

No. 93
STATE OF MICHIGAN
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REGULAR SESSION OF 2013

Senate Chamber, Lansing, Thursday, November 7, 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

Father Joe Dailey of Christ the Redeemer Church of Lake Orion offered the following invocation:

God of our mothers and fathers long gone and treasured; God of our grandchildren yet to be and awaited; God of our years, our days, and even this moment, our lives are deeply rooted in miracles before us. Our faith is richly set in courage running thick. Our vocation is shaped by all those who have risked for Your purposes.

Now in our remembering, we are made mindful of our own place of call and our own time of obedience. We pray for ourselves and for our communities' courage beyond our easier timidity, vision beyond our present tense, restlessness beyond our steady settlements, and yielding beyond our will to manage.

Give us appropriate yielding that we may be like our remembered ones in freedom and in love for You. Amen

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

Motions and Communications

Senators Ananich and Richardville entered the Senate Chamber.

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

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

Senate Joint Resolution V

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

The Secretary announced that the following bills were printed and filed on Wednesday, November 6, and are available at the Michigan Legislature website:

Senate Bill Nos.	663	664	665	666					
House Bill Nos.	5126	5127	5128	5129	5130	5131	5132	5133	5134

By unanimous consent the Senate proceeded to the order of

Messages from the House

Senate Bill No. 652, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 308, 841, 6404, 6407, 6410, 6413, 6419, 6421, 6422, and 8304 (MCL 600.308, 600.841, 600.6404, 600.6407, 600.6410, 600.6413, 600.6419, 600.6421, 600.6422, and 600.8304), section 308 as amended by 2012 PA 333, sections 841 and 8304 as amended by 2012 PA 338, section 6410 as amended by 1986 PA 308, and sections 6419 and 6421 as amended by 1984 PA 212; and to repeal acts and parts of acts.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 390, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 208b, 312a, and 312b (MCL 257.208b, 257.312a, and 257.312b), section 208b as amended by 2011 PA 159 and section 312b as amended by 2004 PA 362. Substitute (H-1).

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

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

Roll Call No. 493

Yeas—36

Ananich
Anderson

Green
Gregory

Jones
Kahn

Proos
Richardville

Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hood	Meekhof	Schuitmaker
Casperson	Hopgood	Moolenaar	Smith
Caswell	Hune	Nofs	Walker
Colbeck	Hunter	Pappageorge	Warren
Emmons	Jansen	Pavlov	Whitmer

Nays—0

Excused—2

Johnson Young

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 title as amended. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Recess

Senator Meekhof moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 10:11 a.m.

10:35 a.m.

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

During the recess, Senators Johnson and Young entered the Senate Chamber.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Meekhof 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. 660

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

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 Young as Chairperson.

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

Senate Bill No. 622, entitled

A bill to amend 2012 PA 474, entitled "An act to amend 1937 PA 94, entitled "An act to provide for the levy, assessment, and collection of a specific excise tax on the storage, use, or consumption in this state of tangible personal property

and certain services; to appropriate the proceeds of that tax; to prescribe penalties; and to make appropriations,” by amending sections 3a, 4, and 4o (MCL 205.93a, 205.94, and 205.94o), section 3a as amended by 2012 PA 299, section 4 as amended by 2008 PA 314, and section 4o as amended by 2010 PA 115,” by amending enacting section 1.

Senate Joint Resolution V, entitled

A joint resolution to petition the congress of the United States to call a convention to propose amendments to the constitution of the United States to require a balanced federal budget.

The bill and joint resolution 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:

Senate Bill No. 504, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 925 (MCL 436.1925). Substitute (S-2).

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

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

Senate Bill No. 505, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 609 (MCL 436.1609), as amended by 2010 PA 175.

Substitute (S-3).

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. 506, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 409 (MCL 436.1409), as amended by 2000 PA 395.

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. 507, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 301 (MCL 436.1301). 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. 650, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 203 (MCL 436.1203), as amended by 2008 PA 474.

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. 651, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 109 (MCL 436.1109), as amended by 2010 PA 213.

Substitute (S-1).

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

1. Amend page 2, line 1, after "than" by striking out "**60,000**" and inserting "30,000".
2. Amend page 2, line 5, by striking out "**60,000-BARREL**" and inserting "30,000-barrel".

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.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
House Bill No. 4277, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 525 (MCL 436.1525), as amended by 2010 PA 279.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 562, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 87b (MCL 211.87b), as amended by 2002 PA 198.

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. 4768, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 3109e.

Substitute (S-4).

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. 21, 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 section 29 (MCL 125.1679), as amended by 2004 PA 66.

Substitute (S-2).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 22, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by adding chapter 3C.

Substitute (S-2).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 660, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7212, 7214, 7301a, 7303, 16169, 16170a, 16174, 16192, 16216, 16221, 16222, 16226, 16231, 16231a, 16232, 16233, 16237, 16241, 16245, 16315, 17754, 17768, 17775, and 20176a (MCL 333.7212, 333.7214, 333.7301a, 333.7303, 333.16169, 333.16170a, 333.16174, 333.16192,

333.16216, 333.16221, 333.16222, 333.16226, 333.16231, 333.16231a, 333.16232, 333.16233, 333.16237, 333.16241, 333.16245, 333.16315, 333.17754, 333.17768, 333.17775, and 333.20176a), section 7212 as amended by 2012 PA 183, section 7214 as amended by 1982 PA 352, section 7301a as amended by 2006 PA 392, section 7303 as amended by 1988 PA 60, sections 16169 and 16170a as added and section 16192 as amended by 1993 PA 80, section 16174 as amended by 2012 PA 49, sections 16216 and 16237 as added and section 16241 as amended by 1993 PA 87, section 16221 as amended by 2012 PA 501, sections 16222 and 16231a as added and sections 16232 and 17768 as amended by 1993 PA 79, section 16226 as amended by 2012 PA 499, sections 16231 and 16233 as amended by 2010 PA 382, section 16245 as amended by 2011 PA 223, section 16315 as amended by 2009 PA 216, section 17754 as amended by 2012 PA 209, section 17775 as added by 2012 PA 383, and section 20176a as amended by 1994 PA 52, and by adding article 8; and to repeal acts and parts of acts.

Substitute (S-3).

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 Meekhof moved that the rules be suspended and that the following bills and joint resolution, now on the order of Third Reading of Bills, be placed on their immediate passage and adoption:

Senate Bill No. 504

Senate Bill No. 505

Senate Bill No. 506

Senate Bill No. 507

Senate Bill No. 650

Senate Bill No. 651

House Bill No. 4277

Senate Joint Resolution V

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

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

Senate Bill No. 575

Senate Bill No. 576

Senate Bill No. 577

Senate Bill No. 578

Senate Bill No. 504

Senate Bill No. 505

Senate Bill No. 506

Senate Bill No. 507

Senate Bill No. 650

Senate Bill No. 651

House Bill No. 4277

Senate Joint Resolution V

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 575, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16231 and 16232 (MCL 333.16231 and 333.16232), section 16231 as amended by 2010 PA 382 and section 16232 as amended by 1993 PA 79, and by adding section 16216a.

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. 494

Yeas—38

Ananich
Anderson
Bieda
Booher

Gregory
Hansen
Hildenbrand
Hood

Kahn
Kowall
Marleau
Meekhof

Richardville
Robertson
Rocca
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: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 576, entitled

A bill to establish supplemental conflict of interest standards for members of regulatory bodies in the department of licensing and regulatory affairs; to require disclosure of certain interests; to provide grounds for removal of members of regulatory bodies; to provide a process for raising and determining possible conflicts of interest; and to provide for voiding certain actions taken in violation of this act.

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. 495

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: Schuitmaker

The Senate agreed to the title of the bill.

The President, Lieutenant Governor Calley, resumed the Chair.

The following bill was read a third time:

Senate Bill No. 577, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16221, 16222, 16226, and 16227 (MCL 333.16221, 333.16222, 333.16226, and 333.16227), section 16221 as amended by 2012 PA 501, section 16222 as added and section 16227 as amended by 1993 PA 79, and section 16226 as amended by 2012 PA 499.

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. 496

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

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 578, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16216 (MCL 333.16216), as added by 1993 PA 87.

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. 497

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

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 504, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 925 (MCL 436.1925).

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. 498

Yeas—37

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

Nays—0

Excused—0

Not Voting—1

Young

In The Chair: President

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Kahn’s statement is as follows:

I had not intended to speak to this controversial subject, but here the bills are today. Mr. President, I want you and the Senate to know that I do not shun controversy. On the contrary, I will and do take a stand on the issues we face here, regardless of how fraught with controversy they might be. We today are asked—I am asked—how I feel about alcohol. All right, here is how I feel about whiskey, beer, wine—alcohol.

If when you say alcohol you mean the devil’s brew, the poison scourge, the bloody monster that defiles innocence, dethrones reason, destroys the home, creates misery and poverty, yea, literally takes the bread from the mouths of little children; if you mean the evil drink that topples the religious man and woman from the pinnacle of righteous and gracious living into the bottomless pit of degradation and despair and shame and helplessness and hopelessness, then I am against it and any bill that enables dissemination of this terrible scourge upon our people.

But if when you say alcohol you mean the oil of conversation, the philosophic wine, the ale that is consumed when good fellows get together and enjoy a football game, or the drink that puts a song in their hearts and laughter on their lips and the warm glow of contentment in their eyes; if you mean Christmas cheer; if you mean the stimulating drink that puts the spring in the old gentleman’s step on a frosty, crispy morning; if you mean the drink which enables a man to magnify his joy and his happiness and to forget, if only for a little while, life’s great tragedies, heartaches, and sorrows; if you mean that drink, the sale of which pours into Michigan’s treasury untold millions of dollars used to provide tender care for our little crippled children, our blind, our deaf, our dumb, our pitiful, aged, and infirm, and dollars used to build highways and hospitals and schools, then certainly I am for it.

This is my stand, and I will not retreat from it. I will not compromise.

The following bill was read a third time:

Senate Bill No. 505, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 609 (MCL 436.1609), as amended by 2010 PA 175.

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. 499

Yeas—34

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

Nays—3

Caswell	Colbeck	Walker
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Excused—0

Not Voting—1

Young

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 506, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 409 (MCL 436.1409), as amended by 2000 PA 395.

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. 500

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

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 507, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 301 (MCL 436.1301).

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. 501

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

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 650, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 203 (MCL 436.1203), as amended by 2008 PA 474.

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. 502

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

The Senate agreed to the title of the bill.

Senators Anderson, Bieda, Booher, Brandenburg, Casperson, Caswell, Colbeck, Emmons, Hansen, Hildenbrand, Hopgood, Jansen, Jones, Kahn, Kowall, Marleau, Moolenaar, Nofs, Pappageorge, Pavlov, Proos, Robertson, Rocca and Schuitmaker were named co-sponsors of the bill.

The following bill was read a third time:

Senate Bill No. 651, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 109 (MCL 436.1109), as amended by 2010 PA 213.

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. 503**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

The Senate agreed to the title of the bill.

Senators Anderson, Bieda, Booher, Brandenburg, Casperson, Colbeck, Emmons, Green, Hansen, Hildenbrand, Hopgood, Jansen, Jones, Kahn, Kowall, Marleau, Nofs, Pappageorge, Pavlov, Proos, Robertson, Rocca, Schuitmaker and Whitmer were named co-sponsors of the bill.

The following bill was read a third time:

House Bill No. 4277, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 525 (MCL 436.1525), as amended by 2010 PA 279.

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. 504**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

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

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

“An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to prohibit the use of certain devices for the dispensing of alcoholic vapor; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The President pro tempore, Senator Schuitmaker, resumed the Chair.

The following joint resolution was read a third time:

Senate Joint Resolution V, entitled

A joint resolution to petition the congress of the United States to call a convention to propose amendments to the constitution of the United States to require a balanced federal budget.

The question being on the adoption of the joint resolution,

The joint resolution was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 505

Yeas—26

Booher	Hansen	Marleau	Proos
Brandenburg	Hildenbrand	Meekhof	Richardville
Casperson	Hune	Moolenaar	Robertson
Caswell	Jansen	Nofs	Rocca
Colbeck	Jones	Pappageorge	Schuitmaker
Emmons	Kahn	Pavlov	Walker
Green	Kowall		

Nays—12

Ananich	Gregory	Hunter	Warren
Anderson	Hood	Johnson	Whitmer
Bieda	Hopgood	Smith	Young

Excused—0

Not Voting—0

In The Chair: Schuitmaker

The Senate agreed to the title of the joint resolution.

Senators Brandenburg, Casperson, Caswell, Emmons, Hansen, Hildenbrand, Hune, Kahn, Kowall, Meekhof, Moolenaar, Nofs, Pavlov, Richardville, Rocca, Schuitmaker and Walker were named co-sponsors of the joint resolution.

Protests

Senators Whitmer, Hopgood, Bieda and Johnson, under their constitutional right of protest (Art. 4, Sec. 18), protested against the adoption of Senate Joint Resolution V.

Senators Whitmer, Bieda and Johnson moved that the statements they made during the discussion of the joint resolution be printed as their reasons for voting “no.”

The motion prevailed.

Senator Whitmer’s statement, in which Senator Hopgood concurred, is as follows:

I rise in opposition to the adoption of Senate Joint Resolution V. Respected political scientist Norman Ornstein, editor of the *National Journal* and regular contributor to *The Atlantic*, said, “Few things are more seductive on the surface and more destructive in reality than a balanced budget amendment.” The myth of the BBA. Proponents of this measure have made many false claims to support their thinly-veiled political attempt to rewrite our Constitution.

First, they say it’s time to call a convention to address deficit spending. That sounds good, but in truth, this is applicable only to annual deficits, not the accrued national deficit of \$17 trillion they talk about. Like the Patriot Act, it sounds good, but then you find out that our government is listening in on Angela Merkel’s phone calls.

Second, the GOP tries to continue to try to reassure conservatives that they could convene the convention, but limit it to just talking about a balanced budget amendment. Again, sounds good, but in truth, most legal scholars will tell you that is flat-out wrong. Renowned legal scholar and former United States Supreme Court Chief Justice Warren Burger opined, “There is no effective way to limit or muzzle the actions of the Constitutional Convention. The convention could make its own rules and set its own agenda. After a convention is convened, it will be too late to stop the convention if we don’t like its agenda.”

The meeting in 1787 ignored the limit placed by the Confederation Congress for a sole and express purpose. With George Washington as chairman, they were able to deliberate in total secrecy, with no press coverage and no leaks. A constitutional convention today would be a free-for-all for special interest groups, television coverage, and speculation; therefore, a free-for-all. I can tell you there are plenty of groups on both sides of the aisle that would like that, but would that be good for the nation? No.

Third, it’s simply about making our budget balanced. That’s what the proponents will tell you this is about. It sounds good, but in truth, it would be an effort to lock in special tax treatment for corporate friends, requiring a supermajority vote for any change. The Center on Budget and Policy Priorities says this resolution threatens the full faith and credit of the United States and labeled this action “severe and extremely dangerous” and heightens the risk of an unprecedented federal default that could raise interest rates and damage the U.S. economy for years to come. It locks in tax policy protectionism over people into our Constitution, as the BBA makes it much harder to raise taxes and to cut veterans, slash Social Security, and eliminate education priorities.

Fourth, it’s particularly offensive, because the proponents take quotes from Presidents Lincoln and Jefferson out of context in an attempt to score political points. It sounds good, but in truth, had the BBA been law, Thomas Jefferson couldn’t have made the Louisiana Purchase. If budget policy was the paramount concern when Abraham Lincoln was President, we’d surely be two or more countries by now. If FDR was hamstrung by the BBA, could the Allies have defeated Hitler? If Ike put budget balancing ahead of national welfare, the interstate highway system that grew our nation five times over in 50 years could never have been built.

All this and more is much more eloquently stated in a *U.S. News* opinion article by Scott Lilly. His article is entitled “A Balanced Budget Amendment Would Be a Dangerous Distraction.” I’ll close by quoting him directly. He says, “America needs common sense, not simple-minded formulas, to restore sound fiscal policy. A constitutional amendment requiring balanced budgets won’t help get us there. It will simply serve as a distraction that will be used by elected officials who wish to avoid accountability on the real choices we face as a nation. We can’t afford that distraction, given the seriousness of the choices.”

That is the rationale for my “no” vote explanation, and I encourage you to vote “no” as well.

Senator Bieda's statement is as follows:

I rise in opposition to this amendment. I think everybody in this room agrees that we should have a balanced budget. This is one of those issues you look at in the paper and you hear about it and think this makes sense; we should do this.

I'd like to caution people not to go to those easy, knee-jerk solutions to issues that have the complexity of this. Had we adopted a balanced budget amendment at the federal level, there would be a great lack of flexibility. For example, the federal government would have fewer options for responding to economic developments as they arise. Although the amendment provides some flexibility in the event of war or natural disaster, the proposals for the balanced budget amendment typically do not have the same room for maneuvering if there is a strong need to stimulate the economy. Recessions would, therefore, be much worse without the system that has softened economic downturns since the 1930s, because that system would be dismantled. So this would deepen a more painful recession.

I also take note that we do have a balanced budget in Michigan, and it works. But I'd like to also point out that appropriations and sources of funds in the state budget, 39.7 percent come from the federal government. Undoubtedly, if we had a federal balanced budget amendment, those funds would be diminished significantly. I think that folks in this room should be considering that issue as it's coming up. These are sources, incidentally, from the Senate Fiscal Agency that were just released on October 7 of this year—39.7 percent comes from the federal government.

I urge you to vote "no" on this. This is an issue that's been kicked around a long time, and it's a pressing issue, but it's an issue that requires some deeper thought.

Senator Johnson's statement is as follows:

Madam President, I rise today to speak against this resolution. This resolution does not represent good government; it does not represent good policy. It represents political pandering to what I deem as extremist elements.

Our nation's growing deficit must be addressed, and hard choices about spending cuts and revenue must be made. However, the overwhelming consensus among economists, regardless of their philosophy, is that a balanced budget amendment is not the right way to address the issue.

This amendment would cripple our government's ability to respond to a natural disaster or crisis. The government would become beholden to artificial spending limits that would all but ensure that the government shutdown we experienced last month would become a common occurrence. Requiring the federal government to balance its budget every year, regardless of the economic state at the time, would risk sinking a weak economy into recession and prolonging future recessions needlessly.

Good economic policy dictates that in bad economic times, adhering to strict austerity policies has a negative effect on rebuilding the national economy. Additionally, deficits end up rising naturally during down economic times. Federal revenue decreases and payouts to social programs, such as unemployment insurance, increase.

This amendment says that any spending in any given year must be offset by funds collected in the same year. Consequently, Social Security could not tap into its reserves from prior years to make payments. Rather, it would simply cut benefits to our seniors. The list of deleterious effects to our economy and to our citizens goes on.

Proponents of the balanced budget amendment tend to hide behind a false analogy to justify this amendment. They say households balance their budgets, so why shouldn't the federal government do so too? The issue with that analogy is that families borrow money all the time. They purchase homes with mortgages, for instance. They take out student loans as well. The balanced budget amendment would further add to the dysfunction in Washington, requiring supermajorities to handle sometimes necessary tax increases or even closing loopholes exploited by corporations.

Congress already struggles to complete its most basic functions. Why would we bog down the process even further? This amendment wouldn't limit government; it would simply drown it. This also opens the doors to a confusing and even dangerous constitutional convention for our country. For the same reason there was bipartisan support for voting against a constitutional convention in Michigan, we should also oppose it for our nation. This amendment would limit the FDIC's ability to protect the finances of our citizens. It would limit our state and local governments' ability to borrow money for important local projects. This would create government dysfunction and cause unimaginable harm to our citizens.

For these and all other reasons I've stated, I would urge a "no" vote.

Senators Green, Pappageorge, Jones, Caswell, Colbeck and Kahn asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Green's first statement is as follows:

I rise today to urge support for Senate Joint Resolution V. This resolution officially petitions Congress to call a convention of the states limited to proposing a balanced budget amendment to the United States Constitution. Folks, I want you to know, this is not a call for a constitutional convention. If proposed by the convention and ratified by three-fourths of the states, which is 38, the amendment would require that federal spending not exceed federal revenue, except during a declared national emergency.

Nineteen other states already have active resolutions on a federal balanced budget amendment. A total of 34 states are needed to force Congress to issue the call. A federal balanced budget amendment is not a partisan issue. The resolution has been adopted by both red states and blue states. Just last week, the Ohio Senate passed the resolution by a vote of 28-3 with support of 70 percent of the Democratic Caucus. It's not partisan; it's common sense.

Government at all levels should have to live within its means and balance its budget, like American workers, families, and businessowners do each and every day, and many states like ours. Today, that principle is more relevant than ever before.

In 2008, the national debt was under \$10 trillion. In just a few short years, it has climbed to over \$17 trillion, an amount greater than the gross national product. That means every taxpaying-age citizen is on the hook for \$150,000 each. When spread across the entire population, every infant and child owes over \$54,000 apiece. So before they even start kindergarten, my two-and-a-half-year-old twin grandsons are stuck with six figures of national debt.

Those numbers are getting bigger each day. The national debt is growing faster than our economy and is projected to skyrocket well over \$21 trillion by 2017. Folks, that's a credit card tab we're handing off to our kids and grandkids, and that's just crazy.

As if that's not bad enough, how the debt is being financed is a travesty. In addition to trillions being owed to foreign creditors, over \$5 trillion of the debt has been borrowed from public trust funds like Social Security and Medicare that are already headed towards bankruptcy. D.C. politicians have talked for years about protecting those sacred entitlements, while their hands have been robbing them blind. At some point, we'll have to pay the piper, because you can't recklessly spend and borrow from your future without serious consequences, as we have seen around the world.

Only 12 of the world's 182 nations have a debt greater than their gross domestic product, including Greece, Portugal, Spain, and Cyprus. You'll recognize these nations as having experienced severe financial and economic crises in recent years. We're on that same path unless we take action today. The problem is a bipartisan one created by uncontrolled federal deficit spending in Washington by both parties, so the solution must be bipartisan as well. You may remember that it was under shared power in the 1990s that the federal budget was last balanced. But the stakes are so high today that we need a constitutional requirement to ensure this is the case every year, regardless of who controls Congress or the White House.

Michigan's Constitution requires the state budget to be balanced, and if it's good enough for Michigan, it is good enough for Washington. We've given them long enough to get their house in order, but all we hear or see is rhetoric and gridlock. For the sake of the American taxpayer and countless future generations, now is the time for states to take the reins of leadership by proposing a federal balanced budget amendment. This amendment will put the brakes on runaway federal spending and what has become a runaway federal government.

Although balancing the federal budget will require some difficult choices, it is the only way to set our nation on a path to long-term financial stability and economic prosperity. That's the legacy I'd like to hand off to the next generation, to my kids and grandkids, not a pile of debt and an economy on the verge of collapse. That's why I ask for your support for Senate Joint Resolution V leading to a federal balanced budget amendment.

Senator Pappageorge's statement is as follows:

I just want to take a minute or two to compliment the Senate Minority Leader and my good friend from the 9th Senate District for the most eloquent argument I've heard to date for allowing the feds to continue spending more money than we take in.

Senator Green's second statement is as follows:

I just want to clarify one point which I made earlier. The fact is I've heard over and over that a balanced budget amendment would create irreparable harm on the people of our country. Folks, do you have any idea when someone starts calling all of these notes in? Or all of a sudden we aren't borrowing \$2 trillion a year? You know what that is going to do to our economy? Don't you think it is time that we stopped and started living within our means? Let Congress do their job, figure out where the money needs to go, and put it where it needs to go best; not spending billions and billions of dollars on stuff we don't even need.

Senator Jones' statement is as follows:

What this is about is simply common sense. Families balance their budgets every week when they pay their bills, and the state of Michigan balances its budget without any problem, but our federal government has Congressmen and Senators who want to give out pork so that they will be re-elected. Let's have them balance the budget. There is a provision in the resolution where at a time of war, they can spend the money needed and also during a crisis or emergency. Let's balance the budget before our grandchildren have to have a wheelbarrow full of money to buy a loaf of bread, which has happened in so many countries around the world.

Senator Caswell's statement is as follows:

We have two examples over the course of the last 13 years of what transpires when we have debt-fueled prosperity. The first was the dot-com collapse in 2000. These companies were promising the world with no earnings behind their promises. I know my family lost a tremendous amount of money when they went bankrupt. From that we learned nothing,

because then we proceeded to have the debt-fueled housing boom during the 2000s. How many of the citizens in this country paid outlandish prices for their homes because they knew they were always going to go up in price. All we had to do was flip them, and we could make money. Eventually, the whole thing crashed, as it always does.

We can go back to Holland in the 1600s where we had a debt-fueled crisis with tulip bulbs. As the good Lord as my witness, higher and higher prices were paid for tulip bulbs until the entire scheme collapsed, as it always does. Debt is the enemy of growth. Debt destroys the moral fabric of a society, because we begin to believe that somehow, magically, we can have what we want without paying for it. It can't happen.

Today, we are entering into the same era that the Japanese have been in for the last 25 years, fueled by low interest rates, huge printing of money at the Federal Reserve, and a huge amount of buying of our debt so we can continue on our merry way. As John Mauldin says in his book *The End Game*, everything would be fine until the bang moment, when it's no longer fine. Ask Cyprus. Ask Greece. Ask the countries in Europe who believe they can finance good times with debt, and the bill would never come due.

Our responsibility is to live within our means. "Calamity" is a relative term. There is the calamity of right now, but there's also the calamity that's coming. As a young man sitting next to the table in the 1950s, I could remember my dad, my mom, and the owner of the hardware store discussing the fact that we can't spend more than we're taking in, and this is going to collapse sooner or later. Here we are, 60 years later, with a whole lot more debt, and it will collapse. Then I ask you: What favors have we done for our poor citizens? What favors have we done for our middle class? What favors did we do for all those people who have lost their homes in the last six or seven years? We need to be responsible. We need to be caring.

This budget will bring some discipline. This budget-balancing amendment will bring some discipline to our friends in Washington. They've shown themselves, under Democrats and Republicans, as being incapable of making the kind of decisions that we've had to make in this state, so let's give them a little encouragement, and let's get back to sound money. Let's get back to an economy that will grow to help the middle-class citizens of this country regrow and rebuild their lives.

Senator Colbeck's statement is as follows:

I rise in support of Senate Joint Resolution V, our balanced budget amendment resolution. I commend my colleague from the 31st District for proposing this resolution. Just for perspective, if you go to www.usdebtclock.org right now, our national debt is sitting at \$17,134,109,000,000 and counting—right now. That equates to over \$54,000 per citizen in debt. It also correlates to \$149,440 per taxpayer.

Now we could go on for discussion of the disparity between people paying taxes and people who are citizens all day, but I want to focus on the fact that \$150,000 is a huge debt to be laying on our next generation, because we are not going to be able to pay that off in our current life.

Our federal government has not passed a budget, much less a balanced budget, in three years. The first two years were controlled by the Democratic Party under President Obama. Both the House and the Senate were controlled under President Obama, and nothing was passed. That is irresponsible. So now we are sitting here asking simply when you do pass a budget—when you finally get around to that thing you are supposed to be doing on a regular basis up in the federal government—make sure that it is balanced like we do here in the state of Michigan.

You know, Ronald Reagan once said, "No government voluntarily reduces itself in size. Government programs, once launched, never disappear." Actually, a government bureau, it's the nearest thing to eternal life to see on this earth. No truer words were ever spoken.

It's time for us to get ourselves back into a pragmatic view of the world. We can't continue to keep spending ourselves into oblivion. We need to reduce the size of our government, and in doing so, we are going to fulfill the obligation which we have when we took an oath to support the U.S. Constitution. That obligation was to support the blessings of liberty for ourselves and our posterity.

When we go into debt on the level of \$150,000 per taxpayer, we're not securing the blessings of liberty; we're securing servitude. I strongly encourage the adoption of this joint resolution. I strongly encourage our federal government to get its act together and balance their budget.

Senator Kahn's statement is as follows:

I'm a member of the national campaign to fix the debt. It's a bipartisan national group. We have struggled with serial disappointment in trying to influence our congressional and national Senate legislators to act on this issue. Out-of-control budgets go on and on. Efforts to control them seem lost. Negotiations bear no fruit. Games are played.

It becomes clear that sooner or later, the concerns mentioned by prior speakers will come home to our very doorsteps, to our children's futures, and leave them without opportunities; without their own future. So, as we year after year—it appears—spend, while we may be making Peter happy or Paul happy, I remind you of the robbing Peter to pay Paul analogy. In that analogy, it's our children we're robbing for Paul. That's what we're doing today. It's serious. It's scary. It's in bad faith with the coming generations.

I look forward to voting for this today.

By unanimous consent the Senate proceeded to the order of
Resolutions

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

Senate Resolution No. 34

The motion prevailed.

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

Senate Resolution No. 102

The resolution consent calendar was adopted.

Senator Richardville offered the following resolution:

Senate Resolution No. 102.

A resolution to recognize and commend the United States Veterans Administration for its efforts in ensuring a healthy and sustainable environment for current and future generations of veterans and their families.

Whereas, The Veterans Administration motto, "To care for him who shall have borne the battle and for his widow, and his orphan," is derived from President Abraham Lincoln's second inaugural address; and

Whereas, The Veterans Administration formally adopted its motto in 1959, when a pair of metal plaques bearing President Lincoln's words were affixed to each side of the entrance to the Washington, D.C., headquarters of the United States Department of Veterans Affairs; and

Whereas, Today, the Veterans Administration strives to uphold President Lincoln's intention to provide care for our country's veterans, their spouses, and their children; and

Whereas, The Veterans in Partnership (VIP) Network health care system is one of 21 Veterans Integrated Service Networks (VISN) of the Department of Veterans Affairs. VISN 11 is comprised of seven VA medical centers and several operating Community Based Outpatient Clinics (CBOC) which provide comprehensive inpatient and outpatient health care to veterans in central Illinois, Indiana, Michigan, and northwest Ohio; and

Whereas, In Michigan, there are four Veterans Administration medical care facilities, located in Ann Arbor, Battle Creek, Detroit, and Saginaw, along with 17 outpatient clinics and seven veterans centers; and

Whereas, In its mission to uphold President Lincoln's words, the Veterans Administration created the Environmental Management Program, assuring that environmental accountability is integrated into day-to-day actions as well as long-term planning so that the Veterans Administration can ensure a healthy and sustainable environment for current and future generations of veterans and their families; and

Whereas, The Veterans Administration's goal to increase its renewable energy consumption to 15 percent by 2013 will result in energy cost savings, reduce reliance on fossil fuels, and provide environmental benefits, including reductions in greenhouse gas emissions; and

Whereas, VISN 11 is actively working toward energy efficiency in its facilities with completed and ongoing projects throughout its four-state area; now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize and applaud the United States Veterans Administration for following through on President Lincoln's commitment to provide care for the veterans of our country and this great state of Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the Department of Veterans Affairs and the members of the Michigan congressional delegation.

Senators Anderson, Bieda, Booher, Brandenburg, Caswell, Colbeck, Emmons, Green, Hansen, Jones, Kowall, Marleau, Meekhof, Pavlov, Proos and Warren were named co-sponsors of the resolution.

Senator Richardville offered the following resolution:

Senate Resolution No. 103.

A resolution to amend the Standing Rules of the Senate.

Resolved by the Senate, That Rule 2.103 of the Standing Rules of the Senate is hereby amended to read as follows:

"2.103 STANDING COMMITTEES

The standing committees of the Senate shall be:

Agriculture (5 members)

Appropriations (16 members)

Banking and Financial Institutions (7 members)

COMPLIANCE AND ACCOUNTABILITY (4 MEMBERS)

Economic Development (7 members)

Education (5 members)

Energy and Technology (9 members)
 Families, Seniors and Human Services (4 members)
 Finance (7 members)
 Government Operations (5 members)
 Health Policy (9 members)
 Infrastructure Modernization (7 members)
 Insurance (7 members)
 Judiciary (4 members)
 Local Government and Elections (4 members)
 Natural Resources, Environment and Great Lakes (7 members)
 Outdoor Recreation and Tourism (7 members)
 Redistricting (9 members)
 Reforms, Restructuring and Reinventing (7 members)
 Regulatory Reform (7 members)
 Transportation (7 members)
 Veterans, Military Affairs and Homeland Security (5 members)

Statutory standing committees:

Administrative Rules (5 members) (see MCL 24.235)
 Legislative Council (6 members and 3 alternates) (see MCL 4.1103)
 Legislative Retirement Board of Trustees (2 members) (see MCL 38.1026)
 Michigan Capitol Committee (4 members) (see MCL 4.1701)".

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

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

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

Senators Booher, Brandenburg, Emmons, Green, Hansen, Jones, Kowall, Marleau, Meekhof and Pappageorge were named co-sponsors of the resolution.

By unanimous consent the Senate returned to the order of

Messages from the Governor

The following messages from the Governor were received:

Date: November 5, 2013

Time: 11:14 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 489 (Public Act No. 153), being

An act to amend 1893 PA 206, entitled "An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts," 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 PA194, and section 53b as amended by 2010 PA 24.

(Filed with the Secretary of State on November 5, 2013, at 3:50 p.m.)

Date: November 5, 2013

Time: 11:16 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 490 (Public Act No. 154), being

An act to amend 1893 PA 206, entitled "An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those

taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts," 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.

(Filed with the Secretary of State on November 5, 2013, at 3:52 p.m.)

Date: November 5, 2013

Time: 11:18 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 221 (Public Act No. 149), being

An act to amend 1994 PA 295, entitled "An act to require persons convicted of certain offenses to register; to prohibit certain individuals from engaging in certain activities within a student safety zone; to prescribe the powers and duties of certain departments and agencies in connection with that registration; and to prescribe fees, penalties, and sanctions," by amending section 5a (MCL 28.725a), as amended by 2011 PA 17.

(Filed with the Secretary of State on November 5, 2013, at 3:42 p.m.)

Date: November 5, 2013

Time: 11:20 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 332 (Public Act No. 151), being

An act to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people's right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," 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.

(Filed with the Secretary of State on November 5, 2013, at 3:46 p.m.)

Date: November 5, 2013

Time: 3:08 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 471 (Public Act No. 152), being

An act to amend 1925 PA 289, entitled "An act to create and maintain a fingerprint identification and criminal history records division within the department of state police; to require peace officers, persons in charge of certain institutions, and others to make reports respecting juvenile offenses, crimes, and criminals to the state police; to require the fingerprinting of an accused by certain persons; and to provide penalties and remedies for a violation of this act," by amending section 2a (MCL 28.242a), as amended by 2012 PA 374.

(Filed with the Secretary of State on November 5, 2013, at 3:48 p.m.)

Date: November 5, 2013

Time: 3:15 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 235 (Public Act No. 150), being

An act to amend 1986 PA 54, entitled "An act to regulate and register building officials, plan reviewers, building inspectors, electrical inspectors, mechanical inspectors, and plumbing inspectors; to prescribe the powers and duties of the state construction code commission; to create a building officials advisory board; to require the approval of educational and training

programs for building officials, plan reviewers, and inspectors; to provide for the establishment and disposition of fees; to provide for the promulgation of rules; and to prescribe penalties,” by amending sections 2, 9, and 11 (MCL 338.2302, 338.2309, and 338.2311).

(Filed with the Secretary of State on November 5, 2013, at 3:44 p.m.)

Date: November 6, 2013

Time: 11:42 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 89 (Public Act No. 160), being

An act to amend 1933 PA 167, entitled “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,” by amending section 1 (MCL 205.51), as amended by 2008 PA 438.

(Filed with the Secretary of State on November 6, 2013, at 1:06 p.m.)

Respectfully,
Rick Snyder
Governor

By unanimous consent the Senate returned to the order of

Motions and Communications

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

Compliance and Accountability - Senators Meekhof (C), Brandenburg (VC), Schuitmaker and Hopgood (MVC).

The standing committee appointment was approved, a majority of the members serving voting therefor.

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senators Anderson, Jones, Bieda, Pappageorge, Hopgood, Young, Gregory, Schuitmaker, Hood, Hansen, Kahn, Nofs, Jansen, Marleau and Hunter introduced

Senate Bill No. 667, entitled

A bill to amend 1915 PA 31, entitled “Youth tobacco act,” by amending section 2 (MCL 722.642), as amended by 2006 PA 236.

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

Senators Jones, Anderson, Bieda, Pappageorge, Hopgood, Young, Gregory, Schuitmaker, Hood, Hansen, Kahn, Nofs, Jansen, Marleau and Hunter introduced

Senate Bill No. 668, entitled

A bill to amend 1915 PA 31, entitled “Youth tobacco act,” by amending the title and sections 1 and 4 (MCL 722.641 and 722.644), as amended by 2006 PA 236.

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

Senators Jones, Schuitmaker, Pappageorge and Bieda introduced

Senate Bill No. 669, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 70a.

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

Senators Jones, Schuitmaker, Anderson and Jansen introduced

Senate Bill No. 670, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 181 (MCL 600.181), as amended by 2008 PA 545.

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

Senators Moolenaar, Green, Colbeck, Jansen, Booher, Marleau, Schuitmaker, Walker, Emmons, Nofs and Hansen introduced

Senate Bill No. 671, entitled

A bill to amend 1979 PA 152, entitled “State license fee act,” (MCL 338.2201 to 338.2277) by adding section 4.

The bill was read a first and second time by title and referred to the Committee on Veterans, Military Affairs and Homeland Security.

Senators Green, Moolenaar, Colbeck, Jansen, Booher, Marleau, Schuitmaker, Walker, Emmons, Nofs and Hansen introduced

Senate Bill No. 672, entitled

A bill to amend 1968 PA 330, entitled “Private security business and security alarm act,” by amending sections 6 and 9 (MCL 338.1056 and 338.1059), section 6 as amended by 2012 PA 419 and section 9 as amended by 2010 PA 68.

The bill was read a first and second time by title and referred to the Committee on Veterans, Military Affairs and Homeland Security.

Statements

Senators Whitmer, Hunter and Casperson asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Whitmer’s statement is as follows:

I rise today to make it clear to my colleagues on the other side of the aisle that the actions you’ve taken over this past week will not be forgotten. If you think the public is unaware of the true intent of your actions, acting to move the Court of Claims out of Ingham County, you are sadly mistaken. As with anytime in recent memory that you have rammed legislation through this political process without a thorough review, the outcome has been for your own best interest, rather than the good of the people that each and every one of you was elected to represent. In fact, this bill was rushed through so quickly its own sponsor didn’t know whether or not it would apply to current lawsuits before the court. How embarrassing. The people of Michigan are left to wonder whether the bill sponsor is truly that ignorant or whether he was deliberately withholding the truth. Either way, this manner of legislating has proven to be nothing short of a disgrace.

The truth is before the bill even passed the House, the Ingham County Circuit Court was directed to pack up their pending cases. Obviously, that obliterates any credibility of your claims that this was actually a deliberation. Additionally, they’ve admitted that there is no plan as to how this is going to work for the litigants who are currently in the process, much less future litigants. They even had the audacity to ask the Ingham County Circuit Court whether or not they can use their courtrooms, because the Court of Appeals is not equipped with witness boxes. Can anyone still claim this is about justice; that this is about efficiency; that this isn’t purely politics? The skids were greased from Governor Snyder on down.

Colleagues, all you’ve done in passing this legislation is leave the people of Michigan wondering what it is that you’re trying to hide. Are you worried that information is going to be disclosed in current lawsuits that would embarrass your party or your Governor? Are you worried about the NERD fund and e-mails that are being compelled? Emergency manager investigations? Or is this just for Amway and Alticor, who also have court cases before the Court of Claims? We don’t know, but we’re left wondering because of this latest and most disgraceful attempt to shield yourselves from the public. Your actions on this legislation are nothing short of a subversion of the checks and balances between the three branches of government and a power grab to stack the courts in favor of your own party.

Once again, we see the party that likes to wrap itself in our flag trample the constitutional rights of our citizens. Don’t take just my word for it. Newspapers have spoken out across the state against this action. The *Detroit Free Press* asked, “Is rigging the fight in broad daylight what now passes for transparency in government?” The *Lansing State Journal* pointed out, “The speed at which this bill is moving suggests a political agenda rather than a better government agenda.”

If you don’t want to believe the media, then you can believe someone from your own party. A former Republican staffer for your House colleagues who worked on the House Judiciary Committee for more than 40 years testified in opposition to this bill this week, calling all of you out for attempting to rig the courts against the people and eroding the very foundation of our justice system. I’ve disagreed with a lot of what’s happened here in this chamber, but never have I been more ashamed of this body than when you took the action to deliberately subvert the ability of the people of Michigan to legitimately challenge their government in a fair and unbiased courtroom.

If the Governor has any shred of a right to claim that he’s above politics and expect the public to believe that, then he’s going to veto this bill and tell the people that their right to a fair and honest judicial system will stand above doing what is right for the Republican Party. Unfortunately, we already know that he’s not going to, because despite the words that come out of his mouth, we know he has become one of the least transparent and most pointedly partisan Governors in this state or any other.

Senator Hunter's statement is as follows:

I ask that my colleagues indulge me for just a few minutes as I attempt to honor Judge Willie Lipscomb, who it was reported in the *Free Press* today that he died.

"Retired 36th District Court Judge Willie Lipscomb, Jr. was found dead by his daughter Wednesday night, after he apparently died winterizing his boat at his home on Detroit's east side.

A lifelong member of the NAACP, Lipscomb was an assistant prosecutor in the Wayne County Prosecutor's Office from 1975 to 1979, according to his profile on the 36th District Court website. He went into private practice from 1979 to 1983 before becoming a 36th District Court magistrate for two years prior to his spot on the bench. In 1993, he founded the Handgun Intervention Program, and he received numerous awards for his work on and off the bench." And, Madam President and colleagues, most recently, he ran for mayor of the city of Detroit this year.

"Born in Knoxville, Tennessee, Lipscomb received a bachelor's degree from Wayne State University in 1970 and a law degree from the University of Notre Dame Law School in 1975."

While I didn't know this fine public servant personally, I just thought it would be appropriate to honor him as a public servant, one who spent a lifetime committed to serving the citizens of Detroit and Wayne County, even the state of Michigan.

I know that we spend a lot of time here disagreeing with one another, but we can all agree that public service is a very noble calling, and we should all take our hats off to people who go into that field, and certainly, when they go to their eternal destination, we should take just a brief moment to recognize their contributions.

A moment of silence was observed in memory of former District Court Judge Willie Lipscomb, Jr.

Senator Casperson's statement is as follows:

Recently, it came to my attention that I introduced a resolution that contained an error. On April 14, 2012, approximately three weeks after the same resolution was introduced in the House, I introduced Senate Resolution No. 39, which was adopted by the Senate on May 31. That resolution contained a mistake, which became the focal point of an *MLive* series on the wolf hunt this week.

Specifically, the resolution cited an incident in Ironwood which stated, "Wolves appeared multiple times in the backyard of a day care center shortly after the children were allowed outside to play. Federal agents disposed of three wolves in that backyard because of the potential danger to the children." As even the *MLive* article concedes, it is indeed true that there is a day care in Ironwood that had wolves on its property. It is also true that wolves appeared there multiple times. In fact, the family dog even faced down one of the wolves in the backyard while five children were inside the home. And, in fact, that wolf, apparently, completely socialized to humans, was not at all troubled by the woman who owned the day care screaming at the sight of this.

However, the children were not in the backyard, as the resolution implied, nor were the wolves killed in the backyard of the day care. Rather, three wolves were indeed eventually killed in the vicinity. So the resolution was inaccurate in two ways, and for that, I sincerely apologize.

Many have suggested to me that these two errors are secondary to not just the resolution, but all that has gone on that justifies using sound science to manage the wolf, and there is no reason to apologize. Many others have suggested I take a page out of the book that is used nationally, especially lately over the Affordable Health Care Act, and simply parse my statement and redefine what backyard means. However, I will do neither. I was mistaken. I am accountable, and I am sorry.

Words matter. Accuracy matters, especially here with a topic that is so emotional to so many; and so important to so many, especially those whose way of life is being changed in my district. The decision here with whether or not we use sound science to manage the wolf, as with all decisions this body should make, should not be based on emotion, innuendo, or agendas, but rather on facts. Make no mistake that these two mistakes in no way change the facts behind the need for the scientific management of the wolf, the rest of the resolution, and Senate Bill No. 288. Heck, even the article conceded that there have been over 300 verified wolf attacks.

That is why I question the title of the series, which was titled in part, "Half truths and falsehoods," and the implication in the article that the resolution, in being sent on to Congress, "open[ed] the door for a hunt." Frankly, that door was opened because the wolf population in Michigan had far exceeded its recovery goal by the time wolves were removed from the Endangered Species List in 2012.

The NRC didn't approve a hunt because of this resolution, but because the conditions set forth in the Wolf Management Plan occurred and because the state's wildlife professional recommended a very limited public hunt as one tool to manage wolves. If we want to focus on half-truths, I would suggest we examine that Michigan itself does not have 700 wolves, which would equate to a mere eight wolves per county, as those who oppose the hunt are fond of saying in an attempt to minimize the nature of the problem. Rather, the Upper Peninsula alone has each and every one of those wolves.

Some three years before I sponsored the resolution, a variety of interest groups, including anti-hunting organizations, the Michigan Humane Society, the Sierra Club, and even Nancy Warren, who the *MLive* article highlighted, came together and agreed on the scientific management, consistent with Proposal A. They agreed on a number of 200 as the wolf recovery goal in the Upper Peninsula; because, at 200, the group agreed that the wolf was not endangered anymore. Of course, those who opposed the resolution and Senate Bill No. 288 turned a blind eye to the fact that we are now at nearly 3.5 times that wolf recovery goal.

One farm, owned by John Koski, is not the entirety of the problem or the basis for the hunt, nor is the problem limited to livestock. Eight wolves were indeed killed in and around the city of Ironwood. Depredation has spanned the U.P., from family pets in Houghton County, including a 150-pound Newfoundland, to Schoolcraft County, to hunting beagles in Chippewa County.

Contrary to those who oppose the hunt, wolves can and will attack humans. The whole truth is that unless we actively manage wolves through sound science with all the tools available to us, including a limited hunt, we will eventually have an accident like that which occurred in Solway, Minnesota, in August of this year, when a wolf attacked a teen while he was camping.

Years ago, when I worked for my family's trucking company, we didn't scrap a log truck because it had a flat tire; we fixed the tire and kept trucking. For the same reason, I will not disown the whole resolution about wolves on the basis of an error in the text. I will correct the error and continue promoting the safety of our communities.

Committee Reports

The Committee on Judiciary reported

Senate Bill No. 637, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 20d, 212, 304, 319, 625k, and 625l (MCL 257.20d, 257.212, 257.304, 257.319, 257.625k, and 257.625l), section 20d as added by 2008 PA 462, section 212 as amended by 2002 PA 534, section 304 as amended by 2012 PA 498, section 319 as amended by 2012 PA 306, and sections 625k and 625l as amended by 2008 PA 461.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

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. 638, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12f of chapter XVII (MCL 777.12f), as amended by 2003 PA 134.

With the recommendation that the bill pass.

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

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

Senate Bill No. 639, entitled

A bill to amend 1974 PA 300, entitled "Motor vehicle service and repair act," by amending section 2 (MCL 257.1302), as amended by 1988 PA 254.

With the recommendation that the bill pass.

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

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

House Bill No. 4064, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 832, 859, 1427, 2137, and 8344 (MCL 600.832, 600.859, 600.1427, 600.2137, and 600.8344), sections 859 and 8344 as amended by 2005 PA 326 and section 2137 as amended by 2009 PA 239, and by adding sections 1426 and 1428; and to repeal acts and parts of acts.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Rocca and Bieda

Nays: None

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

The Committee on Judiciary reported

House Bill No. 4532, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 832, 859, and 1427 (MCL 600.832, 600.859, and 600.1427), section 859 as amended by 2005 PA 326, and by adding sections 1426 and 1428.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Rocca and Bieda

Nays: None

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

The Committee on Judiciary reported

House Bill No. 4694, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding a chapter heading and sections 1090, 1091, 1092, and 1093.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

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

The Committee on Judiciary reported

House Bill No. 4695, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding sections 1097 and 1098.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

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

The Committee on Judiciary reported

House Bill No. 4696, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding sections 1094, 1095, and 1096.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda
Nays: None

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

The Committee on Judiciary reported

House Bill No. 4697, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding sections 1099 and 1099a.

With the recommendation that the bill pass.

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

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda
Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

House Bill No. 4770, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 503.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker and Rocca
Nays: Senator Bieda

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

The Committee on Judiciary reported

House Bill No. 4771, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 410b.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker and Rocca
Nays: Senator Bieda

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

The Committee on Judiciary reported

House Bill No. 5020, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 304 (MCL 257.304), as amended by 2012 PA 498.

With the recommendation that the bill pass.

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

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

House Bill No. 5021, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1084 (MCL 600.1084), as added by 2010 PA 154.

With the recommendation that the bill pass.

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

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, November 5, 2013, at 2:30 p.m., Room 110, Farnum Building

Present: Senators Jones (C), Schuitmaker, Rocca and Bieda

The Committee on Government Operations reported

Senate Joint Resolution V, entitled

A joint resolution to petition the congress of the United States to call a convention to propose amendments to the constitution of the United States to require a balanced federal budget.

With the recommendation that the joint resolution be adopted.

Randy Richardville
Chairperson

To Report Out:

Yeas: Senators Richardville, Hildenbrand and Meekhof

Nays: Senator Whitmer

The joint resolution was referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 660, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7212, 7214, 7301a, 7303, 16169, 16170a, 16174, 16192, 16216, 16221, 16222, 16226, 16231, 16231a, 16232, 16233, 16237, 16241, 16245, 16315, 17754, 17768, 17775, and 20176a (MCL 333.7212, 333.7214, 333.7301a, 333.7303, 333.16169, 333.16170a, 333.16174, 333.16192, 333.16216, 333.16221, 333.16222, 333.16226, 333.16231, 333.16231a, 333.16232, 333.16233, 333.16237, 333.16241, 333.16245, 333.16315, 333.17754, 333.17768, 333.17775, and 333.20176a), section 7212 as amended by 2012 PA 183, section 7214 as amended by 1982 PA 352, section 7301a as amended by 2006 PA 392, section 7303 as amended by 1988 PA 60, sections 16169 and 16170a as added and section 16192 as amended by 1993 PA 80, section 16174 as amended by 2012 PA 49, sections 16216 and 16237 as added and section 16241 as amended by 1993 PA 87, section 16221 as amended by 2012 PA 501, sections 16222 and 16231a as added and sections 16232 and 17768 as amended by 1993 PA 79, section 16226 as amended by 2012 PA 499, sections 16231 and 16233 as amended by 2010 PA 382, section 16245 as amended by 2011 PA 223, section 16315 as amended by 2009 PA 216, section 17754 as amended by 2012 PA 209, section 17775 as added by 2012 PA 383, and section 20176a as amended by 1994 PA 52, and by adding article 8; and to repeal acts and parts of acts.

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 Meekhof

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 Government Operations submitted the following:

Meeting held on Tuesday, November 5, 2013, at 1:00 p.m., Rooms 402 and 403, Capitol Building

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

Excused: Senator Hunter

COMMITTEE ATTENDANCE REPORT

The Legislative Council submitted the following:

Meeting held on Thursday, November 7, 2013, at 9:35 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Richardville (C), Rocca, Schuitmaker, Jansen, Whitmer and Bieda (Alternate)

Absent: Senator Hunter

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

Human Services Department - Tuesday, November 12, 2:00 p.m., Room 405, Capitol Building (373-2768)

Energy and Technology - Tuesday, November 12, 12:00 noon, Senate Hearing Room, Ground Floor, Boji Tower (373-5307)

Families, Seniors and Human Services - Tuesday, November 12, and Wednesday, November 13, 3:00 p.m., Room 210, Farnum Building (373-5323)

State Drug Treatment Court Advisory Committee - Tuesday, November 26, 9:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

Veterans, Military Affairs and Homeland Security - Tuesday, November 12, 1:00 p.m., Room 210, Farnum Building (373-5323)

Senator Meekhof moved that the Senate adjourn.

The motion prevailed, the time being 12:27 p.m.

The President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Tuesday, November 12, 2013, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate

