

**No. 85**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**97th Legislature**  
**REGULAR SESSION OF 2013**

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Senate Chamber, Lansing, Tuesday, October 22, 2013.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Brian N. Calley.

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

Ananich—present  
Anderson—present  
Bieda—present  
Booher—present  
Brandenburg—present  
Casperson—present  
Caswell—present  
Colbeck—present  
Emmons—present  
Green—present  
Gregory—present  
Hansen—present  
Hildenbrand—present

Hood—present  
Hopgood—present  
Hune—present  
Hunter—present  
Jansen—present  
Johnson—present  
Jones—present  
Kahn—present  
Kowall—present  
Marleau—present  
Meekhof—present  
Moolenaar—present  
Nofs—present

Pappageorge—present  
Pavlov—present  
Proos—present  
Richardville—present  
Robertson—present  
Rocca—present  
Schuitmaker—present  
Smith—present  
Walker—present  
Warren—present  
Whitmer—present  
Young—present

Pastor Stephen Anthony of Flint Central Church of the Nazarene of Flint offered the following invocation:

I call upon You today, our heavenly Father, on behalf of our Governor, our Lieutenant Governor, and the 38 Senators of the state of Michigan. I want to thank You today for these men and women, who've given themselves in service to the people of the state of Michigan. Bless them as they sacrifice their time and their energies to make Michigan a great place to live, to do business, and to visit.

We humbly come before You today to ask Your wisdom and guidance for the session as they deliberate various measures that come before this body today. Remind them that, as servants, their decisions affect the lives of many people. So give them wisdom and guidance in everything they discuss. As James, the writer, said, "If any of you lacks wisdom, he should ask God, who gives generously to all without finding fault, and it shall be given to him."

Remind them that while they may differ on various issues, the tone in which they debate and treat each other has an impact on the civility of our state. Lord, we ask that You look with favor today on the Senate body as they remember the poor and the God-given rights of all people.

Be in all that is said and done here this today. I ask this in the name of Your Son and our Savior Jesus Christ. Amen.

The President, Lieutenant Governor Calley, led the members of the Senate in recital of the *Pledge of Allegiance*.

### Motions and Communications

Senators Brandenburg and Young entered the Senate Chamber.

The following communication was received and read:  
Office of the Auditor General

October 17, 2013

Enclosed is a copy of the following audit report:

Performance audit of Community Health Automated Medicaid Processing System General Controls, Department of Community Health and Department of Technology, Management, and Budget.

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

The audit report was referred to the Committee on Government Operations.

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, October 17:  
**House Bill Nos. 4966 4967 4968 4969 5048 5049**

The Secretary announced that the following bills were printed and filed on Thursday, October 17, and are available at the Michigan Legislature website:

**Senate Bill Nos. 623 624 625 626**  
**House Bill Nos. 5081 5082 5083**

The Secretary announced that the following bills were printed and filed on Friday, October 18, and are available at the Michigan Legislature website:

**Senate Bill Nos. 627 628 629 630 631**  
**House Bill Nos. 5084 5085 5086**

Senator Meekhof moved that Senator Green be temporarily excused from today's session.  
The motion prevailed.

Senator Hopgood moved that Senators Hunter and Johnson be temporarily excused from today's session.  
The motion prevailed.

### Messages from the Governor

The following messages from the Governor were received and read:

October 17, 2013

I respectfully submit to the Senate the following appointment to office:

**Director - Department of Insurance and Financial Services**

Annette Ellen Englund Flood of 402 Shoreline Drive, DeWitt, Michigan 48820, county of Clinton, is appointed for a term commencing November 1, 2013, and expiring at the pleasure of the Governor.

October 17, 2013

I respectfully submit to the Senate the following appointment to office:

**Michigan State Transportation Commission**

Ron J. Boji of 5334 Trillium Court, Orchard Lake, Michigan 48323, county of Oakland, representing Republicans, succeeding Sharon Rothwell, is appointed for a term expiring December 21, 2014.

October 17, 2013

I respectfully submit to the Senate the following appointment to office:

**State Treasurer**

R. Kevin Clinton of 6410 Oakencliff Lane, East Lansing, Michigan 48823, county of Ingham, is appointed for a term commencing November 1, 2013, and expiring at the pleasure of the Governor.

Sincerely,  
Rick Snyder  
Governor

The appointments were referred to the Committee on Government Operations.

By unanimous consent the Senate proceeded to the order of

**Introduction and Referral of Bills**

Senator Hunter introduced

**Senate Bill No. 632, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 78a and 78g (MCL 211.78a and 211.78g), section 78a as amended by 2008 PA 352 and section 78g as amended by 2003 PA 263.

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

Senators Caswell, Jones, Meekhof, Booher, Hansen, Colbeck, Ananich and Nofs introduced

**Senate Bill No. 633, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 732a (MCL 257.732a), as amended by 2012 PA 203, and by adding section 732b.

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

Senators Kahn, Kowall, Pappageorge, Brandenburg, Nofs, Jones, Emmons, Hune, Gregory, Ananich and Marleau introduced

**Senate Bill No. 634, entitled**

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending the title and sections 2, 8, and 17 (MCL 431.302, 431.308, and 431.317), section 2 as amended by 2006 PA 445 and section 17 as amended by 1998 PA 408, and by adding sections 15a, 15b, 17a, and 17b.

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

Senator Proos introduced

**Senate Bill No. 635, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 21334 and 21736.

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

Senator Nofs introduced

**Senate Bill No. 636, entitled**

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending sections 304, 310, 313, 315, 317, 320, and 502 (MCL 484.2304, 484.2310, 484.2313, 484.2315, 484.2317, 484.2320, and 484.2502), sections 304, 313, 315, and 502 as amended by 2011 PA 58, section 310 as amended by 2009 PA 182, section 317 as amended by 2005 PA 235, and section 320 as added by 1995 PA 216.

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

**House Bill No. 4966, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 350a (MCL 750.350a), as amended by 2012 PA 548.

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

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

**House Bill No. 4967, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1076 (MCL 600.1076), as amended by 2012 PA 547.

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

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

**House Bill No. 4968, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 4a of chapter IX (MCL 769.4a), as amended by 2012 PA 550.

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

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

**House Bill No. 4969, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7411 (MCL 333.7411), as amended by 2012 PA 549.

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

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

**House Bill No. 5048, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 430 (MCL 750.430), as amended by 2004 PA 223.

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

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

**House Bill No. 5049, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1209 (MCL 600.1209), as added by 2012 PA 335.

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

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

By unanimous consent the Senate returned to the order of

**Motions and Communications**

Senator Meekhof moved that the Committee on Finance be discharged from further consideration of the following bill:

**House Bill No. 4234, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1 (MCL 205.51), as amended by 2008 PA 438.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator Meekhof moved that the rules be suspended and that the following bill, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

**House Bill No. 4234**

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

**Messages from the House**

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

**Senate Bill No. 235**

The motion prevailed.

Senators Green and Johnson entered the Senate Chamber.

**Senate Bill No. 332, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 8501 and 8512b (MCL 324.8501 and 324.8512b), section 8501 as amended and section 8512b as added by 2010 PA 299.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Meekhof moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

Senator Moolenaar offered the following substitute to the House substitute:

Substitute (S-1).

The substitute to the substitute was adopted.

The question being on concurring in the House substitute, as substituted,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 431****Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0****Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

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.

The Senate agreed to the full title.

**Senate Bill No. 489, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 9o, 19, 21, 22, 30, and 53b (MCL 211.9o, 211.19, 211.21, 211.22, 211.30, and 211.53b), section 9o as added by 2012 PA 402, section 19 as amended by 2002 PA 267, sections 21 and 22 as amended by 1996 PA 126, section 30 as amended by 2003 PA 194, and section 53b as amended by 2010 PA 24.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

**Senate Bill No. 490, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 9m and 9n (MCL 211.9m and 211.9n), section 9m as added by 2012 PA 401 and section 9n as added by 2012 PA 403.

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

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

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

By unanimous consent the Senate proceeded to the order of

**General Orders**

Senator Meekhof 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 Calley, designated Senator Jansen as Chairperson.

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

**House Bill No. 4382, entitled**

A bill to amend 1996 PA 193, entitled "Michigan do-not-resuscitate procedure act," by amending the title and sections 2, 3, 4, 5, 6, 8, 9, 10, 11, and 14 (MCL 333.1052, 333.1053, 333.1054, 333.1055, 333.1056, 333.1058, 333.1059, 333.1060, 333.1061, and 333.1064), section 2 as amended by 2004 PA 552, and by adding section 3a.

**House Bill No. 4383, entitled**

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," by amending section 4 (MCL 400.704), as amended by 2010 PA 380.

**Senate Bill No. 480, entitled**

A bill to amend 1943 PA 148, entitled "Proprietary schools act," by amending section 2a (MCL 395.102a), as amended by 2009 PA 212, and by adding section 2d; and to repeal acts and parts of acts.

**Senate Bill No. 481, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 303a and 411 (MCL 339.303a and 339.411), section 303a as amended by 2006 PA 489 and section 411 as amended by 2008 PA 309, and by adding section 205a; and to repeal acts and parts of acts.

**Senate Bill No. 484, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," by repealing section 29 (MCL 338.2229), as amended by 2012 PA 308.

The bills were placed on the order of Third Reading of Bills.

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

**House Bill No. 4384, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1103, 5303, 5305, and 5314 (MCL 700.1103, 700.5303, 700.5305, and 700.5314), section 1103 as amended by 2009 PA 46, section 5303 as amended by 2000 PA 468, section 5305 as amended by 2012 PA 210, and section 5314 as amended by 2012 PA 173. 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. 479, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 411 (MCL 339.411), as amended by 2008 PA 309; and to repeal acts and parts of acts. 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:  
**House Bill No. 4234, entitled**

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 1 (MCL 205.51), as amended by 2008 PA 438.

Substitute (S-5).

The following is the amendment to the substitute recommended by the Committee of the Whole:

1. Amend page 4, line 17, after “**BEGINNING**” by striking out “**NOVEMBER**” and inserting “**DECEMBER**”.

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

During the Committee of the Whole, Senator Hunter entered the Senate Chamber.

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

Senator Meekhof 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:

**House Bill No. 4234**

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

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

**Senate Bill No. 434**

**Senate Bill No. 435**

**Senate Bill No. 436**

**Senate Bill No. 554**

**Senate Bill No. 555**

**Senate Bill No. 556**

**House Bill No. 4234**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 434, entitled**

A bill to amend 2003 PA 215, entitled “Credit union act,” (MCL 490.101 to 490.601) by adding section 413.

The question being on the passage of the bill,

Senator Jones offered the following amendments:

1. Amend page 2, line 20, after “**THAT**” by striking out the balance of the subdivision and inserting “**IS A RETAIL FOOD STORE.**”.

2. Amend page 2, line 25, by striking out all of subdivision (**H**) and inserting:

“(H) “**RETAIL FOOD STORE**” MEANS THAT TERM AS DEFINED IN 7 USC 2012.”.

The amendments were 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. 432

## Yeas—35

Ananich  
 Anderson  
 Bieda  
 Booher  
 Brandenburg  
 Casperson  
 Caswell  
 Colbeck  
 Emmons

Green  
 Gregory  
 Hansen  
 Hildenbrand  
 Hopgood  
 Hune  
 Hunter  
 Jansen  
 Johnson

Jones  
 Kahn  
 Kowall  
 Marleau  
 Meekhof  
 Moolenaar  
 Nofs  
 Pappageorge  
 Pavlov

Proos  
 Richardville  
 Robertson  
 Rocca  
 Schuitmaker  
 Walker  
 Warren  
 Whitmer

**Nays—3**

Hood

Smith

Young

**Excused—0****Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 435, entitled**

A bill to amend 1996 PA 354, entitled “Savings bank act,” (MCL 487.3101 to 487.3804) by adding section 436.

The question being on the passage of the bill,

Senator Jones offered the following amendments:

1. Amend page 2, line 20, after “**THAT**” by striking out the balance of the subdivision and inserting “**IS A RETAIL FOOD STORE.**”.

2. Amend page 2, line 25, by striking out all of subdivision **(H)** and inserting:

“**(H) “RETAIL FOOD STORE” MEANS THAT TERM AS DEFINED IN 7 USC 2012.**”.

The amendments were 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. 433****Yeas—35**

Ananich

Anderson

Bieda

Booher

Brandenburg

Casperson

Caswell

Colbeck

Emmons

Green

Gregory

Hansen

Hildenbrand

Hopgood

Hune

Hunter

Jansen

Johnson

Jones

Kahn

Kowall

Marleau

Meekhof

Moolenaar

Nofs

Pappageorge

Pavlov

Proos

Richardville

Robertson

Rocca

Schuitmaker

Walker

Warren

Whitmer

**Nays—3**

Hood

Smith

Young

**Excused—0****Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.



The following bill was read a third time:

**Senate Bill No. 436, entitled**

A bill to amend 1999 PA 276, entitled “Banking code of 1999,” (MCL 487.11101 to 487.15105) by adding section 4110. The question being on the passage of the bill,

Senator Jones offered the following amendments:

1. Amend page 2, line 20, after “**THAT**” by striking out the balance of the subdivision and inserting “**IS A RETAIL FOOD STORE.**”.

2. Amend page 2, line 25, by striking out all of subdivision (H) and inserting:

“(H) “**RETAIL FOOD STORE**” MEANS THAT TERM AS DEFINED IN 7 USC 2012.”.

The amendments were adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, 2/3 of the members serving voting therefor, as follows:

**Roll Call No. 434**

**Yeas—35**

Ananich	Green	Jones	Proos
Anderson	Gregory	Kahn	Richardville
Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hopgood	Meekhof	Schuitmaker
Casperson	Hune	Moolenaar	Walker
Caswell	Hunter	Nofs	Warren
Colbeck	Jansen	Pappageorge	Whitmer
Emmons	Johnson	Pavlov	

**Nays—3**

Hood	Smith	Young
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**Excused—0**

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 554, entitled**

A bill to amend 1995 PA 279, entitled “Horse racing law of 1995,” (MCL 431.301 to 431.336) by adding section 9b.

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. 435**

**Yeas—38**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Hunter	Pappageorge	Warren

Colbeck  
Emmons  
Green

Jansen  
Johnson  
Jones

Pavlov  
Proos

Whitmer  
Young

**Nays—0**

**Excused—0**

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 555, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” (MCL 436.1101 to 436.2303) by adding section 1024.

The question being on the passage of the bill,

Senator Jones offered the following amendments:

1. Amend page 1, line 7, after the second “A” by striking out the balance of the subsection and inserting “**RETAIL FOOD STORE.**”.

2. Amend page 2, line 2, after “(B)” by striking out the balance of the subdivision and inserting “**“RETAIL FOOD STORE” MEANS THAT TERM AS DEFINED IN 7 USC 2012.**”.

The amendments were 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. 436**

**Yeas—35**

Ananich  
Anderson  
Bieda  
Booher  
Brandenburg  
Casperson  
Caswell  
Colbeck  
Emmons

Green  
Gregory  
Hansen  
Hildenbrand  
Hopgood  
Hune  
Hunter  
Jansen  
Johnson

Jones  
Kahn  
Kowall  
Marleau  
Meekhof  
Moolenaar  
Nofs  
Pappageorge  
Pavlov

Proos  
Richardville  
Robertson  
Rocca  
Schuitmaker  
Walker  
Warren  
Whitmer

**Nays—3**

Hood

Smith

Young

**Excused—0**

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 556, entitled**

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 57v (MCL 400.57v), as added by 2012 PA 197.

The question being on the passage of the bill,

Senator Jones offered the following amendments:

1. Amend page 2, line 23, after “A” by striking out the balance of the subdivision and inserting “**RETAIL FOOD STORE**.”.

2. Amend page 2, line 26, after “(F)” by striking out “**STAPLE FOODS**” and inserting “**RETAIL FOOD STORE**”.

The amendments were 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. 437**

**Yeas—35**

Ananich	Green	Jones	Proos
Anderson	Gregory	Kahn	Richardville
Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hopgood	Meekhof	Schuitmaker
Casperson	Hune	Moolenaar	Walker
Caswell	Hunter	Nofs	Warren
Colbeck	Jansen	Pappageorge	Whitmer
Emmons	Johnson	Pavlov	

**Nays—3**

Hood	Smith	Young
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**Excused—0**

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

**Protest**

Senator Hood, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill Nos. 434, 435, 436, 555 and 556.

Senator Hood’s statement is as follows:

Even though I do support not being able to use these cards at casinos and strip clubs, I do not support the liquor store portion of it, because in some areas, these ATM machines are the only ATM machines that are accessible for miles, due to transportation issues—not being able to have a car, not being able to afford a car, and not even being able to afford the insurance rates. In urban areas, these ATMs are the only ones that folks can get to in order to get money out.

I use this as my “no” vote explanation because of the access of ATMs and banks in urban areas.

The following bill was read a third time:

**House Bill No. 4234, entitled**

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 1 (MCL 205.51), as amended by 2008 PA 438.

The question being on the passage of the bill,

Senator Bieda offered the following amendment:

1. Amend page 6, following line 10, by inserting:

“Enacting section 2. The legislature shall annually appropriate sufficient funds from the state general fund to the state school aid fund created in section 11 of article IX of the state constitution of 1963 to fully compensate for any loss of revenue to the state school aid fund resulting from the enactment of this amendatory act.”.

The amendment was not adopted, a majority of the members serving not 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. 438**

**Yeas—38**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Hunter	Pappageorge	Warren
Colbeck	Jansen	Pavlov	Whitmer
Emmons	Johnson	Proos	Young
Green	Jones		

**Nays—0**

**Excused—0**

**Not Voting—0**

In The Chair: President

Senator Meekhof moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

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

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

The Senate agreed to the full title.

**Committee Reports**

The Committee on Natural Resources, Environment and Great Lakes reported

**Senate Bill No. 444, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 3306, 3307, 3309, and 3311 (MCL 324.3306, 324.3307, 324.3309, and 324.3311), section 3306 as amended by 2011 PA 90 and sections 3307, 3309, and 3311 as added by 2004 PA 246, and by adding section 3315.

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.

Thomas A. Casperson  
Chairperson

To Report Out:

Yeas: Senators Casperson, Pavlov, Green, Kowall and Meekhof

Nays: Senator Warren

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

#### COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources, Environment and Great Lakes submitted the following:

Meeting held on Thursday, October 17, 2013, at 8:30 a.m., Room 210, Farnum Building

Present: Senators Casperson (C), Pavlov, Green, Kowall, Meekhof and Warren

Excused: Senator Hood

The Committee on Regulatory Reform reported

**Senate Bill No. 606, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 411 (MCL 339.411), as amended by 2008 PA 309; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Tory Rocca  
Chairperson

To Report Out:

Yeas: Senators Rocca, Jones, Hune, Johnson and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Regulatory Reform reported

**Senate Bill No. 607, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," by repealing section 62 (MCL 338.2262).

With the recommendation that the bill pass.

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

Tory Rocca  
Chairperson

To Report Out:

Yeas: Senators Rocca, Jones, Hune, Johnson and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Regulatory Reform reported

**House Bill No. 4585, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2007 and 2008 (MCL 339.2007 and 339.2008), section 2007 as amended by 1992 PA 103.

With the recommendation that the bill pass.

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

Tory Rocca  
Chairperson

To Report Out:

Yeas: Senators Rocca, Jones, Hune, Meekhof, Pavlov, Johnson and Warren

Nays: None

The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Reform submitted the following:

Meeting held on Thursday, October 17, 2013, at 1:00 p.m., Room 210, Farnum Building

Present: Senators Rocca (C), Jones, Hune, Meekhof, Pavlov, Johnson and Warren

The Committee on Government Operations reported

**House Bill No. 4704, entitled**

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending sections 16 and 18 (MCL 141.436 and 141.438), as amended by 2000 PA 493.

With the recommendation that the substitute (S-3) be adopted and that the bill then pass.

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

Randy Richardville

Chairperson

To Report Out:

Yeas: Senators Richardville, Hildenbrand and Hunter

Nays: Senator Meekhof

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

## COMMITTEE ATTENDANCE REPORT

The Committee on Government Operations submitted the following:

Meeting held on Tuesday, October 15, 2013, at 1:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Richardville (C), Hildenbrand, Meekhof and Hunter

Excused: Senator Whitmer

## COMMITTEE ATTENDANCE REPORT

The Committee on Economic Development submitted the following:

Meeting held on Thursday, October 17, 2013, at 2:30 p.m., Bridging Communities, 6900 McGraw Street, Detroit

Present: Senators Kowall (C), Hildenbrand and Smith

Excused: Senators Nofs, Emmons, Hansen and Ananich

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

**Agriculture and Rural Development** - Tuesday, October 29, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

**Human Services Department** - Tuesdays, October 29, November 5 (CANCELED), and November 12, 2:00 p.m., Room 405, Capitol Building (373-2768)

**Economic Development** - Wednesday, October 23, 1:30 p.m., Room 110, Farnum Building; and Friday, October 25, 10:00 a.m., 17951 West Austin Road, Manchester (373-5312)

**Education** - Wednesday, October 23, 12:00 noon, Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

**Families, Seniors and Human Services** - Wednesday, October 23, 3:00 p.m., Room 210, Farnum Building (373-5323)

**Insurance and House Insurance Committee** - Wednesday, October 23, 3:00 p.m. or later after committees are given leave to meet by the House, House Appropriations Room, 3rd Floor, Capitol Building (373-5323)

**Legislative Council** - Thursday, November 7, 9:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-0212)

**Natural Resources, Environment and Great Lakes** - Thursday, October 24, 9:00 a.m., Room 210, Farnum Building (373-5312)

**Outdoor Recreation and Tourism** - Thursday, October 24, 12:30 p.m., Room 110, Farnum Building (373-5312)

**Reforms, Restructuring and Reinventing** - Wednesday, October 23, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-5307)

**Regulatory Reform** - Thursday, October 24, 1:00 p.m., Room 210, Farnum Building (373-5307)

Senator Meekhof moved that the Senate adjourn.  
The motion prevailed, the time being 10:52 a.m.

The President, Lieutenant Governor Calley, declared the Senate adjourned until Wednesday, October 23, 2013, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate

