

No. 39
STATE OF MICHIGAN
Journal of the Senate
93rd Legislature
REGULAR SESSION OF 2005

Senate Chamber, Lansing, Wednesday, May 4, 2005.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor John D. Cherry, Jr.

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

Allen—present
Barcia—present
Basham—present
Bernero—present
Birkholz—present
Bishop—present
Brater—present
Brown—present
Cassis—present
Cherry—present
Clark-Coleman—present
Clarke—present
Cropsey—present

Emerson—present
Garcia—present
George—present
Gilbert—present
Goschka—present
Hammerstrom—present
Hardiman—present
Jacobs—present
Jelinek—present
Johnson—present
Kuipers—present
Leland—present
McManus—present

Olshove—present
Patterson—present
Prusi—present
Sanborn—present
Schauer—present
Scott—present
Sikkema—present
Stamas—present
Switalski—present
Thomas—present
Toy—present
Van Woerkom—present

Reverend David E. Hansen of Immanuel Baptist Church of Roscommon offered the following invocation:

Our Heavenly Father, we thank You for the privilege of being here this morning together. We thank You for Your mercy and Your grace which allows us the privilege of rising this morning and being able to come to the place of service where You have called each one of us. We thank You for the privilege of being called Americans.

As we look across this world, I am always so thankful not just for the upbringing from my parents, but for these men and these women who through many years have been faithful in ensuring that our freedoms and our liberties not only stay intact, but they are continually looking and searching for better ways for us to enjoy the freedoms that we have been given.

I do pray today for our nation that You would bless our President and our Vice President and those who serve with them on the federal level. I pray that You will give them wisdom, a wisdom from Heaven. I pray that You would help those on the state level today. I pray that You would bless our Governor, our Lieutenant Governor, and all those who serve here whether across the way in the House or here in this chamber.

Lord, we ask You to please bless this nation, and that blessing starts from each of us taking the personal responsibility that has been given to us and adhering to the commandments outlined in the Word of God. I pray that You would help us to stay true to them so that we may stay true to the Founding Fathers' goal that this would be one nation under God.

Again, I pray that You would help today, give wisdom, and give special understanding to the issues at hand as they deal with the budget, as they deal with other items of business that are very much important to us as citizens. I pray that You would bless them in a special way. Take care of their spouses, their children, and their families today as well.

Again, we thank You for the privilege of being here, and I ask that Your blessings would continue on this great state, our state of Michigan. In Jesus' name. Amen.

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

Motions and Communications

Senator Emerson entered the Senate Chamber.

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, May 3:
House Bill Nos. 4572 4573

Messages from the Governor

The following message from the Governor was received:

January 12, 2005

Pursuant to Section 14 of Article V of the Michigan Constitution of 1963, I am transmitting the following list of commutations granted during 2003 and 2004:

Santos Bernard - Sentenced on August 30, 1996, to two consecutive counts of five to 20 years for the crimes of conspiracy to deliver cocaine and delivery of cocaine - 50 to 224 grams. The commutation was granted for medical reasons and based on the affirmative recommendation of the Michigan Parole Board. The commutation was granted on March 24, 2003. Mr. Bernard died on June 12, 2004.

Lori Ann Shampo - Sentenced on August 17, 2001, to five to 20 years for the crime of armed robbery. The commutation was granted for medical reasons and was based on the affirmative recommendation of the Michigan parole Board. The commutation was granted on October 31, 2003. Ms. Shampo died on November 14, 2003.

Maurice Henry Carter - Sentenced on June 28, 1976 to a minimum sentence of 80 years and a maximum sentence of life for the crime of assault to murder. The commutation was granted for medical reasons and based on the affirmative recommendation of the Michigan Parole Board. The commutation was granted on June 25, 2004. Mr. Carter died on October 24, 2004.

Richard Adam Nash - Sentenced on April 14, 1982 to a minimum sentence of 28 years and seven days to a maximum of life for the crime of armed robbery. The commutation was granted for medical reasons and based upon the affirmative recommendation of the Michigan Parole Board. The commutation was granted on September 16, 2004.

No pardons or reprieves were granted.

Sincerely,
Jennifer M. Granholm
Governor

The following messages from the Governor were received and read:

May 3, 2005

I respectfully submit to the Senate, pursuant to Section 6 of Article 5 of the Michigan Constitution of 1963, the following reappointments to state office under Section 4 of the Michigan Economic Growth Authority Act, 1995 PA 24, MCL 207.804:

Michigan Economic Growth Authority

Mr. Cullen L. Dubose of 3792 Viceroy, Okemos, Michigan 48864, county of Ingham, reappointed to represent members not employed by this state and who have knowledge, skill, and experience in the academic, business, local government, labor, or financial fields, for a term expiring April 18, 2009.

Ms. Faye Alexander Nelson of 5846 Clearview Drive, Troy, Michigan 48098, county of Oakland, reappointed to represent members not employed by this state and who have knowledge, skill, and experience in the academic, business, local government, labor, or financial fields, for a term expiring April 18, 2009.

May 3, 2005

I respectfully submit to the Senate, pursuant to Section 6 of Article 5 of the Michigan Constitution of 1963, the following appointment and reappointment to state office under Section 501 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.501:

Commission of Natural Resources

Mr. Darnell Earley, a Democrat, of P.O. Box 70141, Lansing, Michigan 48908, county of Ingham, succeeding William Parfet, whose term has expired, appointed for a term commencing May 3, 2005 and expiring December 31, 2008.

Mr. Frank C. Wheatlake, an Independent, of 9264 East 7 Mile Road, Big Rapids, Michigan 49307, county of Newaygo, reappointed for a term expiring December 31, 2008.

Sincerely,
Jennifer M. Granholm
Governor

The appointments were referred to the Committee on Government Operations.

Messages from the House

Senate Bill No. 199, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 1021 (MCL 436.2021), as amended by 2002 PA 725.

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.

Third Reading of Bills

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

Senate Bill No. 73

House Bill No. 4065

Senate Bill No. 348

House Bill No. 4188

House Bill No. 4482

The motion prevailed.

Senator Schauer moved that Senators Bernero, Clarke and Leland be temporarily excused from today's session.

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 73, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5505 (MCL 324.5505).

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. 98**Yeas—35**

Allen	Clark-Coleman	Jacobs	Schauer
Barcia	Cropsey	Jelinek	Scott
Basham	Emerson	Johnson	Sikkema
Birkholz	Garcia	Kuipers	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman	Sanborn	

Nays—0**Excused—3**

Bernero	Clarke	Leland
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Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

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

Senator Emerson entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 4065, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 27a (MCL 211.27a), as amended by 2000 PA 260.

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. 99**Yeas—35**

Allen	Clark-Coleman	Jacobs	Schauer
Barcia	Cropsey	Jelinek	Scott
Basham	Emerson	Johnson	Sikkema
Birkholz	Garcia	Kuipers	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman	Sanborn	

Nays—0

Excused—3

Bernero

Clarke

Leland

Not Voting—0

In The Chair: President

Senator Schauer moved that Senator Emerson be temporarily excused from the balance of today’s session. The motion prevailed.

Senators Leland, Clarke, Emerson and Bernero entered the Senate Chamber.

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 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.”.

The Senate agreed to the full title.

The following bill was read a third time:

Senate Bill No. 348, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 51 (MCL 211.51), as amended by 1992 PA 97.

The question being on the passage of the bill,

Senator Cassis offered the following amendments:

1. Amend page 2, line 18, after “**MEETS**” by striking out “**1 OR MORE**” and inserting “**BOTH**”.
2. Amend page 2, line 19, after “*(i)*” by inserting “**MEETS 1 OR MORE OF THE FOLLOWING CONDITIONS: (A)**”.
3. Amend page 2, line 25, by striking out “*(ii)*” and inserting “**(B)**”.
4. Amend page 2, line 27, after “death” by striking out the comma and “and who for” and inserting a period and “*(ii)* **FOR**”.

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. 100

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski

Brater
Brown
Cassis
Cherry

Gilbert
Goschka
Hammerstrom
Hardiman

Olshove
Patterson
Prusi

Thomas
Toy
Van Woerkom

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:

House Bill No. 4188, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 51 (MCL 211.51), as amended by 1992 PA 97.

The question being on the passage of the bill,

Senator Cassis offered the following amendments:

1. Amend page 2, line 18, after “**MEETS**” by striking out “**1 OR MORE**” and inserting “**BOTH**”.
2. Amend page 2, line 19, after “**(i)**” by inserting “**MEETS 1 OR MORE OF THE FOLLOWING CONDITIONS: (A)**”.
3. Amend page 2, line 25, by striking out “**(ii)**” and inserting “**(B)**”.
4. Amend page 2, line 27, after “death” by striking out the comma and “and who for” and inserting a period and “**(ii) FOR**”.

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. 101

Yeas—38

Allen
Barcia
Basham
Bernero
Birkholz
Bishop
Brater
Brown
Cassis
Cherry

Clark-Coleman
Clarke
Cropsey
Emerson
Garcia
George
Gilbert
Goschka
Hammerstrom
Hardiman

Jacobs
Jelinek
Johnson
Kuipers
Leland
McManus
Olshove
Patterson
Prusi

Sanborn
Schauer
Scott
Sikkema
Stamas
Switalski
Thomas
Toy
Van Woerkom

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 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,”.

The Senate agreed to the full title.

By unanimous consent the Senate proceeded to the order of

General Orders

Senator Hammerstrom moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Cherry, designated Senator Van Woerkom as Chairperson.

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

Senate Bill No. 355, entitled

A bill to amend 1976 PA 399, entitled “Safe drinking water act,” by amending section 23 (MCL 325.1023).

The bill was placed on the order of Third Reading of Bills.

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

Senate Bill No. 354, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding part 14.

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. 2, entitled

A bill to amend 1982 PA 239, entitled “An act to license and regulate animal food manufacturing plants, transfer stations, dead animal dealers, rendering plants, and certain vehicles; to regulate the disposal of dead animals and to provide for poultry and livestock composting; to prescribe powers and duties of certain state departments; to impose fees; to provide for remedies and to prescribe penalties; and to repeal acts and parts of acts,” by amending sections 3, 4, 15, 19, and 21 (MCL 287.653, 287.654, 287.665, 287.669, and 287.671), sections 3, 15, 19, and 21 as amended by 1998 PA 299 and section 4 as amended by 1993 PA 228.

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

The following bill was read a third time:

House Bill No. 4482, entitled

A bill to amend 1980 PA 450, entitled "The tax increment finance authority act," by amending section 1 (MCL 125.1801), as amended by 1998 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. 102

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

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 prevent urban deterioration and encourage economic development and activity and to encourage neighborhood revitalization and historic preservation; to provide for the establishment of tax increment finance authorities and to prescribe their powers and duties; to authorize the acquisition and disposal of interests in real and personal property; to provide for the creation and implementation of development plans; to provide for the creation of a board to govern an authority and to prescribe its powers and duties; to permit the issuance of bonds and other evidences of indebtedness by an authority; to permit the use of tax increment financing; to reimburse authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state agencies and officers."

The Senate agreed to the full title.

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senator Cropsey introduced

Senate Bill No. 457, entitled

A bill to authorize the state administrative board to convey certain parcels of state owned property in Ionia county; to prescribe conditions for the conveyance; and to provide for disposition of revenue derived from the conveyance.

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

Senators Basham, Jacobs, Prusi, Scott and Schauer introduced

Senate Bill No. 458, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 2 (MCL 15.232), as amended by 1996 PA 553; and to repeal acts and parts of acts.

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

Senators Basham, Prusi, Switalski, Scott and Clarke introduced

Senate Bill No. 459, entitled

A bill to amend 1980 PA 497, entitled "Construction lien act," by amending the title and sections 104, 106, 107, 114, 201, 202, 203, and 204 (MCL 570.1104, 570.1106, 570.1107, 570.1114, 570.1201, 570.1202, 570.1203, and 570.1204), sections 104, 106, 107, 114, and 203 as amended by 1982 PA 17, section 201 as amended by 1984 PA 190, and section 202 as amended by 1981 PA 191, and by adding section 114a.

The bill was read a first and second time by title and referred to the Committee on Economic Development, Small Business and Regulatory Reform.

House Bill No. 4572, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5204 (MCL 324.5204), as added by 2002 PA 397.

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

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

House Bill No. 4573, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 19708 (MCL 324.19708), as added by 2002 PA 397.

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

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

Statements

Senators Scott, George and Garcia asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Scott's statement is as follows:

I have several to read to you today of some facts that I gathered from my website regarding insurance. Here's one from Detroit, "I got married 15 years ago. My wife and I have not received any points and yet our insurance rates have gone up. No points, good driving records. Why?"

Another one from Detroit, "I'm paying \$4,600 a year to maintain insurance for a home and a car. It is causing economic hardship for me, especially with my mortgage. If I could, I would get as far away from Detroit as possible."

Another one from Inkster, "I do not live in the city of Detroit, however, I do live in the city of Inkster and I feel I have higher auto and home insurance rates as a resident of Inkster as opposed to residents that live in the surrounding communities, such as Livonia, Westland, Canton, Garden City, and so forth. I also feel using one's credit score should not be used as a factor to determine insurance rates."

Another one from Detroit, "Dear Ms. Scott: I own three cars. The value of my cars combined is about \$1,500. No-fault insurance for two of my cars is \$2,532 per year, in which my wife and I faithfully pay our premiums each month. The third car I don't have insurance on. I keep it as a spare just in case one of the other cars break down. I drive it without insurance because I can't afford to insure it. My wife and I have lots of tough choices to make when it comes to what bills are going to get paid this month. We have four children, three girls and one boy. The girls' ages are 18, 17, and 12; my son is 10. Our 18-year-old girl will be completing her first year of college at Wayne State University. My 17-year-old goes to Martin Luther King, Jr. Senior High School. My 12- and 10-year-olds go to Golightly. It's a must for my wife and I to keep these cars on the road with or without insurance."

Another one is from Detroit, "Every year we change insurance carriers to whomever gives us the lowest rate. It's sad, but we will do what we have to to get the best deal as Detroit residents. We have lived in Livonia and Taylor, and even though we have a good deal now for two vehicles, we are still paying at least twice as much as we did in Livonia and Taylor."

Senator George's statement is as follows:

I rise to make note of a large trophy that is in the hallway between our chamber and the rotunda. This is the Governor's Cup. It is a trophy that was won by a group from my district, and they are in the east Gallery. I want to tell you a little bit about this trophy and what brought them here.

They are the Kalamazoo Public Safety Explorer Post 265. They recently were in competition on Saturday, April 30, competing in the Michigan Law Enforcement Youth Advisory Committee Governor's State Competition in Grayling, Michigan. They are 10 young adults who attend high school and some who attend college criminal justice programs, and they brought back to our city the highest award that can be achieved in this competition.

This post achieved the first place ranking and brought home the Governor's trophy in competition with 30 other posts. They tested their proficiencies in five public safety areas. The members of the Kalamazoo Public Safety Explorer Post who competed were: Samantha DeLisle, Justin Randall, Jessica Sheen, Rachel Munn, William Lester, Matthew Belen, Jon Lollar, Derek Weldon, Jaime Nelson, and Nathan Garnaat. Their advisors and trainers who accompanied them were Sergeant Timothy Randall and public safety officers Todd Christensen, Jeff Crouse, Julie Yunker, Al Hampton, David Juday, Gerald Luedeking, and civilian advisors Justin Coffey, Lisa O'Brian, and Anthony Arnet.

This post was awarded first place in Building Searches, second place in Felony Traffic Stops, third place in Domestic Violence Intervention, and third place in Crime Scene Investigation.

Only five years after assuming command of the post, Sergeant Randall has led the post to victory as they seized the trophy for the first time in the competition's 25-year history.

Team members train every Monday night and every Saturday morning, and that added up to almost eight hours a week in addition to studying at home and attending Explorer events. Their hard work and dedication paid off as they received 367 out of a possible 400 points, more than any other post in the state, scoring their first place victory.

We have a tribute for them that was signed by the Governor, myself, and their State Representatives, Representatives Sheen, Lipsey, Hoogendyke, and Wenke. They are in our east Gallery, the members of the team accompanied by their advisors, their trainers, and their parents.

Senator Garcia's statement is as follows:

Yesterday, as you recall, I stood up here and brought to the attention of the body the Patriotic Pillow Project that's in Room 53 of the State Capitol. The pillow cases are displayed there, and I would like to urge my colleagues to go down and join me in signing many of the pillow cases, perhaps leave a short message thanking the soldiers for their service on the pillow cases. I know a couple of you have already joined me in doing that and I appreciate that.

I also have some good news. You may recall that the Legislature and the Governor last year passed a bill creating the Military Relief Fund Act, which allowed us to do a check-off of at least a dollar or more to put into the fund called the Military Relief Fund, which would provide money for families of service members who have been called up for active duty. As of Tuesday, May 3, the Treasury has received \$698,085 in tax check-offs to support National Guard members and Reserve families. And that was \$200,000 more than had been previously estimated for the entire year. So I want to thank my colleagues for their effort in passing that last year and pass along the good news.

Unfortunately, I also have some bad news that I want to talk about and that also has to do with service members. I don't know how many of you get the world-renowned *Livingston Press & Argus* at home, but I do and in it was an article today in the Business Section that had to do with U.S. service members paying high price for payday loans. As you recall, last year this body passed a bill, which I sponsored, which would have capped the amount of interest that payday lenders could charge. It would also have kept payday lenders from rolling over loans so that individuals could not get caught in the cycle of debt. Unfortunately, the Governor did not agree with our assessment, and she ended up vetoing that bill. In the meantime, around the country service members are paying for a lack of action. So I urge the Governor and members of this body to take up this bill again and this time pass it to do something for our service members. I know the Governor has done a number of things in joining us in helping service members, and I hope that she will join us in this case as well.

Committee Reports

The Committee on Judiciary reported

Senate Bill No. 130, entitled

A bill to require persons convicted of certain offenses to disclose those offenses before coaching youth; and to provide penalties.

With the recommendation that the bill pass.

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

Senate Bill No. 131, entitled

A bill to prohibit publicly displaying or playing sexually explicit matter; and to provide penalties.

With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

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. 4242, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2830 (MCL 333.2830), as amended by 1994 PA 242.

With the recommendation that the bill pass.

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

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, May 3, 2005, at 1:00 p.m., Room 210, Farnum Building

Present: Senators Cropsey (C), Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:

Joint meeting held on Monday, May 2, 2005, at 1:26 p.m., Grand Valley State University, Eberhard Center, 301 W. Fulton Street, Grand Rapids

Present: Senators Cassis (C), Garcia and Thomas

Excused: Senators McManus and Brater

COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Joint meeting held on Tuesday, May 3, 2005, at 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Kuipers (C), Cassis and Leland

Excused: Senators Van Woerkom and Clark-Coleman

COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources and Environmental Affairs submitted the following:

Meeting held on Tuesday, May 3, 2005, at 3:00 p.m., Room 110, Farnum Building

Present: Senators Birkholz (C), Patterson, Van Woerkom, Brater and Basham

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Higher Education submitted the following:

Joint meeting held on Tuesday, May 3, 2005, at 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Goschka (C), Hardiman and Cherry

Excused: Senators Johnson and Prusi

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Judiciary and Corrections submitted the following:

Meeting held on Tuesday, May 3, 2005, at 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Cropsey (C), Brown, Garcia, Switalski and Prusi

Scheduled Meetings

Appropriations -

Subcommittees -

Agriculture - Thursday, May 5, 2:30 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-5932)

Community Colleges - Wednesday, May 11, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Community Health Department - Thursday, May 5, 1:00 p.m., Room 810, Farnum Building; Tuesday, May 10, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower; Thursdays, May 12, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower; May 19, 2:30 p.m., Rooms 402 and 403, Capitol Building; and June 2, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-7946)

Environmental Quality Department - Tuesdays, May 10, May 17, May 24 and May 31, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

Higher Education - Fridays, May 6, 10:00 a.m., Grand Valley State University, Kirkhof Center, 2nd Floor, Pere Marquette Room, 1 Campus Drive, Allendale; May 13, 10:00 a.m., Northwood University, NADA Education Center, 4000 Whiting Drive, Midland; and May 20, 10:00 a.m., Eastern Michigan University, Welch Hall, Room 201, 900 W. Cross Street at Summit Street, Ypsilanti (373-1760)

K-12, School Aid, Education - Thursdays, May 5, 12:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower; May 12, 1:30 p.m., and May 19, 12:30 p.m., Rooms 402 and 403, Capitol Building (373-6960)

Natural Resources Department - Wednesdays, May 11, May 18, May 25 and June 1, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

Banking and Financial Institutions - Thursday, May 5, 12:00 noon, Room 100, Farnum Building (373-2417)

Education - Thursday, May 5, 2:00 p.m., Room 210, Farnum Building (373-6920)

Local, Urban and State Affairs - Thursday, May 5, 1:00 p.m., Room 110, Farnum Building (373-1707)

Senator Hammerstrom moved that the Senate adjourn.

The motion prevailed, the time being 10:48 a.m.

The President, Lieutenant Governor Cherry, declared the Senate adjourned until Thursday, May 5, 2005, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate