

No. 39
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Wednesday, May 9, 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—excused
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—excused
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 Joe Young, Jr., of the 1st District offered the following invocation:

As humans, we tend to forget You during good times. However, in times of need we beg of You. Give us the wisdom to know the truth because the truth lies in You. We ask this in Your name, Jesus Christ, our God. Amen.

Motions and Communications

Senator Emmons moved that Senators Garcia, Schwarz and Van Regenmorter be temporarily excused from today's session.

The motion prevailed.

Senator Emmons moved that Senators McCotter and Dunaskiss be excused from today's session.

The motion prevailed.

Senator Emerson moved that Senator Miller be temporarily excused from today's session.

The motion prevailed.

The following communications were received:

Department of State

Administrative Rules Notices of Filing

April 23, 2001

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 1:15 p.m. this date, administrative rule (01-04-06) for the Department of Education, entitled "*Identification of Students Eligible for Bilingual Education Funds*," effective 7 days hereafter.

April 23, 2001

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 1:20 p.m. this date, administrative rule (01-04-07) for the Department of Consumer and Industry Services, Director's Office, entitled "*Air Contaminants*," effective 15 days hereafter.

May 1, 2001

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 1:45 p.m. this date, administrative rule (01-05-01) for the Department of Consumer and Industry Services, Bureau of Worker's Disability Compensation, entitled "*Worker's Compensation Health Care Services Rules*," effective 7 days hereafter.

Sincerely,

Candice S. Miller

Secretary of State

Elena L. Beasley, Manager

Office of the Great Seal

The communications were referred to the Secretary for record.

The following communication was received:

Department of Community Health

May 2, 2001

When a state mental health agency is to be closed, Section 19(6) of Act 240 of the Public Acts of 1943, being section 38.19 of the Michigan Compiled Laws, requires that the director of the Michigan Department of Community Health certify in writing to the Legislature and the Retirement Board, not less than 240 days prior to the closure, which agency is to be closed.

In fulfillment of this requirement, I am officially providing notification that the Southgate Center, located at 16700 Pennsylvania Road, Southgate, Michigan 48195 will close effective January 5, 2002. The Southgate Center provides

inpatient habilitation services for persons with developmental disabilities and is certified as a Health Care Financing Administration (HCFA) provider, under the Intermediate Care Facility for the Mentally Retarded (ICF/MR) program.

Section 605(3) of Act 296 of 2000 requires the Department of Community Health to provide a closure plan to the House and Senate Appropriations Subcommittees on Community Health. This plan is due four months subsequent to the certification made in this letter.

As a result of this closure, persons with developmental disabilities, who require state delivered inpatient services, can be provided for at the Mt. Pleasant Center.

Cordially,
James K. Haveman, Jr.

The communication was referred to the Secretary for record.

The Secretary submitted, pursuant to Senate Rule 1.208, the following report on out-of-state travel by Members on Legislative business for the quarter ending March 31, 2001:

Senator Dianne Byrum	March 8-10	Attend NCSL - Education Commission for State Early Early Childhood Learning Conference Chicago, IL	\$	500.82
Senator Joanne Emmons	January 12-14	Attend NCSL Task Force Meeting on State and Local Taxation Nashville, TN	\$	230.00
	January 26-28	Attend NCSL Task Force Meeting Savannah, GA	\$	649.48
	February 28-March 2	Attend NCSL - Leader to Leader Conference Washington, DC	\$	551.34
Senator John Schwarz	February 28-March 2	Attend NCSL - Leader to Leader Conference Washington, DC	\$	312.70
Senator Dale Shugars	March 29-31	Attend Harvard Conference on Spirituality and Healing in Medicine Clearwater, FL	\$	975.57
Senator Alma Smith	March 1-3	Attend NCSL - Leader to Leader Conference Washington, DC	\$	1,200.77
Senator Glenn Steil	February 15-18	Visit Tampa Airport for tour and Study - Detroit Metro Airport Project Tampa, FL	\$	540.58
Senator Leon Stille	January 25-28	Attend NCSL - Legislators from Gaming States Winter Meeting and Seminar San Antonio, TX	\$	1,030.64
	February 16-18	Attend NCSL - Education Finance Seminar Savannah, GA	\$	929.18
Senator Joe Young	March 9-12	American Society for Public Administration Conference Newark, NJ	\$	734.62

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, May 8:
House Bill Nos. 4540 4547

The Secretary announced the printing and placement in the members' files on Monday, May 7, of:
Senate Bill Nos. 440 451 452 453 454 455 456 457 458 459 460

Messages from the Governor

The following messages from the Governor were received and read:

May 8, 2001

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

Eastern Michigan University Board of Regents

Mr. Steven G. Gordon, 1701 Heron Ridge Drive, Bloomfield Hills, Michigan 48304, county of Oakland, as a member representing the general public, succeeding Ms. Donna R. Milhouse of Detroit, who has resigned, for a term expiring on December 31, 2006.

May 8, 2001

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

Michigan Public School Employees' Retirement Board

Ms. Susan Beth Bolton, 5532 Timothy Lane, Bath, Michigan 48808, county of Clinton, as a member representing superintendents, succeeding Mr. John L. Cook of DeWitt, whose term has expired, for a term expiring on March 30, 2005.

May 8, 2001

There are herewith presented for consideration and confirmation by the Senate, the following appointments to office:

Western Michigan University Board of Trustees

Ms. Vernice Davis Anthony, 196 Keelson, Detroit, Michigan 48215, county of Wayne, as a member representing the general public, succeeding Mr. William W. Carmody of Munising, who has resigned, for a term expiring on December 31, 2004.

Mr. Peter L. Aseritis, 8215 Drake Lane, Williamsburg, Michigan 49690, county of Grand Traverse, as a member representing the general public, succeeding Ms. Lori Belden Bobbitt-Waddles of Oak Park, whose term has expired, for a term expiring on December 31, 2006.

Sincerely,
John Engler
Governor

The appointments were referred to the Committee on Government Operations.

Senator Garcia entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of

Resolutions

Senate Concurrent Resolution No. 11.

A concurrent resolution to establish a special joint committee to evaluate the Michigan State Fairgrounds and the pending sale of adjacent property.

(For text of resolution, see Senate Journal No. 27, p. 296.)

The House of Representatives has substituted (H-1) the concurrent resolution as follows:

A concurrent resolution to establish a special joint committee to evaluate the Michigan State Fairgrounds and the pending sale of adjacent property.

Whereas, In recent years, the facilities and lands of the Michigan State Fairgrounds have been the focus of public attention. There have been numerous proposals for the facilities and for development of the grounds and nearby property; and

Whereas, These proposals have included discussions of a cultural and economic center, an industrial park, horse and auto racing facilities, and other development ideas. Some proposals have centered around the Michigan State Fair; and

Whereas, A 36-acre parcel of land adjacent to the Michigan State Fairgrounds has generated considerable interest and speculation of late. This parcel was purchased by the state through a Department of Natural Resources trust fund, and was sold to a private entrepreneur for approximately \$6.1 million less than one year ago. Within several months,

this party agreed to sell it to a developer for \$10.5 million. The latest reports indicate that the Detroit Public Schools may buy the property for \$17 million as part of a deal that may include selling part of the acreage to a major retailer; and

Whereas, With the whirl of activities and uncertainties surrounding the sale of this property, the public resources and money that may be involved, and long-term ramifications for the Michigan State Fair, it is imperative that this situation be monitored and evaluated; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That there be created a special joint committee to evaluate the Michigan State Fairgrounds and the pending sale of adjacent property. The special joint committee shall consist of three members of the House of Representatives appointed in the same manner as standing committees are appointed and three members from the Senate appointed in the same manner as standing committees are appointed. Responsibilities for chairing the meetings of the special joint committee will alternate between the chair from the House and the chair from the Senate. The special joint committee will report its findings and any recommendations by June 30, 2001.

The House of Representatives has adopted the concurrent resolution as substituted (H-1).

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

Senators Miller and Schwarz entered the Senate Chamber.

Senator Gast offered the following concurrent resolution:

Senate Concurrent Resolution No. 17.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Ferris State University relative to the Ferris State University Library Addition and Renovation Project Phase II (Center for Student Services).

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Control of Ferris State University (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, 1996 PA 480 originally established the Educational Institution's Library Addition and Renovation project at a total authorized project cost of \$50,000,000 (the Authority share being \$37,499,900, the State General Fund/General Purpose share being \$100, and the Educational Institution share being \$12,500,000). In 1999, House Concurrent Resolution No. 67 was adopted to approve Phase I relating to the construction of the new library with a total facility cost of \$39,500,000 (the Authority's share being \$29,624,900, the State General Fund/General Purpose share being \$100, and the Educational Institution's share being \$9,875,000); and

Whereas, The second component of the project, known as the Library Addition and Renovation Project Phase II (Center for Student Services) (the "Facility"), involves the renovation of the existing library, with a project cost not to exceed \$10,500,000, of which the Authority share is \$7,875,000, the University share is \$2,625,000, and the State General Fund/General Purpose share is \$0; and

Whereas, The site for the Facility is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Ferris State University Library Addition and Renovation Project Phase II (Center for Student Services) shall not exceed \$10,500,000 (the Authority share is \$7,875,000, the State General Fund/General Purpose share is \$0, and the Educational Institution share is \$2,625,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$7,875,000, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$665,000 and \$831,000, as shall reflect variations that may occur in the components upon which the appraisal of true rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That a copy of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Control of Ferris State University, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Emmons moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Emmons moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senator Young was named co-sponsor of the concurrent resolution.

Senator Gast offered the following concurrent resolution:

Senate Concurrent Resolution No. 18.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Regents of the University of Michigan relative to the University of Michigan-Ann Arbor Central Campus Renovation Phase II-Perry Building.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Regents of the University of Michigan (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the University of Michigan-Ann Arbor Central Campus Renovation Phase II-Perry Building (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the University of Michigan-Ann Arbor Central Campus Renovation Phase II-Perry Building shall not exceed \$12,000,000 (the Authority share is \$8,999,900, the State General Fund/General Purpose share is \$100, and the Educational Institution share is \$3,000,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$8,999,900, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$760,000 and \$949,000, as shall reflect variations that may occur in the components upon which the appraisal of true rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That a copy of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Regents of the University of Michigan, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Emmons moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Emmons moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senator Young was named co-sponsor of the concurrent resolution.

Senator Gast offered the following concurrent resolution:

Senate Concurrent Resolution No. 19.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of State Police Two-way Radio System and Microwave Backbone System Phase IV-A.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Attorney General, the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the State of Michigan (the "State") may be conveyed to the State Building Authority (the "Authority"); and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing facilities and equipment to be used by the State pursuant to the lease for the Facilities is a recognized public purpose; and

Whereas, 1995 PA 128 appropriates \$187,276,000 (State Building Authority share \$184,426,000 and State General Fund/General Purpose \$2,850,000) to complete plans and construct the Department of State Police public safety communications system; and

Whereas, The public safety communications system known as the Department of State Police Two-way Radio System and Microwave Backbone System is to be constructed in four phases; and

Whereas, By Senate Concurrent Resolution No. 288, adopted by the Senate and the House of Representatives on December 3 and 11, 1996, respectively, the Michigan Legislature approved a conveyance of property and a lease for Phase I of the Department of State Police Two-way Radio System and Microwave Backbone System at a total cost not to exceed \$35,211,085, plus interest charges on monies advanced by the State, of which not more than \$34,890,000, plus interest charges on monies advanced by the State, shall be financed from bonds issued by the Authority; and

Whereas, By Senate Concurrent Resolution No. 100, adopted by the Senate and the House of Representatives on December 2 and 8, 1998, respectively, the Michigan Legislature approved the conveyance of property and a lease for Phase II of the Department of State Police Two-way Radio System and Microwave Backbone System at a total cost not to exceed \$42,660,808, plus interest charges on monies advanced by the State, of which not more than \$42,660,808, plus interest charges on monies advanced by the State, shall be financed from bonds issued by the Authority; and

Whereas, By House Concurrent Resolution No. 80, adopted by the House of Representatives and the Senate on February 29 and March 7, 2000, respectively, the Michigan Legislature approved the conveyance of property and a lease for Phase III of the Department of State Police Two-way Radio System and Microwave Backbone System at a total cost not to exceed \$58,964,403, plus interest charges on monies advanced by the State, of which not more than \$58,964,403, plus interest charges on monies advanced by the State, shall be financed from bonds issued by the Authority; and

Whereas, The sites for Phase IV-A of the Department of State Police Two-way Radio System and Microwave Backbone System are located in Kent, Muskegon, Marquette, Dickinson, Alger, Luce, Chippewa, Mackinac, Schoolcraft, Delta, and Menominee Counties. The site and related equipment together (the "Facilities") are currently owned by the State; and

Whereas, A lease between the Authority and the State has been prepared providing for the leasing of the Facilities by the Authority to the State (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Department of State Police Two-way Radio System and Microwave Backbone System Phase IV-A consisting of the Facilities shall not exceed \$36,336,575, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facilities, if any, of which not more than \$36,336,575, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facilities, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facilities and leasing them to the State and determines that the leasing of the Facilities from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facilities shall be within or below the range of \$4,115,000 and \$4,490,000, as shall reflect variations that may occur in the components upon which the appraisal of true rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease between the State and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That a copy of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Emmons moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Emmons moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senator Young was named co-sponsor of the concurrent resolution.

Senator Gast offered the following concurrent resolution:

Senate Concurrent Resolution No. 20.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Regents of the University of Michigan relative to the University of Michigan-Ann Arbor-Dana Building-School of Natural Resources and Environment project.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Regents of the University of Michigan (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the University of Michigan-Ann Arbor-Dana Building-School of Natural Resources and Environment project (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the University of Michigan-Ann Arbor-Dana Building-School of Natural Resources and Environment project shall not exceed \$17,700,000 (the Authority share is \$11,249,900, the State General Fund/General Purpose share is \$100, and the Educational Institution share is \$6,450,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$11,249,900, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$949,000 and \$1,187,000, as shall reflect variations that may occur in the components upon which the appraisal of true rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That a copy of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Regents of the University of Michigan, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Emmons moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Emmons moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senator Young was named co-sponsor of the concurrent resolution.

Senator Gast offered the following concurrent resolution:

Senate Concurrent Resolution No. 21.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections Cooper Street Correctional Facility Additional Housing Units Numbers 1, 2, and 3.

Whereas, 1998 PA 273 originally established the Department of Corrections Cooper Street Correctional Facility Additional Housing Units Project (the "Unit Numbers 1 and 2 Project"). With respect to Units Numbers 1 and 2, the Total Facility Cost was modified by 1999 PA 265 and increased by 2000 PA 291 to \$8,200,000, of which the State Building Authority (the "Authority") share is \$5,000,000, the State General Fund/General Purpose share is \$120,000 and the Federal Restricted Funds share is \$3,080,000; and

Whereas, 1999 PA 265 added a third unit to the Department of Corrections Cooper Street Correctional Facility Additional Housing Units project ("Unit Number 3 Project"). The total Unit Number 3 Project cost is \$4,287,000, of which the Authority's share is \$4,287,000, the State General Fund/General Purpose is \$0, and the Federal Restricted Funds share is \$0; and

Whereas, The Authority wishes to combine the Unit Numbers 1 and 2 Project with the Unit Number 3 Project into one lease, the Total Facility Cost of which is \$12,487,000, of which the Authority's share is \$9,287,000, the State General Fund/General Purpose share is \$120,000, and the Federal Restricted Funds share is \$3,080,000; and

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the State Administrative Board, the Attorney General, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the State of Michigan (the "State") may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site of the Cooper Street Correctional Facility Additional Housing Units Numbers 1, 2, and 3 (the "Facility") is located in Jackson County and is currently owned by the State; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the State pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease between the Authority and the State has been prepared providing for the leasing of the Facility by the Authority to the State (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Department of Corrections Cooper Street Correctional Facility Additional Housing Units Numbers 1, 2, and 3 Project shall not exceed \$12,487,000 (the Authority share is \$9,287,000, the State General Fund/General Purpose share is \$120,000, and the Federal Restricted Funds share is \$3,080,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$9,287,000, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$762,000 and \$952,000, as shall reflect variations that may occur in the components upon which the appraisal of true rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease between the State and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That a copy of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Emmons moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Emmons moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senator Young was named co-sponsor of the concurrent resolution.

Senator Van Regenmorter entered the Senate Chamber.

Senator Peters offered the following resolution:

Senate Resolution No. 57.

A resolution to urge the Governor to direct the Superintendent of Public Instruction and the State Budget Director to make payments to public school districts to provide for summer school programs under the State School Aid Act of 1979 and the Revised School Code.

Whereas, Section 1282a of 1976 PA 451, the Revised School Code, being MCL § 380.1282a, requires school districts to provide programs of instruction for students with the need for extra work, especially in the areas of literacy and mathematics. Section 32g of 1979 PA 94, being MCL § 388.1632g, provides for the allocation of funds to public school districts to fund summer school instruction. For each of the fiscal years of 2000-2001 and 2001-2002, \$38 million is to be distributed to districts offering these programs; and

Whereas, Michigan's Budget Director has indicated that the program providing funds for summer school will be abandoned as part of the administration's strategy to deal with budget revenue shortfalls; and

Whereas, School districts offering summer school programs to address academic needs of low- achieving students at the first through fourth-grade levels are already arranging the programs. These districts are expecting the majority of the funding for this work with school aid payments of May 20th; and

Whereas, More than 209,000 Michigan students are expected to work through the summer school initiative to raise their skills to meet state standards. It is short-sighted, unfair, and counterproductive for the state to reverse its policies and shirk its moral and statutory responsibilities; now, therefore, be it

Resolved by the Senate, That we urge the Governor to direct the Superintendent of Public Instruction and the State Budget Director to make payments to public school districts to provide for summer school programs under the State School Aid Act of 1979 and the Revised School Code; and be it further

Resolved, That copies of this resolution be transmitted to the Governor, the Superintendent of Public Instruction, and the State Budget Director.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations, Senator Emmons moved that the rule be suspended.

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

The question being on the adoption of the resolution,

Senator Emmons moved that the resolution be referred to the Committee on Appropriations.

The motion prevailed.

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

House Concurrent Resolution No. 26.

A concurrent resolution to establish a special joint committee to evaluate the Michigan State Fairgrounds and the pending sale of adjacent property.

Whereas, In recent years, the facilities and lands of the Michigan State Fairgrounds have been the focus of public attention. There have been numerous proposals for the facilities and for development of the grounds and nearby property; and

Whereas, These proposals have included discussions of a cultural and economic center, an industrial park, horse and auto racing facilities, and other development ideas. Some proposals have centered around the Michigan State Fair; and

Whereas, A 36-acre parcel of land adjacent to the Michigan State Fairgrounds has generated considerable interest and speculation of late. This parcel was purchased by the state through a Department of Natural Resources trust fund, and was sold to a private entrepreneur for approximately \$6.1 million less than one year ago. Within several months, this party agreed to sell it to a developer for \$10.5 million. The latest reports indicate that the Detroit Public Schools may buy the property for \$17 million as part of a deal that may include selling part of the acreage to a major retailer; and

Whereas, With the whirl of activities and uncertainties surrounding the sale of this property, the public resources and money that may be involved, and long-term ramifications for the Michigan State Fair, it is imperative that this situation be monitored and evaluated; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That there be created a special joint committee to evaluate the Michigan State Fairgrounds and the pending sale of adjacent property. The special joint committee shall consist of three members of the House of Representatives appointed in the same manner as standing committees are appointed and three members from the Senate appointed in the same manner as standing committees are appointed. Responsibilities for chairing the meetings of the special joint committee will alternate between the chair from the House and the chair from the Senate. The special joint committee will report its findings and any recommendations by June 30, 2001.

The House of Representatives has adopted the concurrent resolution.

Pursuant to rule 3.204, the concurrent resolution was referred to the Committee on Government Operations.

Senator Young was named co-sponsor of the concurrent resolution.

By unanimous consent the Senate returned to the order of

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 Dingell as Chairperson.

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

House Bill No. 4187, 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 68a.

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. 402, entitled

A bill to amend 1976 PA 223, entitled “An act to create an agency concerned with crime victim services; to prescribe its powers and duties; to provide compensation to certain victims of crimes; to provide for the promulgation of rules; and to provide for penalties,” by amending section 16 (MCL 18.366), as amended by 1996 PA 519.

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. 403, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11 of chapter XVII (MCL 777.11), as amended by 2000 PA 492.

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. 404, entitled

A bill to amend 1982 PA 220, entitled “Michigan family farm development act,” by amending section 29 (MCL 285.279).

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. 405, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 12 of chapter XVII (MCL 777.12), as amended by 2000 PA 459.

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. 406, entitled

A bill to amend 1980 PA 497, entitled “Construction lien act,” by amending section 110 (MCL 570.1110), as amended by 1982 PA 17.

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. 407, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15 of chapter XVII (MCL 777.15), as amended by 2000 PA 279.

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. 408, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 47 (MCL 125.1447).

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. 409, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11 of chapter XVII (MCL 777.11), as amended by 2000 PA 492.

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. 410, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2157, 52908, and 76107 (MCL 324.2157, 324.52908, and 324.76107), section 2157 as added by 1995 PA 60, section 52908 as added by 1995 PA 57, and 76107 as added by 1995 PA 58.

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. 411, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13 of chapter XVII (MCL 777.13), as amended by 2000 PA 412.

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

Resolutions

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

Senate Resolution No. 58

Senate Resolution No. 59

Senate Resolution No. 60

The resolution consent calendar was adopted.

Senator Byrum offered the following resolution:

Senate Resolution No. 58.

A resolution honoring the 2000-01 season of the Michigan State University Men's Hockey Team.

Whereas, The Michigan State University Men's Hockey Team captured both the CCHA regular season and playoff championships in 2001 and a Frozen Four berth; and

Whereas, This year's Spartan team generated one of the school's finest overall performances, accumulating a 23-game unbeaten streak and maintaining a first place national ranking throughout the majority of the season; and

Whereas, Several members of the team earned individual honors, including sophomore goaltender Ryan Miller, who received the Hobey Baker Award which is given to the nation's top player; and

Whereas, The Spartan men's hockey team has achieved equal amounts of success in the classroom as on the ice through their determination to achieve the highest levels of academic excellence; and

Whereas, Head Coach Ron Mason earned the title of winningest college hockey coach by accumulating 897 victories throughout his coaching tenure; now, therefore, be it

Resolved by the Senate, That the members of this legislative body express our sincere appreciation at the exemplary season earned by the 2000-01 Michigan State University Men's Hockey Team. We salute the work of the team and Coach Ron Mason who made these achievements possible; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan State University Men's Hockey Team and Coach Ron Mason as a token of our continued support and congratulations.

Senator Young was named co-sponsor of the resolution.

Senator Byrum offered the following resolution:

Senate Resolution No. 59.

A resolution honoring the 2000-01 season of the Michigan State University Men's Basketball Team.

Whereas, This year's Michigan State University Men's Basketball Team accumulated the nation's longest home-game winning streak by winning 44 straight games, starting with the first game of the 1998-99 season; and

Whereas, Several team members earned individual honors, including three All-American selections in Charlie Bell, Jason Richardson, and Andre Hutson; and

Whereas, The Spartan men's basketball team has distinguished itself as one of the nation's premier teams by winning four straight Big Ten titles, two Big Ten Tournament Championships, three straight Final Four appearances, and the NCAA 2000 National Championship; and

Whereas, The team has set high standards off the court by stressing the importance of academics and the importance of a college education. These standards have been exemplified through the team's five graduating seniors: Charlie Bell, Andre Hutson, David Thomas, Mike Chappell, and Brandon Smith; and

Whereas, Coach Tom Izzo has illuminated the Spartan men's basketball program with his unequivocal character and personality both on and off the court; now, therefore, be it

Resolved by the Senate, That the members of this legislative body express our sincere appreciation for the performance of the 2000-01 Michigan State University Men's Basketball Team on their Big Ten championship season and their visit to the NCAA Final Four. We salute the work of the team and Coach Tom Izzo who made these achievements possible; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan State University Men's Basketball Team and Coach Izzo as a token of our esteem and congratulations.

Senator Young was named co-sponsor of the resolution.

Senator Sikkema offered the following resolution:

Senate Resolution No. 60.

A resolution honoring G. Tracy Mehan, Director of the Office of the Great Lakes, Michigan Department of Environmental Quality.

Whereas, G. Tracy Mehan was appointed by Governor John Engler in February 1993 as director of the Office of the Great Lakes and member of his Cabinet. Governor Engler appointed Tracy to the Great Lakes Commission, the regional interstate compact body, and its Executive Committee, in which capacity he serves as chair of the Michigan delegation. Tracy also represents the Governor on the board of the regional Great Lakes Protection Fund; and

Whereas, Tracy is Michigan's representative in matters pertaining to the International Joint Commission (IJC), a binational organization established under the Boundary Waters Treaty for the protection of the Great Lakes. He also serves on the Water Quality Board of the IJC. His responsibilities include administering the Michigan Great Lakes Protection Fund and the State Management Plan for the control of aquatic nuisance species (exotics). He represents the state on all matters relating to proposed diversions of water from the Great Lakes. Tracy recently served as chair of the Michigan Mercury Pollution Prevention Task Force; and

Whereas, Mr. Mehan was formerly associate deputy administrator of the U.S. Environmental Protection Agency, where he coordinated policy issues for the agency and represented the deputy administrator in interactions with federal, state, and local agencies. From 1989 to 1992, Tracy was director of the Missouri Department of Natural Resources, which includes divisions of environmental quality; parks, recreation, and historic preservation; energy; geology; and land survey. He represented the state in the Missouri Basin States Association, the Upper Mississippi River Basin Association, and the Midwest Interstate Low-Level Radioactive Waste Compact Commission; and

Whereas, Tracy holds a bachelor's degree in history from St. Louis University, Missouri, and juris doctorate degree from the St. Louis University Law School. He is a member of the Missouri Bar Association and the Bar Association of Metropolitan St. Louis. As a practicing attorney for many years, he concentrated in the area of civil litigation; and

Whereas, Tracy is an adjunct professor at the Thomas M. Cooley Law School and an adjunct instructor at Michigan State University Detroit College of Law in environmental law. He has authored several articles relating to the environment and regulatory reform issues and was the recipient of both the Missouri Governor's Award for Distinguished Resource Stewardship and the Ozark Fly Fishers' Friend of the Stream Award. He and his wife Mary have seven children; now, therefore, be it

Resolved the Senate, That all honor and respect be shown to G. Tracy Mehan as he departs the Great Lakes state for his new position with the U.S. Environmental Protection Agency, as assistant administrator for water. We shall miss his enduring commitment to the people and the natural resources of this, the Great Lakes state; and be it further

Resolved, That a copy of this resolution be transmitted to G. Tracy Mehan as a symbol of our appreciation for his efforts on behalf of the citizens of the state of Michigan.

Introduction and Referral of Bills

Senators Gast and Schwarz introduced

Senate Bill No. 463, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 353c (MCL 18.1353c), as added by 1995 PA 195.

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

Senators Johnson, Garcia, Steil, Shugars, Miller and Scott introduced

Senate Bill No. 464, entitled

A bill to amend 1925 PA 285, entitled "An act to provide for the organization, operation, and supervision of credit unions; to provide for the conversion of a state credit union into a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States and for the conversion of a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States into a state credit union; and to provide for the merger of credit unions organized and supervised under the laws of this state, credit unions organized and supervised under the laws of any other state or territory of the United States, and federal credit unions," by amending the title and sections 1a, 6, 6c, 25, and 26 (MCL 490.1a, 490.6, 490.6c, 490.25, and 490.26), the title as amended and section 6c as added by 1986 PA 278, section 1a as amended by 1995 PA 163, section 6 as amended by 1993 PA 246, and sections 25 and 26 as amended by 1992 PA 246, and by adding sections 25a, 25b, and 25c.

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

Senator Van Regenmorter introduced

Senate Bill No. 465, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding chapter 10A.

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

Senators Garcia, Dunaskiss, Shugars, Dingell, Bennett and Sikkema introduced

Senate Bill No. 466, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 217i.

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

Senator Van Regenmorter introduced

Senate Bill No. 467, 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 35 (MCL 791.235), as amended by 1998 PA 315.

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

House Bill No. 4540, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 17 (MCL 205.67), as amended by 2000 PA 242.

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. 4547, entitled

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

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 Local, Urban and State Affairs.

Committee Reports

The Committee on Financial Services reported

Senate Bill No. 431, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding chapter 5. With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

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

Bill Bullard, Jr.
Chairperson

To Report Out:

Yeas: Senators Bullard, Shugars, Dunaskiss, Garcia, Miller and Leland

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 Financial Services submits the following:

Meeting held on Tuesday, May 8, 2001, at 2:00 p.m., Room 100, Farnum Building

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

COMMITTEE ATTENDANCE REPORT

The Committee on Education submits the following:

Meeting held on Wednesday, May 2, 2001, at 3:00 p.m., Senate Hearing Room, Ground Floor, Michigan National Tower

Present: Senators Bennett (C), Johnson, Stille, Peters and Leland

COMMITTEE ATTENDANCE REPORT

The Select Committee to Examine Qualifications of Senator Jaye submits the following:

Meeting held on Tuesday, May 8, 2001, at 10:45 a.m., Senate Hearing Room, Ground Floor, Michigan National Tower

Present: Senators McCotter (C), Hoffman, North, Cherry (VC), Smith and Koivisto

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

Capital Outlay, Joint - Thursday, May 17, 8:45 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Community Colleges - Wednesday, May 16, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Corrections - Wednesday, May 16, 1:00 p.m., Room 210, Farnum Building (373-2413)

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

Higher Education - 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)

Natural Resources - Wednesday, May 16, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

Natural Resources and Environmental Affairs - Tuesday, May 15, 1:00 p.m., 8th Floor Conference Room, Farnum Building (373-0797)

Qualifications of Senator Jaye Select Committee (SR 42) - Thursday, May 10, 11:00 a.m., Senate Hearing Room, Ground Floor, Michigan National Tower (373-1707)

Senator Emmons moved that the Senate adjourn.
The motion prevailed, the time being 10:30 a.m.

The President pro tempore, Senator Schwarz, declared the Senate adjourned until Thursday, May 10, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.

