

No. 57
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, June 30, 1998.

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—excused
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
Jaye—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—excused
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—present
Young—present

Senator George Z. Hart of the 6th District offered the following invocation:

“God bless America, land that I love.

Stand beside her and guide her through the night with the light from above.

From the mountains to the prairies to the oceans white with foam.

God bless America, my home sweet home.”

Senators Young, Vaughn, Bouchard, Rogers and Posthumus entered the Senate Chamber.

Motions and Communications

Senator DeGrow moved that Senators Emmons, Geake, Hoffman, McManus, Schwarz and Stille be temporarily excused from today’s session.

The motion prevailed.

Senator DeGrow moved that rule 2.106 be suspended to allow all conference committees to meet during Senate session.

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

Senator Geake entered the Senate Chamber.

Senator Byrum moved that Senators Berryman and V. Smith be excused from today’s session.

The motion prevailed.

The following communication was received:

Northeast Michigan Consortium

June 30, 1998

The Workforce Development Board of Northeast Michigan Consortium has revised the final Title III (EDWAAA) plan for program year 1998.

The following is a summary of the planned activities for the target group that are eligible under the Job Training Partnership Act:

Total Title III Program funds planned for PY98: \$389,000.00

- | | |
|---|--------------|
| 1. Retraining Services: Eligible dislocated workers will be retrained in a vocational program in a classroom setting, or through on-the-job training in the private sector. | \$101,700.00 |
| 2. Basic Readjustment: Intake, counseling, job placement and other employment development services. | \$101,700.00 |
| 3. Support Services and Needs Related Payments: Program participants will be provided ancillary services as needed such as child care or transportation allowances. | \$ 84,750.00 |

A copy of the Plan is available at Michigan Works! Northeast Consortium, 20709 State Street, P.O. Box 711, Onaway, Michigan 49765. Please address questions or comments to Terry L. Basel, Program Coordinator.

Sincerely,
Terry L. Basel
Program Coordinator

The communication was referred to the Secretary for record.

The following communication was received:

Department of State

Notice of Filing Administrative Rules

June 8, 1998

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:14 a.m., this date,

administrative rule (98-06-01) for the Department of Treasury, Michigan Gaming Control Board, entitled "*Casino Gaming Rules*," effective 15 days hereafter.

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

The communication was referred to the Secretary for record.

The following communication was received and read:
Office of the Senate Majority Leader

June 25, 1998

Pursuant to Senate Rule 1.105, I hereby appoint the members below to the following Conference Committee:

SB 904 Senator Loren Bennett, Chair
 Senator George McManus
 Senator Ken DeBeaussiaert

Please make this communication part of the official Senate record.

Sincerely,
Dick Posthumus
Senate Majority Leader

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 25:
House Bill Nos. 4866 5445 5447 5468 5752 5783 5784 5792 5793

The Secretary announced the printing and placement in the members' files on Friday, June 26 of:
Senate Bill No. 1225

The Secretary announced the printing and placement in the members' files on Monday, June 29 of:
Senate Bill Nos. 1215 1216 1217 1218 1219 1220 1221 1222 1223 1224
House Bill Nos. 5970 5971 5972

Senator McManus entered the Senate Chamber.

Messages from the Governor

The following messages from the Governor were received:

Date: June 24, 1998
Time: 2:42 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 554 (Public Act No. 138), being

An act to regulate the transportation of certain hazardous materials; to prescribe the powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies.

(Filed with the Secretary of State on June 25, 1998, at 1:46 p.m.)

Date: June 24, 1998
Time: 2:44 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 729 (Public Act No. 139), being

An act to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate

the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,” by amending sections 11104, 11126, 11130, 11133, 11138, 11144, 11146, 11147, and 11148 (MCL 324.11104, 324.11126, 324.11130, 324.11133, 324.11138, 324.11144, 324.11146, 324.11147, and 324.11148) and by adding sections 11126a and 11132a; and to repeal acts and parts of acts.

(Filed with the Secretary of State on June 25, 1998, at 1:48 p.m.)

Date: June 24, 1998

Time: 2:46 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 730 (Public Act No. 140), being

An act to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” inserting “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,” by amending sections 12101, 12102, 12103, 12105, 12106, 12107, 12109, 12114, and 12116 (MCL 324.12101, 324.12102, 324.12103, 324.12105, 324.12106, 324.12107, 324.12109, 324.12114, and 324.12116), sections 12101 and 12102 as amended by 1995 PA 61; and to repeal acts and parts of acts.

(Filed with the Secretary of State on June 25, 1998, at 1:50 p.m.)

Date: June 24, 1998

Time: 2:48 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 731 (Public Act No. 141), being

An act to amend 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with, or contravening any of the provisions of this act,” by amending section 4701 (MCL 600.4701), as amended by 1997 PA 156.

(Filed with the Secretary of State on June 25, 1998, at 1:52 p.m.)

Respectfully,
John Engler
Governor

The following message from the Governor was received and read:

June 24, 1998

There is herewith presented for consideration and confirmation by the Senate, the following reappointment to office:

Board of Plumbing

Mr. Duane E. Branch, 105 Quiet Creek, Chelsea, Michigan 48118, county of Washtenaw, as a member representing licensed master plumbers, succeeding himself, for a term expiring on June 30, 2001.

Sincerely,
John Engler
Governor

The appointment was referred to the Committee on Government Operations.

Senators Hoffman and Emmons entered the Senate Chamber.

Messages from the House

Senators Emmons and Miller asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Emmons' statement is as follows:

Ed Farhat played football with my husband at Ferris State University a long time ago, so he's been a friend for a long time and it is a shame that we won't have his jolly presence around anymore. We certainly would want to extend to the family our sincerest sympathy and condolences and pray that God supports them in these tough hours of his death.

Senator Miller's statement is as follows:

Today I have a rather sad announcement to make. I had the privilege when I first came here to meet a gentleman by the name of Ed Farhat, who, at that time was a member of PAA, a legislative firm here in Lansing that does a lot of outstanding work.

We talk about people who you have the privilege to meet in this line of work and I just wanted to say that I considered Ed Farhat a very wise man, but also a great gentleman. I received the notice over the weekend that Mr. Farhat passed away. Today was his funeral and I just want to say that even though Ed Farhat was not a member of this body, he was a man who talked and represented many public interests in the state of Michigan. He was an outstanding athlete, teacher, worked for the Michigan Catholic Conference, got his start here in Lansing in the early '70s, gave up a successful coaching career in college to come back home here and work for the Michigan Catholic Association, and he worked with Emil Lockwood and Jerry Coomes for many, many years here. In the early 1990s, he decided to help his two sons, Dave and Dan, start up their group, The Farhat Group.

I had the great privilege, Madam President, of meeting Ed Farhat, knowing him and working with him on many, many issues, and partisan politics was never a part of Ed Farhat's life. Whatever he could do for the best for the citizens of Michigan, whether it was for the Catholic Conference or one of his clients he had—he did an outstanding job.

I know his family is in very, very serious mourning today, but I wanted to bring to the attention of the body that we talk about bills and legislation that we pass here, but Ed Farhat was a man that represented a lot of issues that are debated on this floor. I know he was a man of character and a man of great integrity and I wanted to let his family know that we send our deepest sympathy. I would request, Madam President, that you have a moment of silence for Mr. Farhat.

A moment of silence was observed for the memory of Ed Farhat.

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

Senate Bill No. 200

Senate Bill No. 38

Senate Bill No. 752

Senate Bill No. 386

Senate Bill No. 866

Senate Bill No. 874

House Bill No. 4259

House Bill No. 5261

House Bill No. 5317

Senate Bill No. 281

Senate Bill No. 902

House Bill No. 4044

The motion prevailed.

Senate Bill No. 606, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 53d.

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

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

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

Senate Bill No. 904, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 196.

The House of Representatives has appointed Reps. Alley, Kilpatrick and Middaugh as conferees to join with Senators Bennett, McManus and DeBeaussiaert.

The bill was referred to the Conference Committee on June 25, 1998.

Senate Bill No. 907, entitled

A bill to make appropriations for community colleges for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, officers, and employees.

The House of Representatives has appointed Rep. Mathieu to replace Rep. Kelly as conferee.

The message was referred to the Secretary for record.

Senate Bill No. 908, 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, 1999; 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 House of Representatives has appointed Reps. Ciaramitaro, Emerson and Johnson as conferees to join with Senators Geake, Schwarz and Conroy.

The bill was referred to the Conference Committee on June 25, 1998.

Senate Bill No. 910, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

The House of Representatives has appointed Reps. Emerson, Kelly and Godchaux as conferees to join with Senators DeGrow, Schwarz and Conroy.

The bill was referred to the Conference Committee on June 26, 1998.

Senate Bill No. 910, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

The House of Representatives has appointed Rep. Rison to replace Rep. Kelly as conferee.

The message was referred to the Secretary for record.

Senator Stille entered the Senate Chamber.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator DeGrow moved that the Committee on Families, Mental Health and Human Services be discharged from further consideration of the following bills:

Senate Bill No. 1209, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 18 (MCL 722.638), as added by 1997 PA 168.

Senate Bill No. 1210, entitled

A bill to amend 1978 PA 642, entitled "Revised probate code," by amending section 424 (MCL 700.424), as amended by 1996 PA 8.

Senate Bill No. 1211, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2637, 2640, 5131, 16648, 18117, and 18237 (MCL 333.2637, 333.2640, 333.5131, 333.16648, 333.18117, and 333.18237), section 2640 as added by 1996 PA 307, section 5131 as amended by 1997 PA 57, and sections 16648, 18117, and 18237 as amended by 1993 PA 79, and by adding section 16281.

Senate Bill No. 1212, entitled

A bill to amend 1994 PA 203, entitled "Foster care and adoption services act," by amending section 6 (MCL 722.956).

Senate Bill No. 1213, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," (MCL 552.501 to 552.535) by adding section 20a.

Senate Bill No. 1214, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," (MCL 722.621 to 722.638) by adding section 626a.

Senate Bill No. 1225, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 748 (MCL 330.1748), as amended by 1996 PA 588.

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 the order of General Orders, be placed on the General Orders Calendar for consideration today:

Senate Bill No. 1209

Senate Bill No. 1210

Senate Bill No. 1211

Senate Bill No. 1212

Senate Bill No. 1213

Senate Bill No. 1214

Senate Bill No. 1225

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

By unanimous consent the Senate proceeded to the order of

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 Steil as Chairperson.

Recess

Senator DeGrow moved that the Committee of the Whole recess subject to the call of the Chairperson.

The motion prevailed, the time being 10:17 a.m.

10:20 a.m.

The Committee of the Whole was called to order by the Chairperson, Senator Steil.

During the recess, Senator Schwarz entered the Senate Chamber.

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. 1209, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 18 (MCL 722.638), as added by 1997 PA 168.

Senate Bill No. 1210, entitled

A bill to amend 1978 PA 642, entitled "Revised probate code," by amending section 424 (MCL 700.424), as amended by 1996 PA 8.

Senate Bill No. 1212, entitled

A bill to amend 1994 PA 203, entitled "Foster care and adoption services act," by amending section 6 (MCL 722.956).

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:

House Bill No. 4163, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4p.

Substitute (S-2).

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

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

House Bill No. 4743, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4m.

Substitute (S-1).

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

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

Senate Bill No. 1211, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2637, 2640, 5131, 16648, 18117, and 18237 (MCL 333.2637, 333.2640, 333.5131, 333.16648, 333.18117, and 333.18237), section 2640 as added by 1996 PA 307, section 5131 as amended by 1997 PA 57, and sections 16648, 18117, and 18237 as amended by 1993 PA 79, and by adding section 16281.

Substitute (S-1).

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

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

Senate Bill No. 1213, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," (MCL 552.501 to 552.535) by adding section 20a.

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

1. Amend page 1, line 5, after "A" by striking out the balance of the line through "INVESTIGATION." on line 9 and inserting "CHILD PROTECTIVE SERVICES CASEWORKER DIRECTLY INVOLVED IN THE INVESTIGATION, OR TO THE CASEWORKER'S ADMINISTRATOR, TO FRIEND OF THE COURT RECORDS AND INFORMATION THAT MAY BE RELEVANT TO THE INVESTIGATION OF ALLEGED CHILD ABUSE OR NEGLECT AND WHICH ALSO PERTAINS TO A CHILD WHO IS A SUBJECT OF A CHILD ABUSE OR NEGLECT INVESTIGATION OR PERTAINS TO AN INDIVIDUAL SUSPECTED AS A PERPETRATOR IN THE INVESTIGATION."

2. Amend page 2, line 1, after "A" by striking out "DEPARTMENT EMPLOYEE" and inserting "CASEWORKER OR ADMINISTRATOR".

3. Amend page 2, line 2, after "THE" by striking out the balance of the line and inserting "CASEWORKER OR ADMINISTRATOR".

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

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

Senate Bill No. 1214, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," (MCL 722.621 to 722.638) by adding section 626a.

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

1. Amend page 1, line 7, after "A" by striking out "DEPARTMENT EMPLOYEE" and inserting "CHILD PROTECTIVE SERVICES CASEWORKER".

2. Amend page 1, line 8, after "INVESTIGATION" by inserting a comma and "OR TO THE CASEWORKER'S ADMINISTRATOR".

3. Amend page 2, line 3, after "A" by striking out "DEPARTMENT EMPLOYEE" and inserting "CASEWORKER OR ADMINISTRATOR".

4. Amend page 2, line 4, after "THE" by striking out the balance of the line and inserting "CASEWORKER OR ADMINISTRATOR".

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

By unanimous consent the Senate returned to the order of

Third Reading of Bills

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

House Bill No. 4163

House Bill No. 4743

Senate Bill No. 1209

Senate Bill No. 1210

Senate Bill No. 1211

Senate Bill No. 1212

Senate Bill No. 1213

Senate Bill No. 1214

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

The following bill was read a third time:

House Bill No. 4163, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4p.

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. 608

Yeas—34

Bennett
Bouchard
Bullard
Byrum
Cherry
Conroy
DeBeaussaert
DeGrow
Dingell

Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart
Hoffman
Jaye
Koivisto

McManus
Miller
North
O'Brien
Peters
Posthumus
Rogers
Schuette

Schwarz
Shugars
Smith, A.
Steil
Stille
Van Regenmorter
Vaughn
Young

Nays—0

Excused—2

Berryman

Smith, V.

Not Voting—1

Cisky

In The Chair: Schwarz

Senator DeGrow moved that Senator Cisky be temporarily excused from the balance of today's session.
The motion prevailed.

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

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

“An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act,”.

The Senate agreed to the full title.

Senator Cisky entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 4743, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” (MCL 205.91 to 205.111) by adding section 4m.

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. 609**Yeas—35**

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

Nays—0**Excused—2**

Berryman

Smith, V.

Not Voting—0

In The Chair: President

The President, Lieutenant Governor Binsfeld, resumed the Chair.

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

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

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

“An act to provide for the levy, assessment and collection of a specific excise tax on the storage, use or consumption in this state of tangible personal property and certain services; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

Senate Bill No. 1209, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending section 18 (MCL 722.638), as added by 1997 PA 168.

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. 610

Yeas—35

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

Nays—0

Excused—2

Berryman

Smith, V.

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. 1210, entitled

A bill to amend 1978 PA 642, entitled “Revised probate code,” by amending section 424 (MCL 700.424), as amended by 1996 PA 8.

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. 611

Yeas—35

Bennett	Dingell	Koivisto	Schwarz
Bouchard	Dunaskiss	McManus	Shugars
Bullard	Emmons	Miller	Smith, A.

Byrum
Cherry
Cisky
Conroy
DeBeaussaert
DeGrow

Gast
Geake
Gougeon
Hart
Hoffman
Jaye

North
O'Brien
Peters
Posthumus
Rogers
Schuette

Steil
Stille
Van Regenmorter
Vaughn
Young

Nays—0

Excused—2

Berryman

Smith, V.

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. 1211, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2637, 2640, 16648, 18117, and 18237 (MCL 333.2637, 333.2640, 333.16648, 333.18117, and 333.18237), section 2640 as added by 1996 PA 307 and sections 16648, 18117, and 18237 as amended by 1993 PA 79, and by adding section 16281.

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. 612

Yeas—35

Bennett
Bouchard
Bullard
Byrum
Cherry
Cisky
Conroy
DeBeaussaert
DeGrow

Dingell
Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart
Hoffman
Jaye

Koivisto
McManus
Miller
North
O'Brien
Peters
Posthumus
Rogers
Schuette

Schwarz
Shugars
Smith, A.
Steil
Stille
Van Regenmorter
Vaughn
Young

Nays—0

Excused—2

Berryman

Smith, V.

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. 1212, entitled

A bill to amend 1994 PA 203, entitled “Foster care and adoption services act,” by amending section 6 (MCL 722.956).

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. 613

Yeas—35

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

Nays—0

Excused—2

Berryman

Smith, V.

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. 1213, entitled

A bill to amend 1982 PA 294, entitled “Friend of the court act,” (MCL 552.501 to 552.535) by adding section 20a.

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. 614

Yeas—35

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

Nays—0

Excused—2

Berryman

Smith, V.

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. 1214, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” (MCL 722.621 to 722.638) by adding section 626a.

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. 615**Yeas—35**

Bennett
Bouchard
Bullard
Byrum
Cherry
Cisky
Conroy
DeBeaussiaert
DeGrow

Dingell
Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart
Hoffman
Jaye

Koivisto
McManus
Miller
North
O’Brien
Peters
Posthumus
Rogers
Schuette

Schwarz
Shugars
Smith, A.
Steil
Stille
Van Regenmorter
Vaughn
Young

Nays—0**Excused—2**

Berryman

Smith, V.

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The President of the Senate made a statement and requested that it be printed in the Journal.

The President’s statement is as follows:

For a point of personal privilege, I would like to thank the Senate for the last six bills that you have passed unanimously. That means that the Michigan Senate, in the ten bills that passed in December and these six bills today, we have not had one dissenting vote from the Senate. So far from the House we have not either, but these still have to go to the House. I want to thank you. There is one bill still pending that was not eligible for passage today, but hopefully we will have time to bring that through tomorrow.

These are very important for the protection of children against abuse and neglect in Michigan. Thank you.

Recess

Senator DeGrow moved that the Senate recess until 3:30 p.m.
The motion prevailed, the time being 11:03 a.m.

The Senate reconvened at the expiration 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.

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

Senate Bill No. 909, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

The House of Representatives has appointed Rep. Rison to replace Rep. Kelly as conferee.

The message was referred to the Secretary for record.

Committee Reports**COMMITTEE ATTENDANCE REPORT**

The Senate Fiscal Agency Board of Governors submits the following:
Meeting held on Thursday, June 25, 1998, at 11:30 a.m., Room S324, Capitol Building
Present: Senators Gast (C), Geake, Posthumus, Conroy and Cherry

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Joint Capital Outlay submits the following:
Meeting held on Thursday, June 25, 1998, at 1:00 p.m., Senate Appropriations Room, Capitol Building
Present: Senators Gast (C), Geake, Schwarz, Conroy, Koivisto and Young
Excused: Senators DeGrow and McManus

COMMITTEE ATTENDANCE REPORT

The Conference Committee on Senate Bill No. 909 submits the following:
Meeting held on Thursday, June 25, 1998, at 1:00 p.m., Senate Appropriations Room, Capitol Building
Present: Senators Cisky (C), Hoffman and Vaughn

COMMITTEE ATTENDANCE REPORT

The Committee on Technology and Energy submits the following:
Public hearing held on Friday, June 26, 1998, at 8:00 a.m., 495 Broadway, Hart Community Center, Davisburg, Michigan
Present: Senator Dunaskiss (C)
Excused: Senators Schuette, Rogers, Berryman and Byrum

Scheduled Meetings

Conference Committee on House Bill No. 4738 - Wednesday, July 1, at 9:30 a.m., Room 427, Capitol Building (3-7946).

Conference Committee on House Bill No. 4740 - Wednesday, July 1, at 9:30 a.m., Room 427, Capitol Building (3-7946).

Conference Committee on House Bill No. 5588 - Wednesday, July 1, at 9:00 a.m., Room 405, Capitol Building (3-1725).

Conference Committee on House Bill No. 5594 - Wednesday, July 1, at 8:30 a.m., Room 402/403, Capitol Building (3-2426).

Conference Committee on House Bill No. 5596 - Wednesday, July 1, at 8:00 a.m., Room 100, Farnum Building (3-7708).

Conference Committee on Senate Bill No. 909 - Wednesday, July 1, at 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-1760).

Conference Committee on Senate Bill No. 911 - Wednesday, July 1, at 9:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-3447).

Economic Development, International Trade and Regulatory Affairs Committee - Wednesday, July 1, at 1:00 p.m., Room 210, Farnum Building (3-7946).

Senator DeGrow moved that the Senate adjourn.
The motion prevailed, the time being 3:31 p.m.

The Secretary of the Senate declared the Senate adjourned until Wednesday, July 1, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.