

No. 84
STATE OF MICHIGAN
Journal of the Senate
91st Legislature
REGULAR SESSION OF 2001

Senate Chamber, Lansing, Thursday, November 29, 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—excused
Cherry—excused
DeBeaussaert—present
DeGrow—present
Dingell—present
Dunaskiss—present
Emerson—present
Emmons—excused
Garcia—present
Gast—present
Goschka—present

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

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

Senator Leon Stille of the 32nd District offered the following invocation:

For this morning's invocation, I've chosen to use an old Iroquois Prayer of Gratitude:

"We return thanks to our mother, the earth, which sustains us.

We return thanks to the rivers and streams, which supply us with water.

We return thanks to the bushes and trees, which provide us with fruit.

We return thanks to the wind, which moving the air has banished diseases.

We return thanks to the moon and stars, which have given us their light.

We return thanks to the sun, which has looked upon the earth with a beneficent eye.

Lastly, we return thanks to the Great Spirit, in whom is embodied all goodness, and who directs all things for the good of God's children."

In God's name we pray. Amen.

Senators Miller and Bennett entered the Senate Chamber.

The Assistant President pro tempore, Senator Hoffman, assumed the Chair.

Motions and Communications

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

Senator Hammerstrom moved that Senator Emmons be excused from today's session. The motion prevailed.

Senator Emerson moved that Senator Smith be temporarily excused from today's session. The motion prevailed.

Senator Emerson moved that Senator Cherry be 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, November 28:

House Bill Nos. 4141 4907 4908 4909 4910 4911 5145 5186 5212

The Secretary announced the printing and placement in the members' files on Wednesday, November 28, of:

Senate Bill No. 825

Senate Joint Resolution U

House Bill Nos. 5454 5455 5456

Senator Smith entered the Senate Chamber.

Messages from the Governor

The following message from the Governor was received and read:

November 28, 2001

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

State Librarian

Ms. Christie Brandau, 531 Cedar Ridge, Williamston, Michigan 48895, county of Ingham, as State Librarian, for a term expiring at the pleasure of the Governor.

Sincerely,
John Engler
Governor

The appointment was referred to the Committee on Government Operations.

Senators Schwarz and Dunaskiss entered the Senate Chamber.

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

Senator Hammerstrom moved that the following bills be placed at the head of the Third Reading of Bills calendar:

Senate Bill No. 477

House Bill No. 5091

Senate Bill No. 692

Senate Bill No. 486

The motion prevailed.

The President pro tempore, Senator Schwarz, assumed the Chair.

The following bill was read a third time:

Senate Bill No. 477, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 3a (MCL 205.93a), as amended by 1998 PA 366.

The question being on the passage of the bill,

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

Roll Call No. 511

Yeas—33

Bennett	Goschka	McCotter	Scott
Bullard	Gougeon	McManus	Shugars
DeBeaussiaert	Hammerstrom	Miller	Sikkema
DeGrow	Hart	North	Smith
Dingell	Hoffman	Peters	Steil
Dunaskiss	Johnson	Sanborn	Stille
Emerson	Koivisto	Schuetten	Van Regenmorter
Garcia	Leland	Schwarz	Young
Gast			

Nays—0

Excused—5

Byrum	Emmons	Murphy	Vaughn
Cherry			

Not Voting—0

In The Chair: Schwarz

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5091, entitled

A bill to strongly encourage state agencies and units of local government to exercise their constitutional ability to place the national motto in public buildings in this state.

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. 512**Yeas—31**

Bennett	Gast	Leland	Schwarz
Bullard	Goschka	McCotter	Shugars
DeBeaussaert	Gougeon	McManus	Sikkema
DeGrow	Hammerstrom	Miller	Steil
Dingell	Hart	North	Stille
Dunaskiss	Hoffman	Peters	Van Regenmorter
Emerson	Johnson	Sanborn	Young
Garcia	Koivisto	Schuette	

Nays—2

Scott	Smith
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Excused—5

Byrum	Emmons	Murphy	Vaughn
Cherry			

Not Voting—0

In The Chair: Schwarz

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

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

Senator Van Regenmorter offered to amend the title to read as follows:

A bill to strongly encourage state agencies and units of local government to exercise their constitutional ability to place the national motto in or on public buildings or land in this state.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

Protest

Senator Smith, under her constitutional right of protest (Art. 4, Sec. 18), protested against the passage of House Bill No. 5091.

Senator Smith's statement is as follows:

The purpose of the legislation was to ostensibly reduce the opportunity for violence and terrorism, and it's a response to the events of September 11. I think it serves to do neither. In the public school systems where we have so many different religious denominations and so few, but still there and present, young people who don't believe in any God, to create a religious belief through the use of the national motto in a public school system, I think, is inappropriate. It does nothing to diminish violence. It does nothing to promote worship.

I attended a Catholic school for 12 years, and I think some of the least respectful and least thoughtful time we spent in school was when we said our prayer or went to mass in the morning. And based on that experience, I think that this is no solution to anything, and I voted "no."

The following bill was read a third time:

Senate Bill No. 692, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 36105, 36106, 36109, 36111, and 36206 (MCL 324.36105, 324.36106, 324.36109, 324.36111, and 324.36206),

sections 36105 and 36106 as amended by 1996 PA 233, section 36109 as amended by 2000 PA 421, and section 36111 as amended and section 36206 as added by 2000 PA 262.

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. 513**Yeas—33**

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

Nays—0**Excused—5**

Byrum	Emmons	Murphy	Vaughn
Cherry			

Not Voting—0

In The Chair: Schwarz

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 486, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending section 9 (MCL 208.9), as amended by 1998 PA 539.

The question being on the passage of the bill,

Senator Bennett offered the following amendment:

1. Amend page 8, following line 12, by inserting:

“Enacting section 1. This amendatory act does not take effect unless Senate Bill No. ____ or House Bill No. ____ (request no. 06152’01) of the 91st Legislature is enacted into law.”.

Recess

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

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

10:24 a.m.

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

The question being on the adoption of the amendment,
Senator Hammerstrom moved that further consideration of the bill be postponed temporarily.
The motion prevailed.

By unanimous consent the Senate returned to the order of
Motions and Communications

Senator Hammerstrom moved that the rules be suspended and that the following bill, now on Committee Reports, be placed on the General Orders calendar for consideration today:

Senate Bill No. 817

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

By unanimous consent the Senate proceeded to the order of
General Orders

Senator Hammerstrom 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 pro tempore, Senator Schwarz, designated Senator Garcia as Chairperson.

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

Senate Bill No. 819, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 9101 (MCL 324.9101), as amended by 2000 PA 504.

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. 817, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 57d, 57e, 57f, and 57g (MCL 400.57d, 400.57e, 400.57f, and 400.57g), as added by 1995 PA 223, and by adding section 14h.

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
Third Reading of Bills

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

Senate Bill No. 817

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

The following bill was read a third time:

Senate Bill No. 817, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 57d, 57e, 57f, and 57g (MCL 400.57d, 400.57e, 400.57f, and 400.57g), as added by 1995 PA 223, and by adding section 14h.

The question being on the passage of the bill,

Senator Hammerstrom moved that further consideration of the bill be postponed temporarily.

The motion prevailed.

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

Senate Bill No. 819

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

The following bill was read a third time:

Senate Bill No. 819, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 9101 (MCL 324.9101), as amended by 2000 PA 504.

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. 514

Yeas—31

Bennett	Goschka	McManus	Shugars
Bullard	Gougeon	Miller	Sikkema
DeBeaussaert	Hammerstrom	North	Smith
DeGrow	Hart	Peters	Steil
Dingell	Johnson	Sanborn	Stille
Emerson	Koivisto	Schuette	Van Regenmorter
Garcia	Leland	Schwarz	Young
Gast	McCotter	Scott	

Nays—0

Excused—5

Byrum	Emmons	Murphy	Vaughn
Cherry			

Not Voting—2

Dunaskiss	Hoffman
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In The Chair: Schwarz

The Senate agreed to the title of the bill.

Recess

Senator Hammerstrom moved that the Senate recess subject to the call of the President.
The motion prevailed, the time being 10:48 a.m.

10:56 a.m.

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

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senators Hammerstrom, Bennett, Shugars and Schuette introduced

Senate Bill No. 877, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending section 7 (MCL 208.7), as amended by 2000 PA 477.

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

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

By unanimous consent the Senate returned to consideration of the following bill:

Senate Bill No. 486, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending section 9 (MCL 208.9), as amended by 1998 PA 539.

(This bill was read a third time earlier today, amendment offered and consideration postponed. See p. 2155.)

The question being on the adoption of the amendment offered by Senator Bennett,
 Senator Bennett withdrew the amendment.

Senator Bennett offered the following amendment:

1. Amend page 8, following line 12, by inserting:

“Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 877 or House Bill No. 5474 of the 91st Legislature is enacted into law.”.

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

The question being on the passage of the bill,

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

Roll Call No. 515

Yeas—22

Bennett	Goschka	McManus	Shugars
Bullard	Gougeon	North	Sikkema
DeGrow	Hammerstrom	Sanborn	Steil
Dunaskiss	Hoffman	Schuette	Stille
Garcia	Johnson	Schwarz	Van Regenmorter
Gast	McCotter		

Nays—11

DeBeaussaert	Hart	Miller	Smith
Dingell	Koivisto	Peters	Young
Emerson	Leland	Scott	

Excused—5

Byrum	Emmons	Murphy	Vaughn
Cherry			

Not Voting—0

In The Chair: Schwarz

The Senate agreed to the title of the bill.

Protest

Senator Peters, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 486 and moved that the statements he made during the discussion of the bill be printed as his reasons for voting “no.”

The motion prevailed.

Senator Peters' first statement is as follows:

I would like to encourage folks to vote "no" on the bill. Quite straightforward, I think this is an anti-small business bill as it is written right now. Basically, the intention in the past was to tax franchisors, and that was changed in a court ruling. What the bill is going to do as a result of that is go back and charge franchisees—these are the small mom and pop's that own a franchise—with the tax. And it's not just gonna be a tax for just recent tax but for the last four years. They're going to be hit with a retroactive tax when all along they were being told by the Treasury Department that the tax liability was not on them; they did not have to pay the tax; the franchisor would pay the tax.

It was later ruled that the franchisor wouldn't pay the tax; the franchisee should do it. And now the state of Michigan is going back to all of those mom and pop franchisees and saying, "You owe us taxes even though we've told you for the last four years you didn't have to pay it. You're gonna have to pay four years' worth of taxes. And guess what? We're gonna charge you interest as well on that."

Now I believe that we may change the law going forward, but we need to clarify it so everybody knows what sort of tax liability they are responsible for. But it's unconscionable to go back to small businesses and say to them, "Even though we told you you didn't have to pay this tax in the past, now you have to, and you have to pay us interest on that." I do not believe in retroactive taxation. This is an anti-small business bill, and I'll be voting "no" and urge other members to as well.

Senator Peters' second statement is as follows:

Let's be clear—we can help those small businesses moving forward. We can change this bill to do that—moving forward and helping them. But it is certainly disingenuous to say we are going to help you by charging you for the last four years of taxes, plus we're going to charge you interest. I mean, the treasury may think that's a good deal for them, but it's certainly not a good deal for small businesses. It's not a good deal for franchisees. We can do this bill right—change it going forward. You do not have to have the retroactive feature. By voting for this bill, you are having retroactive taxation with interest against small businesses, and that's anti-small business. I don't know how you can look at it any other way. I would urge a "no" vote.

Senator Peters' third statement is as follows:

I don't want to belabor this issue, but it is true we can fix this bill going forward. We can fix it for this year, and we can fix it going forward. This bill goes beyond that, and I hope that everyone realizes that this is retroactive taxation. It does not need to be part of this bill, but it is still part of this bill. I will stand up here and say over and over again I will never vote in favor of retroactive taxation with interest. I think that is wrong. It's anticompetitive; it's anti-small business. I would urge a "no" vote.

Recess

Senator Hammerstrom moved that the Senate recess subject to the call of the President.
The motion prevailed, the time being 11:07 a.m.

12:49 p.m.

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

Senator Emerson moved that Senator Koivisto be excused from the balance of today's session.
The motion prevailed.

By unanimous consent the Senate returned to consideration of the following bill:

Senate Bill No. 817, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 57d, 57e, 57f, and 57g (MCL 400.57d, 400.57e, 400.57f, and 400.57g), as added by 1995 PA 223, and by adding section 14h.

(This bill was read a third time earlier today and consideration postponed. See p. 2156.)

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. 516

Yeas—22

Bennett
Bullard

Goschka
Gougeon

Miller
North

Shugars
Sikkema

DeGrow
Dunaskiss
Emerson
Garcia

Hoffman
Johnson
McCotter
McManus

Sanborn
Schuette
Schwarz

Steil
Stille
Van Regenmorter

Nays—8

DeBeaussaert
Dingell

Hart
Leland

Peters
Scott

Smith
Young

Excused—6

Byrum
Cherry

Emmons
Koivisto

Murphy

Vaughn

Not Voting—2

Gast

Hammerstrom

In The Chair: Schwarz

The Senate agreed to the title of the bill.

Protests

Senators Leland, Smith, Scott and Hart, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 817.

Senators Leland, Smith, Scott moved that the statements they made during the discussion of the bill be printed as their reasons for voting “no.”

The motion prevailed.

Senator Leland’s statement is as follows:

Mr. President and members, I will be voting “no” on this bill. I believe that this is the wrong time to require welfare recipients to work 40 hours a week. We are in a decline—a shrinking economy. We are officially in a recession. The unemployment in this state and around the country has risen in the last few months.

I have a couple statistics that I’m just going to mention to you before final passage. The research seminar in quantitative economics at the University of Michigan is forecasting a decline of 1.8 percent in Michigan wage and salary employment for the first quarter of 2002, followed by another .3 percent decline in the second quarter. The recovery forecast for the third and fourth quarters will not be large enough to prevent the state from having a net decline in wage and salary employment for 2002. The research seminar in quantitative economics forecasts or predicts the net decline of .6 percent for the year, translating into 28,900 jobs.

I feel that, again, this is the wrong time to require our welfare recipients to find 40 hours of employment. It just may not be out there. I think it’s mean-spirited and punitive. I hope that this chamber would vote against it.

Senator Smith’s statement is as follows:

I rise to talk about two issues: one, the legislation itself and the content that is not there, and that’s the content that Senator Scott addressed. The issue is that it really does not make an improvement and opportunities for people of low income, particularly when we are facing very tough economic times. One of the things that appears to be causal relation to this introduction and rush to pass this bill is we see it as a way of saving dollars in the Family Independence Agency. We can use provisions in this bill to make sure that individuals are, in fact, denied benefits more frequently that they are found not to be in compliance more easily and that they then lose their subsidy and their support.

The other thing is the process. This bill left committee yesterday, and it was forced through this floor in a matter of hours. It would have been quicker if the Republicans hadn't wanted to caucus. The need for a close review and a close scrutiny as indicated by the fact that, oh, changes are going to be made in the House that have been agreed to among lobbyists and interest groups. I think it is very good that people are actually working hard to get changes in this bill, and I applaud them for it. But the Senators in this chamber have a responsibility to our constituents. That responsibility has been abridged by the process that has been adopted, and our concern that if we are too vocal on our side, the compromises that have been agreed to may fall.

I urge my colleagues to vote "no" on this legislation. It has more need for amendment than those compromises that have been agreed to. The bottom line in the state should not be how we save money in the department and in the General Fund budget or in the federal funding that comes through, but how we save families and children and the neighborhoods in which they live.

Senator Scott's statement, in which Senator Hart concurred, is as follows:

This bill places family and child well-being at risk. The only people who even testified in favor of this bill were the Family Independence Agency, who has apparently already printed up policy and notices that reflect the changes in this bill, and the association that represents FIA county directors.

The potential negative impacts of this bill are too great to not listen to advocates who have voiced opposition. These bills will undoubtedly have some families falling through the cracks. These cracks will end up forcing victims of domestic violence to go back to their batterers.

This bill removes the safety net for families who need to care for their children who have severe health problems or disabilities. Studies have shown the biggest barrier to self-sufficiency for these families is safe, high-skilled, accessible and fully subsidized child care.

This bill does not ensure access to safe, quality child care or even ensure training will be available if work is not. If we are going to make families successful, we need to provide the resources. Placing child well-being in danger is not the answer. I urge you to vote "no."

Senator DeGrow moved that Senators Hammerstrom and Gast be excused from the balance of today's session. The motion prevailed.

By unanimous consent the Senate proceeded to the order of
Resolutions

Senators Stille, McCotter, Sanborn, Garcia, McManus, Shugars and Schwarz offered the following resolution:

Senate Resolution No. 138.

A resolution to urge local units of government and the state's public schools and public school academies to recite the Pledge of Allegiance each day or meeting.

Whereas, In the weeks since the terrorist attacks of September 11, 2001, our country has witnessed a rebirth of patriotism. As has been the case in other times of national trial, the people of this country are drawing strength from renewing our commitment to our fellow citizens and neighbors and to the wonderful ideals that set the United States apart from every other country as the world's oldest democracy; and

Whereas, The Pledge of Allegiance has served for generations as a brief, but powerful, declaration of dedication to our republic and to one another. This simple statement nurtures the spirit of unity of purpose that is vital to our common future as Americans. Regardless of a person's background or beliefs, the Pledge of Allegiance can be an important reminder of our shared democratic values; and

Whereas, While many classrooms and governmental bodies do regularly begin classes or meetings with the Pledge of Allegiance, this is something that should be strongly encouraged throughout our state. The recitation of this statement can serve as a focal point to foster unity and to remind each of us that, no matter what our ethnic, religious, or family background and no matter what our economic status, profession, or ideas, we have a commitment to one another and to ideals that are timeless. To pause to say the Pledge of Allegiance is certainly an appropriate activity for citizens of all ages; now, therefore, be it

Resolved by the Senate, That we urge local units of government and the state's public schools and public school academies to recite the Pledge of Allegiance each day or meeting.

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

Senator Goschka was named co-sponsor of the resolution.

Senator DeGrow moved that the Committee on Government Operations be discharged from further consideration of the following resolution:

Senate Resolution No. 138.

A resolution to urge local units of government and the state's public schools and public school academies to recite the Pledge of Allegiance each day or meeting.

The motion prevailed, a majority of the members serving voting therefor, and the resolution was placed on the order of Resolutions.

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

Senate Resolution No. 138

The resolution consent calendar was adopted.

By unanimous consent the Senate returned to the order of

Introduction and Referral of Bills

Senator Garcia introduced

Senate Bill No. 829, entitled

A bill to amend 1967 PA 55, entitled "An act relating to the management of state funds; to prescribe the powers and duties of the state treasurer and the state administrative board; and to repeal certain acts and parts of acts," by amending section 1 (MCL 12.51).

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

Senator Leland introduced

Senate Bill No. 830, entitled

A bill to amend 1965 PA 380, entitled "Executive organization act of 1965," by repealing section 88 (MCL 16.188).

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

Senator Garcia introduced

Senate Bill No. 831, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 389 (MCL 18.1389), as amended by 1988 PA 504.

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

Senator Smith introduced

Senate Bill No. 832, entitled

A bill to amend 1955 PA 70, entitled "An act to authorize cities to acquire and operate exhibition areas for commercial, industrial and agricultural products; to provide for the issuance of bonds to finance the cost thereof; to authorize the fixing and collecting of fees and other charges for the use of facilities therein; and to authorize the making of reasonable rules and regulations relative to the public use of facilities therein," by amending section 5 (MCL 123.655).

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

Senator Byrum introduced

Senate Bill No. 833, entitled

A bill to amend 1933 PA 99, entitled "An act to authorize villages, townships, cities, and school districts to enter into contracts and agreements for the purchase of real or personal property for public purposes; to provide for the payment of the purchase price thereof; to authorize school districts to enter into certain other contracts; and to prescribe the use of the real or personal property," by amending section 1 (MCL 123.721), as amended by 1997 PA 77.

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

Senator Bullard introduced

Senate Bill No. 834, entitled

A bill to amend 1994 PA 53, entitled "An act to authorize internally pooled investments by certain local governmental units," by amending section 1 (MCL 123.931).

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

Senator Garcia introduced

Senate Bill No. 835, entitled

A bill to amend 1980 PA 450, entitled "The tax increment finance authority act," by amending section 15 (MCL 125.1815), as amended by 1996 PA 271.

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

Senator Peters introduced

Senate Bill No. 836, entitled

A bill to amend 1994 PA 325, entitled "The international tradeport development authority act," by amending section 16 (MCL 125.2536); and to repeal acts and parts of acts.

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

Senator Emerson introduced

Senate Bill No. 837, entitled

A bill to amend 1995 PA 280, entitled "An act to authorize local units of government to accept financial transaction device payments," by amending section 1 (MCL 129.221).

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

Senator Garcia introduced

Senate Bill No. 838, entitled

A bill to amend 1995 PA 266, entitled "An act to authorize and regulate credit card transactions involving local units of government, including the use of credit cards by officers and employees of local units of government; and to provide for powers and duties of certain state and local agencies, officers, and employees," by amending sections 1 and 2 (MCL 129.241 and 129.242), section 1 as amended by 2000 PA 169.

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

Senator Gast introduced

Senate Bill No. 839, entitled

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending section 4 (MCL 141.424), as amended by 2000 PA 493.

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

Senator Emerson introduced

Senate Bill No. 840, entitled

A bill to amend 1971 PA 140, entitled "Glenn Steil state revenue sharing act of 1971," by amending section 17a (MCL 141.917a), as amended by 1987 PA 283.

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

Senator Bullard introduced

Senate Bill No. 841, entitled

A bill to amend 1981 PA 80, entitled "Fiscal stabilization act," by amending section 4 (MCL 141.1004), as amended by 1987 PA 279; and to repeal acts and parts of acts.

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

Senator Hammerstrom introduced

Senate Bill No. 842, entitled

A bill to repeal 1998 PA 379, entitled "Michigan tax lien sale and collateralized securities act," (MCL 211.921 to 211.941).

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

Senator Van Regenmorter introduced

Senate Bill No. 843, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 6097 (MCL 600.6097), as amended by 1984 PA 393.

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

Senator Schwarz introduced

Senate Bill No. 844, entitled

A bill to repeal 1992 PA 275, entitled "The federal facility development act," (MCL 3.931 to 3.940).

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

Senator Van Regenmorter introduced

Senate Bill No. 845, entitled

A bill to amend 1846 RS 16, entitled "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," by amending section 75b (MCL 41.75b), as amended by 1990 PA 230.

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

Senator Young introduced

Senate Bill No. 846, entitled

A bill to amend 1931 PA 246, entitled "An act to provide for the construction, repair, and maintenance of pavements, sidewalks, and elevated structures on or along public roads and highways; to provide for the levying of taxes and of special assessments; to authorize the borrowing of money and the issuance of bonds; to prescribe the powers and duties of certain state and local agencies and officers; to validate actions taken, special assessments levied, and bonds issued; and to provide for the lighting of certain roads, highways, and bridges," by amending section 13a (MCL 41.283a).

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

Senator Bullard introduced

Senate Bill No. 847, entitled

A bill to amend 1941 PA 107, entitled "An act to authorize township water supply and sewage disposal services and facilities; to provide for financing of those services and facilities; to prescribe the powers and duties of township boards with respect to those services and facilities; and to prescribe penalties and provide remedies," by amending sections 8, 20m, and 20o (MCL 41.338, 41.350m, and 41.350o), section 8 as amended and sections 20m and 20o as added by 1989 PA 83.

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

Senator DeBeaussaert introduced

Senate Bill No. 848, entitled

A bill to amend 1923 PA 116, entitled "Township and village public improvement and public service act," by amending section 6c (MCL 41.416c), as added by 1989 PA 82.

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

Senator Bullard introduced

Senate Bill No. 849, entitled

A bill to amend 1905 PA 157, entitled "An act to provide for the acquisition, maintenance, management, and control of township parks, resorts, bathing beaches, and places of recreation; to provide for the creation of a township park commission; to provide for a board of commissioners to provide for the issuance of bonds and the levy of taxes; to provide for the transfer of certain real property for parks; to authorize cities and villages to appropriate money for park purposes; to provide for the acquisition, construction, and use of wharves, piers, docks, and landing places in townships; to provide the powers and duties of certain local units of government and certain officials; and to prescribe penalties and provide remedies," by amending section 6d (MCL 41.426d), as added by 1989 PA 79.

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

Senator Johnson introduced

Senate Bill No. 850, entitled

A bill to amend 1954 PA 188, entitled "An act to provide for the making of certain improvements by townships; to provide for paying for the improvements by the issuance of bonds; to provide for the levying of taxes; to provide for assessing the whole or a part of the cost of improvements against property benefited; and to provide for the issuance of bonds in anticipation of the collection of special assessments and for the obligation of the township on the bonds," by amending section 15 (MCL 41.735).

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

Senator McCotter introduced

Senate Bill No. 851, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 14a (MCL 42.14a), as amended by 1995 PA 212.

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

Senator Smith introduced

Senate Bill No. 852, entitled

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," by amending section 11c (MCL 46.11c), as amended by 1989 PA 30.

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

Senator North introduced

Senate Bill No. 853, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 36 of chapter VIII, sections 5, 21, and 25 of chapter IX, and sections 4 and 5 of chapter XII (MCL 68.36, 69.5, 69.21, 69.25, 72.4, and 72.5), section 36 of chapter VIII as amended by 1989 PA 28 and sections 5, 21, and 25 of chapter IX and sections 4 and 5 of chapter XII as amended by 1998 PA 254.

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

Senator DeBeaussiaert introduced

Senate Bill No. 854, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending section 24b (MCL 78.24b), as amended by 1989 PA 29.

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

Senator North introduced

Senate Bill No. 855, entitled

A bill to amend 1895 PA 215, entitled "The fourth class city act," by amending sections 10 and 25 (MCL 107.10 and 110.25), section 10 as amended by 1983 PA 45.

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

Senator Young introduced

Senate Bill No. 856, entitled

A bill to amend 1948 (1st Ex Sess) PA 31, entitled "An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district's boundaries, or for the use of any school district and any combination of 2 or more cities, villages, or townships wholly or partially within the district's boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district's boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property; and to prescribe penalties and provide remedies," by amending sections 11j and 11k (MCL 123.961j and 123.961k), section 11j as amended by 1983 PA 29 and section 11k as added by 1980 PA 74; and to repeal acts and parts of acts.

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

Senator Van Regenmorter introduced

Senate Bill No. 857, entitled

A bill to amend 1994 PA 425, entitled "An act to provide for the creation of community swimming pool authorities; to provide powers and duties of the authorities; to provide for the levy of a tax by the authorities; and to provide for the collection and distribution of the tax," by amending sections 9 and 11 (MCL 123.1069 and 123.1071).

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

Senator Johnson introduced

Senate Bill No. 858, entitled

A bill to amend 2000 PA 321, entitled "Recreational authorities act," by amending section 21 (MCL 123.1151).
The bill was read a first and second time by title and referred to the Committee on Finance.

Senator Johnson introduced

Senate Bill No. 859, entitled

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending section 7 (MCL 124.507), as amended by 1985 PA 10.
The bill was read a first and second time by title and referred to the Committee on Finance.

Senator Bullard introduced

Senate Bill No. 860, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending sections 12 and 16 (MCL 125.1662 and 125.1666), section 12 as amended by 1983 PA 86 and section 16 as amended by 1996 PA 269.

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

Senator Shugars introduced

Senate Bill No. 861, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending section 14 (MCL 125.2164), as amended by 1996 PA 270.

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

Senator Hammerstrom introduced

Senate Bill No. 862, entitled

A bill to amend 1986 PA 59, entitled "Resort district rehabilitation act," by amending sections 8 and 14 (MCL 125.2208 and 125.2214), section 8 as amended by 1996 PA 209.

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

Senator Miller introduced

Senate Bill No. 863, entitled

A bill to amend 1980 PA 243, entitled "Emergency municipal loan act," by amending section 4 (MCL 141.934), as amended by 1998 PA 528.

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

Senator Scott introduced

Senate Bill No. 864, entitled

A bill to amend 1985 PA 106, entitled "State convention facility development act," by amending sections 11 and 12 (MCL 207.631 and 207.632), as amended by 1993 PA 58.

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

Senator Peters introduced

Senate Bill No. 865, entitled

A bill to amend 1989 PA 186, entitled "County department of solid waste management act," by amending sections 7, 8, and 9 (MCL 45.587, 45.588, and 45.589).

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

Senator Young introduced

Senate Bill No. 866, entitled

A bill to amend 1917 PA 298, entitled "An act to authorize cities and villages to levy a tax for the purpose of collecting and disposing of garbage; and providing for the issuance of bonds therefor," by amending section 1 (MCL 123.261).

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

Senator Young introduced

Senate Bill No. 867, entitled

A bill to amend 1951 PA 266, entitled "The garbage disposal act," by amending sections 4 and 7 (MCL 123.364 and 123.367), section 7 as amended by 1983 PA 28.

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

Senator DeBeaussiaert introduced

Senate Bill No. 868, entitled

A bill to amend 1955 PA 233, entitled "An act to provide for the incorporation of certain municipal authorities to acquire, own, extend, improve, and operate sewage disposal systems, water supply systems, and solid waste management systems; to prescribe the rights, powers, and duties thereof; to authorize contracts between such authorities and public corporations; to provide for the issuance of bonds to acquire, construct, extend, or improve the systems; and to prescribe penalties and provide remedies," by amending sections 7, 9, and 12c (MCL 124.287, 124.289, and 124.292c), section 7 as amended by 1981 PA 154, section 9 as amended by 1994 PA 36, and section 12c as amended by 1983 PA 30.

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

Senator Dunaskiss introduced

Senate Bill No. 869, entitled

A bill to amend 1992 PA 173, entitled "Land reclamation and improvement authority act," by amending section 32 (MCL 125.2482).

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

Senator McManus introduced

Senate Bill No. 870, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending sections 275, 278, 280, 434, 435, 479, and 531 (MCL 280.275, 280.278, 280.280, 280.434, 280.435, 280.479, and 280.531), section 280 as amended by 1983 PA 176 and section 434 as amended by 1980 PA 297.

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

Senators Stille, Steil, Koivisto, Schwarz, Van Regenmorter, Shugars and Sikkema introduced

Senate Bill No. 871, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 12522 (MCL 333.12522).

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

Senators Sikkema, Dunaskiss, Johnson and McCotter introduced

Senate Bill No. 872, entitled

A bill to amend 1967 PA 227, entitled "An act to regulate the inspection, construction, installation, alteration, maintenance, repair and operation of elevators and the licensing of elevator contractors; to prescribe the functions of the director of labor; to create, and prescribe the functions of, the elevator safety board; to provide penalties for violations of the act; and to repeal certain acts and parts of acts," by amending section 3 (MCL 408.803).

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

Senators Stille, McCotter, Sanborn, Garcia, McManus and Shugars introduced

Senate Bill No. 873, entitled

A bill to amend 1943 PA 183, entitled "County zoning act," (MCL 125.201 to 125.240) by adding section 1b.

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

Senators Stille, McCotter, Garcia, McManus and Shugars introduced

Senate Bill No. 874, entitled

A bill to amend 1921 PA 207, entitled "City and village zoning act," (MCL 125.581 to 125.600) by adding section 3d. The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Stille, McCotter, Sanborn, Garcia, McManus and Shugars introduced

Senate Bill No. 875, entitled

A bill to amend 1943 PA 184, entitled "Township zoning act," (MCL 125.271 to 125.310) by adding section 1b. The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Stille, McCotter, Sanborn, Garcia, McManus and Shugars introduced

Senate Bill No. 876, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4aa. The bill was read a first and second time by title and referred to the Committee on Finance.

Senators Sanborn, Gougeon, Shugars, Garcia, Steil, Bennett, Bullard, Stille, McManus, Goschka, Schuette, Van Regenmorter, Hoffman, North and McCotter introduced

Senate Bill No. 878, entitled

A bill to create the pregnant and parenting student services fund; to provide grants to encourage certain institutions of higher education to establish and operate a pregnant and parenting student services office for pregnant and parenting students attending the institution; to prescribe the powers and duties of a pregnant and parenting student services office; and to prescribe the powers and duties of certain state departments.

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

Senator Schwarz introduced

Senate Bill No. 879, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," (MCL 484.2101 to 484.2701) by adding section 304c.

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

Senator Schwarz introduced

Senate Bill No. 880, entitled

A bill to create a telecommunication rights-of-way oversight authority; to establish a Michigan telecommunications service improvement fund; to provide for fees; to prescribe the powers and duties of certain state agencies and officials; to provide for penalties; and to repeal acts and parts of acts.

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

Senator Stille introduced

Senate Bill No. 881, entitled

A bill to create the Michigan community communications development authority; to create funds and accounts; to authorize the issuing of bonds and notes; to prescribe the powers and duties of the authority; to make an appropriation; and to repeal acts and parts of acts.

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

House Bill No. 4141, entitled

A bill to regulate certain health clubs with respect to potential medical emergencies; and to provide for civil sanctions.

The House of Representatives has passed the bill.

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

House Bill No. 4907, entitled

A bill to amend 1961 PA 120, entitled "An act to authorize the development or redevelopment of principal shopping districts and business improvement districts; to permit the creation of certain boards; to provide for the operation of

principal shopping districts and business improvement districts; and to authorize the collection of revenue and the bonding of certain cities for the development or redevelopment projects,” (MCL 125.981 to 125.987) by adding section 5a.

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. 4908, entitled

A bill to amend 1986 PA 196, entitled “Public transportation authority act,” (MCL 124.451 to 124.479) by adding section 23a.

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. 4909, entitled

A bill to amend 1980 PA 450, entitled “The tax increment finance authority act,” (MCL 125.1801 to 125.1830) by adding section 12b.

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. 4910, entitled

A bill to amend 1948 (1st Ex Sess) PA 31, entitled “An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district’s boundaries, or for the use of any school district and any combination of 2 or more cities, villages, or townships wholly or partially within the district’s boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district’s boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property; and to prescribe penalties and provide remedies,” (MCL 123.951 to 123.965) by adding section 11l.

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. 4911, entitled

A bill to amend 1957 PA 185, entitled “An act to authorize the establishing of a department and board of public works in counties; to prescribe the powers and duties of any municipality subject to the provisions of this act; to authorize the incurring of contract obligations and the issuance and payment of bonds or notes; to provide for a pledge by a municipality of its full faith and credit and the levy of taxes without limitation as to rate or amount to the extent necessary; to validate obligations issued; and to prescribe a procedure for special assessments and condemnation,” by amending section 11 (MCL 123.741) and by adding section 11a.

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. 5145, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 9307 (MCL 324.9307), as amended by 1998 PA 463.

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 Natural Resources and Environmental Affairs.

House Bill No. 5186, 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 1 (MCL 52.201); and to repeal acts and parts of acts.

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.

House Bill No. 5212, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 14 (MCL 205.104), as amended by 1986 PA 41.

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.

Committee Reports

The Committee on Families, Mental Health and Human Services reported

Senate Bill No. 817, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 57d, 57e, 57f, and 57g (MCL 400.57d, 400.57e, 400.57f, and 400.57g), as added by 1995 PA 223, and by adding section 14h.

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.

Beverly S. Hammerstrom
Chairperson

To Report Out:

Yeas: Senators Hammerstrom, Gougeon, Johnson, Goschka and Sanborn

Nays: Senator Scott

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

COMMITTEE ATTENDANCE REPORT

The Committee on Families, Mental Health and Human Services submits the following:

Meeting held on Tuesday, November 27, 2001, at 1:00 p.m., Room 100, Farnum Building

Present: Senators Hammerstrom (C), Gougeon, Johnson, Goschka, Sanborn and Scott

Excused: Senator Hart

The Committee on Health Policy reported

Senate Bill No. 826, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21766 (MCL 333.21766), as amended by 1994 PA 73.

With the recommendation that the bill pass.

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

Dale L. Shugars
Chairperson

To Report Out:

Yeas: Senators Shugars, Hammerstrom and Emerson

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

Senate Bill No. 827, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7401, 7403, 7407, and 7521 (MCL 333.7401, 333.7403, 333.7407, and 333.7521), sections 7401 and 7403 as amended by 2000 PA 314, section 7407 as amended by 1993 PA 80, and section 7521 as amended by 2000 PA 302.

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.

Dale L. Shugars
Chairperson

To Report Out:

Yeas: Senators Shugars, Hammerstrom and Emerson

Nays: None

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

The Committee on Health Policy reported

Senate Bill No. 828, entitled

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; and to prescribe certain penalties for violations," by amending section 2 (MCL 28.292), as amended by 1999 PA 89.

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.

Dale L. Shugars
Chairperson

To Report Out:

Yeas: Senators Shugars, Hammerstrom, Schwarz and Emerson

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 Health Policy submits the following:

Meeting held on Tuesday, November 27, 2001, at 3:00 p.m., Room 100, Farnum Building

Present: Senators Shugars (C), Hammerstrom, Schwarz and Emerson

Excused: Senator Byrum

The Committee on Education reported

Senate Bill No. 645, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 303, 310e, 319, and 732 (MCL 257.303, 257.310e, 257.319, and 257.732), sections 303, 319, and 732 as amended by 2001 PA 103 and section 310e as amended by 2000 PA 456.

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.

Loren Bennett
Chairperson

To Report Out:

Yeas: Senators Bennett, Johnson, Stille and Peters

Nays: None

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

The Committee on Education reported

Senate Bill No. 647, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1319.

With the recommendation that the bill pass.

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

Loren Bennett
Chairperson

To Report Out:

Yeas: Senators Bennett, Johnson and Peters

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Education submits the following:

Meeting held on Wednesday, November 28, 2001, at 1:00 p.m., Room 810, Farnum Building

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

Excused: Senator Leland

The Committee on Financial Services reported

House Bill No. 4811, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 5028, 5412, and 7918 (MCL 500.5028, 500.5412, and 500.7918), section 7918 as amended by 1980 PA 41, and by adding section 121.

With the recommendation that the bill pass.

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

Bill Bullard, Jr.
Chairperson

To Report Out:

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

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Financial Services submits the following:

Meeting held on Wednesday, November 28, 2001, at 9:30 a.m., Room 100, Farnum Building

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

Excused: Senator Shugars

The Committee on Judiciary reported

Senate Bill No. 76, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 507 (MCL 600.507), as amended by 1994 PA 138.

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.

William Van Regenmorter
Chairperson

To Report Out:

Yeas: Senators Van Regenmorter, McCotter, Bullard, Schuette, Dingell and Scott

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 764, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 508 and 8134 (MCL 600.508 and 600.8134), section 8134 as amended by 1987 PA 75.

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.

William Van Regenmorter
Chairperson

To Report Out:

Yeas: Senators Van Regenmorter, McCotter, Bullard, Schuette, Dingell and Scott

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 765, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 504 (MCL 600.504), as amended by 1996 PA 388.

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

William Van Regenmorter
Chairperson

To Report Out:

Yeas: Senators Van Regenmorter, McCotter, Bullard and Schuette

Nays: Senators Dingell and Scott

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

The Committee on Judiciary reported

Senate Bill No. 766, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 517 (MCL 600.517), as amended by 1990 PA 54.

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.

William Van Regenmorter
Chairperson

To Report Out:

Yeas: Senators Van Regenmorter, McCotter, Bullard, Schuette, Dingell and Scott

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 786, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8121 (MCL 600.8121), as amended by 2000 PA 449.

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

William Van Regenmorter
Chairperson

To Report Out:

Yeas: Senators Van Regenmorter, McCotter, Bullard and Schuette

Nays: Senators Dingell and Scott

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

The Committee on Judiciary reported

Senate Bill No. 825, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 518 and 521 (MCL 600.518 and 500.521), section 518 as amended by 1988 PA 134 and section 521 as amended by 1990 PA 54.

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.

William Van Regenmorter
Chairperson

To Report Out:

Yeas: Senators Van Regenmorter, McCotter, Bullard, Schuette, Dingell and Scott

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 Judiciary submits the following:

Meeting held on Wednesday, November 28, 2001, at 1:00 p.m, Rooms 402 and 403, Capitol Building

Present: Senators Van Regenmorter (C), McCotter, Bullard, Schuette, Peters, Dingell and Scott

The Committee on Appropriations reported

House Bill No. 4333, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 5 (MCL 38.1305), as amended by 2000 PA 150.

With the recommendation that the bill pass.

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

Harry Gast
Chairperson

To Report Out:

Yeas: Senators Gast, Schwarz, McManus, Johnson, North, Gougeon, Stille, Goschka, Smith, Koivisto, Young, DeBeaussiaert and Dingell

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Appropriations submits the following:

Meeting held on Wednesday, November 28, 2001, at 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Gast (C), Schwarz, McManus, Johnson, North, Gougeon, Bennett, Stille, Goschka, Smith, Koivisto, Young, DeBeaussaert and Dingell

Excused: Senators Hoffman and Murphy

Scheduled Meetings**Appropriations -****Subcommittee -**

Community Health - Tuesdays, December 4 and December 11; and Thursdays, December 6 and December 13, 1:30 p.m., Senate Hearing Room, Ground Floor, Michigan National Tower (373-1777)

Economic Development, International Trade and Regulatory Affairs - Monday, December 3, 10:00 a.m., Detroit Regional Chamber of Commerce Offices, 1 Woodward Avenue, Suite 1900, Detroit (373-7946)

Families, Mental Health and Human Services - Wednesday, December 5, 3:00 p.m., Room 100, Farnum Building (373-3543)

Health Policy - Tuesday, December 4, 3:00 p.m., Room 100, Farnum Building (373-0793)

Legislative Retirement Board of Trustees - Wednesday, December 5, 12:00 noon, Room H-252, Capitol Building (373-0575)

Natural Resources and Environmental Affairs - Tuesday, December 4, 1:30 p.m., 8th Floor Conference Room, Farnum Building (373-0797)

Senator Goschka moved that the Senate adjourn.

The motion prevailed, the time being 1:20 p.m.

The President pro tempore, Senator Schwarz, declared the Senate adjourned until Tuesday, December 4, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.