; and

Whereas, parents and students need accurate and timely information about career opportunities and educational options in order to make informed decisions among the alternatives available to them; and

Whereas, parents and students have a right to know whether Michigan's public education programs are meeting quality standards; and

Whereas, Article V, Section 1, of the Constitution of the State of Michigan of 1963 vests the executive power in the Governor.

Now, Therefore, I, John Engler, Governor of the State of Michigan, pursuant to the powers vested in me by the Constitution of the State of Michigan of 1963 and the laws of the State of Michigan, do hereby order the following:

I. DEFINITIONS

In this Order the following definitions shall apply except where the context clearly requires a different definition.

1. "Council" means the Council for Career Preparation Standards established by this Order.
2. "Governor's Workforce Commission" means the Governor's Workforce Commission established by Executive Order 1994-26.
3. "Local Workforce Development Boards" means local workforce development boards established pursuant to the Job Training Partnership Act, Public Law 97-300, and the School-to-Work Opportunities Act of 1994, Public Law 103-230.

II. COUNCIL FOR CAREER PREPARATION STANDARDS**A. Establishment**

The Council for Career Preparation Standards is hereby established within the Michigan Jobs Commission and is charged with setting career competency standards, maintaining an information system regarding employment opportunities and providing public information on career preparation opportunities in Michigan. Business and industry, education, labor and parents will be represented on the Council.

B. Members of the Council for Career Preparation Standards

The Council shall consist of twenty-one (21) members, appointed by the Governor in the following manner:

1. Seven (7) members shall represent business and industry sectors in Michigan, such as:
 - a. Agriculture, forestry and mining
 - b. Construction
 - c. Manufacturing
 - d. Wholesale and retail trade
 - e. Business, finance, insurance and real estate
 - f. Services, including health services
 - g. Transportation, communications and utilities.
2. Two (2) members shall represent labor.
3. Seven (7) members shall represent secondary and post-secondary education, including administrators, educators and school personnel in fields such as:
 - a. Secondary career preparation education
 - b. Secondary general education
 - c. Intermediate school district career preparation education
 - d. Career counseling
 - e. Community colleges, four-year colleges and universities involved in career preparation education.
4. Two (2) members shall represent parents.
5. Three (3) members of the Council shall be the Superintendent of Public Instruction, the Director of the Department of Consumer and Industry Services, and the Director of the Michigan Jobs Commission, or their designees.
6. The members of the Council not representing state departments shall serve at the pleasure of the Governor.
7. The Governor shall select the chairperson of the Council.
8. The Michigan Jobs Commission, in collaboration with the Michigan Department of Education, shall provide the Council with sufficient staff to carry out the Council's responsibilities.

C. Duties of the Council

1. The Council shall establish a statewide information system on current and anticipated employment opportunities and the required level of skills and education required for employment. To the extent possible, the system shall incorporate existing resources of and information already gathered by the Michigan Jobs Commission and other agencies, organizations, councils and committees, both public and private.
2. Each local workforce development board shall be responsible for providing information on employment opportunities in the area served by the board. The Council shall coordinate and work with the local workforce development boards.
3. The Council shall on a continuing basis identify uniform career competency standards and assessments for career clusters to ensure that educational programs statewide are consistently high quality.
4. The Council shall on a continuing basis provide information to parents, students, school personnel, employers and others on the opportunities available in Michigan's public schools for students to attain the integrated academic and technical knowledge and skills needed for success in their chosen careers.
5. In addition to the duties described above, the Council shall also do the following:
 - a. Identify ways in which the private sector and other community organizations can contribute to the career preparation system;
 - b. Make recommendations to the Governor, legislature, and the Michigan Department of Education pertaining to the roles of community colleges, four-year colleges and universities in the career preparation system.
6. Not later than three (3) years after the effective date of this Order, the Council shall conduct a comprehensive review of the career preparation system and shall submit its report to the Governor and legislature.

7. The Council and the Governor's Workforce Commission shall coordinate their activities and responsibilities to the greatest extent possible.

This Executive Order shall become effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 29th day of September, in the Year of our Lord, One Thousand Nine Hundred Ninety-seven.

John Engler
Governor

By the Governor:
Candice S. Miller
Secretary of State

The Executive Order was referred to the Secretary for record.

Messages from the House

Senate Bill No. 118, entitled

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending section 10 (MCL 338.980), as amended by 1989 PA 105.

The House of Representatives has amended the bill as follows:

1. Amend page 1, line 11, after "THROUGH" by striking out "2001" and inserting "2000".
2. Amend page 2, line 1, after "A" by striking out "MONTHLY".

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.

Senate Bill No. 119, entitled

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending section 3 (MCL 338.883), as amended by 1992 PA 130.

The House of Representatives has amended the bill as follows:

1. Amend page 3, line 21, after "DECEMBER 31," by striking out "2001" and inserting "2000".

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.

Senate Bill No. 120, entitled

A bill to amend 1929 PA 266, entitled "An act to protect the health, and promote the safety and welfare of the people, by regulating the installation, alteration, maintenance, improvement and inspection of plumbing; to define plumbing and the classification of plumbers; to provide for the issuing of licenses and permits pertaining thereto and the disposition of moneys derived therefrom; to create a plumbing board, and to prescribe its powers and duties; to authorize cities, villages and townships to adopt and enforce certain standards; to establish remedies and fix penalties for violation of the provisions of this act," by amending section 8 (MCL 338.908), as amended by 1989 PA 106.

The House of Representatives has amended the bill as follows:

1. Amend page 3, line 16, after "A" by striking out "MONTHLY".
2. Amend page 3, line 26, after the second "A" by striking out "MONTHLY".

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

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

Senate Bill No. 178, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 17a (MCL 388.1617a), as amended by 1996 PA 300, and by adding section 147a.

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

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1979 PA 94, entitled "An act to make appropriations to aid in the support of the public schools and the intermediate school districts of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to supplement the school aid fund by the levy and collection of certain taxes; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to prescribe penalties; and to repeal certain acts and parts of acts," by amending sections 6, 11, 20, 20c, 31a, 51a, 53a, and 107 (MCL 388.1606, 388.1611, 388.1620, 388.1620c, 388.1631a, 388.1651a, 388.1653a, and 388.1707), sections 6, 11, 20, 20c, 51a, 53a, and 107 as amended by 1997 PA 93 and section 31a as amended by 1997 PA 24.

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

Senators Bullard, Gast, Bouchard, Dunaskiss, McManus, Stille, Gougeon and Posthumus entered the Senate Chamber.

Senator DeGrow moved that the order of General Orders be postponed for today.
The motion prevailed.

Senator DeGrow moved that rule 2.106 be suspended to allow all committees to meet during recess.
The motion prevailed, a majority of the members serving voting therefor.

Resolutions

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

Senate Resolution No. 94

Senate Resolution No. 95

The resolution consent calendar was adopted.

Senator Van Regenmorter offered the following resolution:

Senate Resolution No. 94.

A resolution to commend the Ottawa County Family Independence Agency for their success in establishing strong partnerships between state agencies and organizations.

Whereas, Project Zero is a Family Independence Agency (FIA) initiative, *To Strengthen Michigan Families*, whose purpose is to assist welfare recipients in making the transition from dependency to self-sufficiency; and

Whereas, The twofold purpose of Project Zero is first, to identify barriers to employment unique to individual recipients having no earned income and second, to assist state agencies and community organizations in developing and implementing programs and services aimed at reducing the number of recipients without earned income; and

Whereas, The goal of Project Zero is to reduce to zero the number of Family Independence Project households which have no earned income; and

Whereas, Ottawa County's FIA's Project Zero is the first of six Project Zero pilot sites in the state of Michigan to achieve this goal; and

Whereas, Ottawa County's FIA's Project Zero Family Independence Specialists, Family Independence Eligibility Specialists, Family Independence Managers and the Ottawa County Family Independence Program Manager under the direction of the Ottawa County Human Services Director, Loren Snippe, have consistently performed in a dedicated, compassionate and professional manner using creativity and innovation to tackle the barriers, whether they be housing, education, transportation or child care, preventing individuals from obtaining self-sufficiency through employment; and

Whereas, Governor Engler has announced the expansion of Project Zero to include six more sites, based upon the successful model established by the Ottawa County Project Zero; now, therefore, be it

Resolved by the Senate, That the Family Independence Specialists, Family Independence Eligibility Specialists, Family Independence Managers and the Family Independence Program Manager of the Ottawa County FIA, along with Director Loren Snippe, are to be commended for their success in establishing strong partnerships between state agencies and organizations which are responsible for opening the door of opportunity for thousands of families trapped in poverty; and be it further

Resolved, That the states face difficult challenges as they try to create work-based welfare programs. With the successes of Ottawa County's Project Zero, Michigan continues to be a national model in breaking the cycle of dependency; and be it further

Resolved, That a copy of this resolution be transmitted to Loren Snippe and the Ottawa County Family Independence Agency as evidence of our respect.

Senators Young, Stille and Schwarz were named co-sponsors of the resolution.

Senator Young offered the following resolution:

Senate Resolution No. 95.

A resolution to commemorate October 30, 1997, as the "7th Annual Angels Night Out" in Detroit.

Whereas, In the past several years, the image of Halloween as a time of innocent fun and youth-oriented antics has been shattered in cities across the country. The night before Halloween has become a nightmare of arson, vandalism and lawlessness. Michigan's largest city, Detroit, has been especially vulnerable to this destruction. Indeed, for several years, media attention has been focused on Detroit, as flames have seared the city's image across our country; and

Whereas, True to Detroit's history of rising out of the ashes of despair, the people of this city have made major strides in combating this situation. Thousands upon thousands of individuals, families, churches and community groups have come together in a wonderful sense of neighborliness to establish a new, positive tradition. This tradition is "Angels Night Out." The Motor City Blight Busters are the proud sponsors of the "7th Annual Angels Night Out." Once again thousands of committed volunteers will take to the streets to work together to create a presence that discourages arson, senseless destruction of property and crime, and keep the Devil out of Angels Night. Indeed, they are heroes in every sense of the word and we thank them for their dedication to making "Angels Night Out" the new Detroit tradition on the night before Halloween. "Angels Night Out" provides us with an opportunity to honor and extend our gratitude to all of the programs, organizations and individuals who work so hard throughout the year in support of strengthening and revitalizing the city of Detroit; and

Whereas, Equally important in the observance of "Angels Night Out" are the strengthening friendships of neighbors who realize the wonderful things that can be accomplished when caring people work together to replace the demons of the night with hope and friendship. It is our sincerest hope that other communities around the nation can follow this wonderful example; now, therefore, be it

Resolved by the Senate, That we commemorate October 30, 1997, as "Angels Night Out" in Detroit and give praise to all the dedicated volunteers for their efforts in making this annual event a success; and be it further

Resolved, That a copy of this resolution be transmitted to the Motor City Blight Busters, coordinators of this impressive undertaking, as evidence of our admiration.

Recess

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

The motion prevailed, the time being 11:03 a.m.

11:06 a.m.

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

Recess

Senator DeGrow moved that the Senate recess until 4:30 p.m.

The motion prevailed, the time being 11:07 a.m.

The Senate reconvened at the expiration of the recess and pursuant to rule 1.101, in the absence of the Presiding Officers, the Senate was called to order by the Secretary of the Senate.

Recess

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

The motion prevailed, the time being 4:31 p.m.

5:05 p.m.

The Senate was called to order by the President pro tempore, Senator John J. H. Schwarz.

By unanimous consent the Senate returned to the order of
Messages from the House

Senate Bill No. 165, entitled

A bill to make appropriations for a capital outlay program for the fiscal year ending September 30, 1998, to implement the appropriations within the budgetary process; to make appropriations for planning and construction at state agencies; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and September 30, 1998 conditions relating to the appropriations; and to provide for the expenditure of appropriations.

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

The House of Representatives has passed the bill as substituted (H-1) and ordered that it be given immediate effect. Pursuant to rule 3.202, the bill was laid over one day.

Scheduled Meetings

Legislative Council - Thursday, October 30, at 12:30 p.m., Rooms 402 and 403, Capitol Building (3-0212).

Legislative Retirement Board of Trustees Subcommittee on Insurance Issues - Wednesday, October 1, at 3:30 p.m., Room 601, Romney Building (3-0835).

Local, Urban and State Affairs Committee - Wednesday, October 8, at 1:00 p.m., Room 100, Farnum Building (3-1635).

Trial Court Assessment Commission - Friday, October 17, at 10:00 a.m., 8th Floor Conference Room, Farnum Building (3-7000).

Senator DeGrow moved that the Senate adjourn.
The motion prevailed, the time being 5:07 p.m.

The President pro tempore, Senator Schwarz, declared the Senate adjourned until Wednesday, October 1, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.

