

No. 37
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Thursday, May 3, 2001.

10:00 a.m.

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

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

Bennett—present
Bullard—present
Byrum—present
Cherry—present
DeBeaussaert—present
DeGrow—present
Dingell—present
Dunaskiss—present
Emerson—present
Emmons—present
Garcia—present
Gast—present
Goschka—present

Gougeon—present
Hammerstrom—present
Hart—present
Hoffman—present
Jaye—present
Johnson—present
Koivisto—present
Leland—present
McCotter—present
McManus—present
Miller—present
Murphy—present
North—present

Peters—present
Schuette—excused
Schwarz—present
Scott—present
Shugars—present
Sikkema—present
Smith—present
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—excused
Young—present

Senator Dale L. Shugars of the 21st District offered the following invocation:

First, from 1 Timothy 2:1-4: "I urge, then, first of all, that requests, prayers, intercession, and thanksgiving be made for everyone—for kings and all those in authority, that we may live peaceful and quiet lives in all godliness and holiness. This is good, and it pleases God our Savior, who wants all men to be saved and to come to a knowledge of the truth."

Hebrews 13:17-19: "Obey your leaders and submit to their authority. They keep watch over you as men who must give an account. Obey them so that their work will be a joy, not a burden, for that would be of no advantage to you.

Pray for us. We are sure that we have a clear conscience and desire to live honorably in every way. I particularly urge you to pray so that I may be restored to you soon."

Proverbs 17:24: "A discerning man keeps wisdom in view, but a fool's eyes wander to the ends of the earth."

Proverbs 15:1: "A gentle answer turns away wrath, but a harsh word stirs up anger."

Proverbs 12:8: "A man is praised according to his wisdom, but men with warped minds are despised."

O Heavenly Father, on the day of National Day of Prayer, we come to You to ask for wisdom and guidance in a very difficult time for the Senate. We ask that You are with each one of the Senators, and give them strength to do what Your truth is. In Your name we pray. Amen.

Senator Koivisto entered the Senate Chamber.

Motions and Communications

Senator Emmons moved that Senators Bullard and Dunaskiss be temporarily excused from today's session. The motion prevailed.

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, May 2:
House Bill Nos. 4057 4166 4192 4450 4453

Messages from the Governor

The following messages from the Governor were received:

Date: May 2, 2001
Time: 9:57 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 1 (Public Act No. 6), being

An act to amend 1927 PA 175, entitled "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," by amending section 24 of chapter VII (MCL 767.24), as amended by 1987 PA 255.

(Filed with the Secretary of State on May 2, 2001, at 10:30 a.m.)

Respectfully,
Richard E. Posthumus
Acting and Lieutenant Governor

By unanimous consent the Senate proceeded to the order of
Third Reading of Bills

Senator Emmons moved that consideration of the following bill be postponed for today:

Senate Bill No. 29

The motion prevailed.

Senator Dunaskiss entered the Senate Chamber.

The following bill was read a third time:

Senate Bill No. 389, entitled

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending sections 2 and 6 (MCL 28.172 and 28.176), section 2 as amended by 1996 PA 508 and section 6 as amended by 2000 PA 30, and by adding section 3a.

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. 76

Yeas—35

Bennett	Garcia	Koivisto	Scott
Byrum	Gast	Leland	Shugars
Cherry	Goschka	McCotter	Sikkema
DeBeaussaert	Gougeon	McManus	Smith
DeGrow	Hammerstrom	Miller	Steil
Dingell	Hart	Murphy	Stille
Dunaskiss	Hoffman	North	Van Regenmorter
Emerson	Jaye	Peters	Young
Emmons	Johnson	Schwarz	

Nays—0

Excused—3

Bullard	Schuette	Vaughn
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Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

Senator Bullard entered the Senate Chamber.

The following bill was read a third time:

Senate Bill No. 390, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to

create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 33d (MCL 791.233d), as amended by 1996 PA 509.

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. 77

Yeas—36

Bennett	Emmons	Johnson	Schwarz
Bullard	Garcia	Koivisto	Scott
Byrum	Gast	Leland	Shugars
Cherry	Goschka	McCotter	Sikkema
DeBeaussaert	Gougeon	McManus	Smith
DeGrow	Hammerstrom	Miller	Steil
Dingell	Hart	Murphy	Stille
Dunaskiss	Hoffman	North	Van Regenmorter
Emerson	Jaye	Peters	Young

Nays—0

Excused—2

Schuette	Vaughn
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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. 391, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520m (MCL 750.520m), as amended by 1996 PA 510.

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. 78

Yeas—36

Bennett	Emmons	Johnson	Schwarz
Bullard	Garcia	Koivisto	Scott
Byrum	Gast	Leland	Shugars
Cherry	Goschka	McCotter	Sikkema
DeBeaussaert	Gougeon	McManus	Smith

DeGrow
Dingell
Dunaskiss
Emerson

Hammerstrom
Hart
Hoffman
Jaye

Miller
Murphy
North
Peters

Steil
Stille
Van Regenmorter
Young

Nays—0

Excused—2

Schuette

Vaughn

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. 392, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18k of chapter XIIA (MCL 712A.18k), as amended by 1998 PA 478.

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. 79

Yeas—36

Bennett
Bullard
Byrum
Cherry
DeBeaussaert
DeGrow
Dingell
Dunaskiss
Emerson

Emmons
Garcia
Gast
Goschka
Gougeon
Hammerstrom
Hart
Hoffman
Jaye

Johnson
Koivisto
Leland
McCotter
McManus
Miller
Murphy
North
Peters

Schwarz
Scott
Shugars
Sikkema
Smith
Steil
Stille
Van Regenmorter
Young

Nays—0

Excused—2

Schuette

Vaughn

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. 393, entitled

A bill to amend 1988 PA 73, entitled "The juvenile facilities act," by amending section 5a (MCL 803.225a), as amended by 1998 PA 521.

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. 80

Yeas—36

Bennett	Emmons	Johnson	Schwarz
Bullard	Garcia	Koivisto	Scott
Byrum	Gast	Leland	Shugars
Cherry	Goschka	McCotter	Sikkema
DeBeaussaert	Gougeon	McManus	Smith
DeGrow	Hammerstrom	Miller	Steil
Dingell	Hart	Murphy	Stille
Dunaskiss	Hoffman	North	Van Regenmorter
Emerson	Jaye	Peters	Young

Nays—0

Excused—2

Schuette	Vaughn
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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. 394, entitled

A bill to amend 1974 PA 150, entitled "Youth rehabilitation services act," by amending section 7a (MCL 803.307a), as amended by 1998 PA 517.

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. 81

Yeas—36

Bennett	Emmons	Johnson	Schwarz
Bullard	Garcia	Koivisto	Scott
Byrum	Gast	Leland	Shugars
Cherry	Goschka	McCotter	Sikkema
DeBeaussaert	Gougeon	McManus	Smith
DeGrow	Hammerstrom	Miller	Steil
Dingell	Hart	Murphy	Stille
Dunaskiss	Hoffman	North	Van Regenmorter
Emerson	Jaye	Peters	Young

Nays—0

Excused—2

Schuette

Vaughn

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

Senators Peters, Gougeon, McCotter, Byrum, McManus, Hammerstrom, Bennett, Sikkema, Hoffman and Dunaskiss moved that they be named co-sponsors of the following bills:

Senate Bill No. 389

Senate Bill No. 390

Senate Bill No. 391

Senate Bill No. 392

The motion prevailed.

Senators Peters, Gougeon, Byrum, McManus, Hammerstrom, Steil, Bennett, Sikkema, Goschka, Hoffman, Gast, Dunaskiss, Garcia, Shugars and North moved that they be named co-sponsors of the following bill:

Senate Bill No. 393

The motion prevailed.

Senators Peters, Gougeon, McCotter, Byrum, McManus, Hammerstrom, Steil, Bennett, Sikkema, Goschka, Hoffman, Gast, Dunaskiss, Garcia, Shugars and North moved that they be named co-sponsors of the following bill:

Senate Bill No. 394

The motion prevailed.

Recess

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

The motion prevailed, the time being 10:21 a.m.

10:46 a.m.

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

General Orders

Senator Emmons 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 Posthumus, designated Senator Hoffman as Chairperson.

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

House Bill No. 4384, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 622 (MCL 380.622), as amended by 1997 PA 47.

The bill 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. 143, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 951, 954, 955, and 971 (MCL 380.951, 380.954, 380.955, and 380.971), section 951 as amended by 1990 PA 147 and section 971 as amended by 1995 PA 289, and by adding section 957.

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.

By unanimous consent the Senate returned to the order of

Motions and Communications

The Secretary announced that the Majority Leader has made the appointment of the following select committee:

Examine Qualifications of Senator Jaye (SR 42) - Senator Cherry (VC).

The select committee appointment was approved, 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. 54

Senate Resolution No. 55

The resolution consent calendar was adopted.

Senator Hoffman offered the following resolution:

Senate Resolution No. 54.

A resolution to memorialize the Congress of the United States regarding voluntary, individual, unorganized, and nonmandatory prayer in public schools.

Whereas, The United States of America was founded by men and women with varied religious beliefs and ideals; and

Whereas, The First Amendment to the United States Constitution states that "Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof..." which means that the government is prohibited from establishing a state religion. However, no barriers shall be erected against the practice of any religion; and

Whereas, The establishment clause of the First Amendment was not drafted to protect Americans from religion. Rather, its purpose was clearly to protect Americans from governmental mandates with respect to religion; and

Whereas, The Michigan Senate strongly believes that reaffirming a right to voluntary, individual, unorganized, and nonmandated prayer in public schools is an important element of religious choice guaranteed by the Constitution, and will reaffirm those religious rights and beliefs upon which the nation was founded; now, therefore, be it

Resolved by the Senate, That the members of this legislative body memorialize the Congress of the United States to strongly support voluntary, individual, unorganized, and nonmandatory prayer in the public schools of this nation; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

Senators Goschka and Shugars were named co-sponsors of the resolution.

Senators Van Regenmorter, Schwarz, Stille, Hammerstrom, Hoffman, Gast, Steil, Jaye, Sikkema, Bennett, Garcia, Shugars, DeGrow, Emmons, Gougeon, McManus, McCotter, Murphy, Koivisto, Byrum, Hart, Emerson, Cherry, Miller, Peters, DeBeaussaert, Smith, Scott, Dingell, Johnson, Dunaskiss, Goschka, Bullard and Leland offered the following resolution:

Senate Resolution No. 55.

A resolution commemorating the week of May 13-19, 2001, as Michigan Police Week.

Whereas, The members of the Michigan Senate consider it an honor to join in the commemoration of Michigan Police Week. This is a fitting occasion to pay homage to the men and women who have fallen in the line of duty and to those who continue to lay their lives on the line for the public good; and

Whereas, Police officers daily face great jeopardy as they work diligently to enforce the law and protect our citizens. The police officer's life is one of great personal sacrifice, as are the lives of their families and loved ones. When the life of one officer is lost in the line of duty, there is sorrow and a great sense of loss that permeates an entire community; and

Whereas, Michigan Police Week offers an opportunity to acknowledge and express gratitude to law enforcement officers who have paid the supreme price for our safety with their lives, as well to those who have survived and continue their dedicated efforts on our behalf. As a precursor to the events of Michigan Police Week, the Michigan Concerns of Police Survivors (MI-COPS) will hold the eighth annual state of Michigan "Peace Officers Candlelight Memorial Service" on Monday, May 7, 2001. Law enforcement agencies from across the state will gather at the State Capitol to honor law enforcement heroes, show strength and unity in the law enforcement community, and gather in love and support for survivors; and

Whereas, In further support of this occasion, many will display a blue ribbon during the month of May in memory of police officers killed in the line of duty. This ribbon is a symbol of honor and tribute to those who have selflessly protected our communities; now, therefore, be it

Resolved by the Senate, That in commemoration of Michigan Police Week, the members of the Michigan Senate hereby join in offering a memorial to law enforcement officers killed in the line of duty and to surviving officers; and be it further

Resolved, That a copy of this resolution be transmitted to MI-COPS as a symbol of our respect.

By unanimous consent the Senate proceeded to the order of

Statements

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

The motion prevailed.

Senator Jaye's statement is as follows:

In addition to today being National Day of Prayer, today, May 3, also happens to be the day in the year 2001 as Tax Freedom Day. And each year, for the last 13 years, I've observed Tax Freedom Day by pointing out the fat and waste in state spending. In fact, Tax Freedom Day is the day Michigan working men and women have finished paying all their federal, state, and local taxes.

Many believe that it's a point of economic injustice that Michigan residents must work from January 1 until May 3 to pay their taxes. My sequel pork barrel book identifies over \$1.3 billion in wasteful government spending which could be better used to fund tax cuts for seniors, families, and small businesses and free up additional revenue for new roads, environmental clean-up, and smaller classroom size. The Legislature is currently working on next year's budget and hope to quickly act to cut budget fat, waste, and unnecessary programs.

To put in perspective again, Michigan citizens must spend over 123 days—that's 2 hours and 42 minutes of each 8-hour work day—to pay off all their tax bills before they can start spending their paychecks on their families.

The *Pork Barrel Awards Book* is available to the public via the Internet at www.jaye.org.

By unanimous consent the Senate returned to the order of

Introduction and Referral of Bills

Senators Schuette, Emerson, Gougeon, North, Peters, Garcia, McManus, DeBeaussaert, Goschka, Bennett, Stille, Scott, Jaye, Byrum, Sikkema, Bullard, McCotter, Hammerstrom, Van Regenmorter and Schwarz introduced

Senate Bill No. 451, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2006 (MCL 500.2006).

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

Senators Schuette, Emerson, Gougeon, North, Peters, Garcia, McManus, DeBeaussaert, Goschka, Bennett, Stille, Scott, Jaye, Byrum, Sikkema, Bullard, McCotter, Hammerstrom, Van Regenmorter and Schwarz introduced

Senate Bill No. 452, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending section 403 (MCL 550.1403).

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

Senators McCotter, Garcia, McManus, Hoffman, Bennett, Hammerstrom, North, Goschka, Gougeon, Schwarz, DeBeaussaert, Shugars and Hart introduced

Senate Bill No. 453, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7gg. The bill was read a first and second time by title and referred to the Committee on Finance.

Senator Hoffman introduced

Senate Bill No. 454, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 5o (MCL 28.425o), as added by 2000 PA 381.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senator Hoffman introduced

Senate Bill No. 455, entitled

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending sections 2v and 2w (MCL 480.12v and 480.12w), as amended by 1995 PA 265.

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

Senators North, Koivisto, McManus, Gougeon and Goschka introduced

Senate Bill No. 456, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 6 (MCL 388.1606), as amended by 2000 PA 297.

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

Senator Jaye introduced

Senate Bill No. 457, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," (MCL 791.201 to 791.283) by adding section 34b.

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

Senator Jaye introduced

Senate Bill No. 458, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5131 (MCL 333.5131), as amended by 1997 PA 57.

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

Senators Steil, Peters, Sikkema, Shugars, McManus, DeBeaussaert, Garcia, Goschka, Bennett, Hammerstrom and Scott introduced

Senate Bill No. 459, entitled

A bill to establish a teachers loan forgiveness program for eligible new teachers in at-risk schools and shortage areas; to establish a teachers loan forgiveness fund and to provide for its administration; and to prescribe certain powers and duties of certain state officers, agencies, and departments.

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

Senators Bennett, Johnson, McCotter, Steil and Jaye introduced

Senate Bill No. 460, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 1615.

The bill was read a first and second time by title and referred to the Committee on Natural Resources and Environmental Affairs.

House Bill No. 4057, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20173.

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 Health Policy.

House Bill No. 4166, entitled

A bill to amend 1953 PA 181, entitled "An act relative to investigations in certain instances of the causes of death within this state due to violence, negligence or other act or omission of a criminal nature or to protect public health; to provide for the taking of statements from injured persons under certain circumstances; to abolish the office of coroner and to create the office of county medical examiner in certain counties; to prescribe the powers and duties of county medical examiners; to prescribe penalties for violations of the provisions of this act; and to prescribe a referendum thereon," by amending section 2 (MCL 52.202).

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

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

House Bill No. 4192, entitled

A bill to amend 1951 PA 33, entitled "An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and cities under 15,000 population; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal certain acts and parts of acts," by amending section 6a (MCL 41.806a), as added by 1990 PA 102.

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. 4450, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21771 (MCL 333.21771).

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 Health Policy.

House Bill No. 4453, entitled

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," (MCL 400.701 to 400.737) by adding section 34a.

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 Health Policy.

Committee Reports

The Committee on Economic Development, International Trade and Regulatory Affairs reported
Senate Bill No. 331, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 107, 525, 531, and 537 (MCL 436.1107, 436.1525, 436.1531, and 436.1537), section 531 as amended by 2000 PA 399, and by adding section 532.

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

Bill Schuette
 Chairperson

To Report Out:

Yeas: Senators Schuette, Steil, Leland and Peters

Nays: None

The bill recommended by the committee was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Economic Development, International Trade and Regulatory Affairs submits the following:

Meeting held on Tuesday, May 1, 2001, at 2:10 p.m., Room 405, Capitol Building

Present: Senators Schuette (C), Steil, Leland and Peters

Excused: Senator McCotter

The Committee on Finance reported

Senate Bill No. 433, entitled

A bill to provide for a streamlined system of sales and use tax collection; to prescribe the requirements necessary for this state to adopt a multistate agreement; to provide for a board with certain powers and duties; to provide for the registration of sellers who select a model of collection and remittance; to forgive liability of collection of sales and use taxes on past transactions for certain sellers; to assure privacy of buyers; and to prescribe certain powers and duties of state departments.

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.

Joanne G. Emmons
 Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Garcia, Peters and Byrum

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 Finance submits the following:

Meeting held on Tuesday, May 1, 2001, at 1:05 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Emmons (C), Bullard, Garcia, Peters and Byrum

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submits the following:

Meeting held on Thursday, April 26, 2001, at 8:38 a.m., Room 519, Anderson Building (House Office Building)

Present: Senators Emmons (C), Garcia, Peters and Byrum

Excused: Senator Bullard

COMMITTEE ATTENDANCE REPORT

The Committee on Financial Services submits the following:

Meeting held on Tuesday, May 1, 2001, at 3:00 p.m., Room 100, Farnum Building

Present: Senators Bullard (C), Shugars, Dunaskiss, Garcia, Miller and Leland

Scheduled Meetings**Appropriations -****Subcommittees -**

Community Health - Tuesday, May 8, 1:00 p.m., Room 210, Farnum Building (373-1777)

Department of Education - Wednesday, May 16, 9:15 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1635)

Environmental Quality - Tuesday, May 8, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-7350)

Higher Education - Friday, May 4, 10:00 a.m., Concordia College, Student Union-Riverside Rooms A, B, and C, 4090 Geddes Road, Ann Arbor; Friday, May 11, 10:00 a.m., Lake Superior State University, Cisler Center, 650 W. Easterday Avenue, Sault Ste. Marie; and Tuesday, May 15, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

Financial Services - Tuesday, May 8, 2:00 p.m., Room 100, Farnum Building (373-1758)

Qualifications of Senator Jaye Select Committee (SR 42) - Tuesday, May 8, immediately following session, Senate Hearing Room, Ground Floor, Michigan National Tower (373-1707)

Senator Emmons moved that the Senate adjourn.
The motion prevailed, the time being 11:03 a.m.

The President, Lieutenant Governor Posthumus, declared the Senate adjourned until Tuesday, May 8, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.

