

**No. 52**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**93rd Legislature**  
**REGULAR SESSION OF 2005**

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Senate Chamber, Lansing, Thursday, June 2, 2005.

10:00 a.m.

The Senate was called to order by the Assistant President pro tempore, Senator Alan Sanborn.

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—excused  
Bishop—present  
Brater—present  
Brown—present  
Cassis—present  
Cherry—present  
Clark-Coleman—excused  
Clarke—present  
Cropsey—present

Emerson—present  
Garcia—present  
George—present  
Gilbert—present  
Goschka—present  
Hammerstrom—excused  
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—excused  
Toy—present  
Van Woerkom—present

Father Charles Morris of St. Elizabeth Catholic Church of Wyandotte offered the following invocation:

Here we are, O God, ready to commence on another session. So much responsibility, and yet, we feel that we can see only so far. Broken, yet blessed, we cry for a vision, for we know, as it says in Proverbs, without a vision, the people perish.

Stir in our collective imaginations new creative partnerships that cut across party, ideological, and geographical divisions. May we perceive that the challenges facing Detroit impacts Marquette and vice versa. May we be granted a holy boldness to listen to all our constituents to whom we are called to serve; to remember that the least among us count as much as the lobbyists and that the common good transcends the corporate good.

Renew in us that youthful idealism that first called us to public service, and may we remember this day what an awesome privilege this calling grants us.

Inspire us to seek sustainable solutions for our state’s future by these deliberations. May we remember, as all our great faiths teach, that true power is found in collaboration and not division. May we seek win-win solutions for when we have winners and losers; eventually, we all lose. May we remember that political boundaries are only that, and we are stewards for future generations of this precious Great Lakes bioregion.

O Creator, guide us this day that we may prevail against the poison of political partisanship and affirm the good in each other’s positions, even across party lines, for an aisle is just an aisle. Guide us this day that we may find common ground between the legislative and executive branch of our government for our common good. Guide us this day to seek cooperative partnerships with our neighboring states, and give us voice to speak truth to power on equity for our state, even to Washington, D.C.

May it be said that by our deliberations today that we give honor to those here and those who will come after us, even to the seventh generation, so that 200 years from now they will still look around and say, “If you seek a pleasant peninsula, look about you.” Amen.

The Assistant President pro tempore, Senator Sanborn, led the members of the Senate in recital of the *Pledge of Allegiance*.

### Motions and Communications

Senator Cropsey moved that Senators Hammerstrom and Birkholz be excused from today’s session. The motion prevailed.

Senators Johnson and Schauer entered the Senate Chamber.

The Secretary announced that the following House bill was received in the Senate and filed on Wednesday, June 1: **House Bill No. 4444**

The Secretary announced that the following official bills were printed on Wednesday, June 1, and are available at the legislative website:

<b>Senate Bill Nos.</b>	<b>548</b>	<b>549</b>	<b>550</b>	<b>551</b>	<b>552</b>	<b>553</b>												
<b>House Bill Nos.</b>	<b>4839</b>	<b>4840</b>	<b>4841</b>	<b>4842</b>	<b>4843</b>	<b>4844</b>	<b>4845</b>	<b>4846</b>	<b>4847</b>	<b>4848</b>	<b>4849</b>	<b>4850</b>	<b>4851</b>					

### Messages from the Governor

Senator Schauer moved that Senators Barcia, Bernero and Clarke be temporarily excused from today’s session. The motion prevailed.

Senator Schauer moved that Senators Clark-Coleman and Thomas be excused from today’s session. The motion prevailed.

The following message from the Governor was received and read:

June 1, 2005

I respectfully submit to the Senate, pursuant to Section 6 of Article 5 of the Michigan Constitution of 1963, the following appointments to state office under Section 50504 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.50504:

#### **Michigan Forest Finance Authority Board of Directors**

Mr. Paul J. Eisele of 9214 Whispering Pines Drive, Saline, Michigan 48176, county of Washtenaw, appointed to represent the wood products manufacturing industry, for a term commencing June 1, 2005 and expiring May 31, 2006.

Mr. Shawn P. Hagan of 33687 Lake Gerald Road, Toivola, Michigan 49965, county of Houghton, appointed to represent commercial logging contractors, for a term commencing June 1, 2005 and expiring May 31, 2007.

Mr. Garrett M. Johnson of 615 Kedzie Street, East Lansing, Michigan 48823, county of Ingham, appointed to represent hunters, anglers, and other outdoor recreation interests, for a term commencing June 1, 2005 and expiring May 31, 2006.

Ms. Karen L. Potter-Witter of 610 Barry Road, Haslett, Michigan 48840, county of Ingham, appointed to represent individuals from a college or university in the state with knowledge and expertise in forest management, for a term commencing June 1, 2005 and expiring May 31, 2008.

Mr. Kelvin P. Smyth of 1018 6th Avenue South, Escanaba, Michigan 49829, county of Delta, appointed to represent the forest products industry within the state, for a term commencing June 1, 2005 and expiring May 31, 2008.

Mr. Warren H. Suchovsky of N9677 County Road 577, Stephenson, Michigan 49887, county of Menominee, appointed to represent owners of nonindustrial, private forestland, for a term commencing June 1, 2005 and expiring May 31, 2007.

Sincerely,  
Jennifer M. Granholm  
Governor

The appointments were referred to the Committee on Government Operations.

### Messages from the House

#### Senate Bill No. 226, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 23.

The House of Representatives has substituted (H-3) the bill.

The House of Representatives has passed the bill as substituted (H-3), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

#### Senate Bill No. 282, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections 9115a and 9115b.

The House of Representatives has substituted (H-3) the bill.

The House of Representatives has passed the bill as substituted (H-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill 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 prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," (MCL 324.101 to 324.90106) by adding section 9115a.

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

#### Senate Bill No. 225, entitled

A bill to create an agricultural tourism advisory commission; to provide for its powers and duties; and to repeal acts and parts of acts.

Substitute (H-2).

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. 187

#### Yeas—31

Allen	Emerson	Johnson	Schauer
Basham	Garcia	Kuipers	Scott
Bishop	George	Leland	Sikkema

Brater  
Brown  
Cassis  
Cherry  
Cropsey

Gilbert  
Goschka  
Hardiman  
Jacobs  
Jelinek

McManus  
Olshove  
Patterson  
Prusi  
Sanborn

Stamas  
Switalski  
Toy  
Van Woerkom

**Nays—0**

**Excused—7**

Barcia  
Bernero

Birkholz  
Clark-Coleman

Clarke  
Hammerstrom

Thomas

**Not Voting—0**

In The Chair: Sanborn

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

By unanimous consent the Senate proceeded to the order of

**Third Reading of Bills**

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

**Senate Bill No. 412**

**Senate Bill No. 498**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 412, entitled**

A bill to amend 1964 PA 183, entitled "An act creating the state building authority with power to acquire, construct, furnish, equip, own, improve, enlarge, operate, mortgage, and maintain facilities for the use of the state or any of its agencies; to act as a developer or co-owner of facilities as a condominium project for the use of the state or any of its agencies; to authorize the execution of leases pertaining to those facilities by the building authority with the state or any of its agencies; to authorize the payment of true rentals by the state; to provide for the issuance of revenue obligations by the building authority to be paid from the true rentals to be paid by the state and other resources and security provided for and pledged by the building authority; to authorize the creation of funds; to authorize the conveyance of lands by the state or any of its agencies for the purposes authorized in this act; to authorize the appointment of a trustee for bondholders; to permit remedies for the benefit of parties in interest; to provide for other powers and duties of the authority; and to provide for other matters in relation to the authority and its obligations," by amending sections 1, 1a, 3, and 7 (MCL 830.411, 830.411a, 830.413, and 830.417), sections 1 and 7 as amended by 1994 PA 252 and sections 1a and 3 as amended by 1988 PA 248.

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. 188**

**Yeas—32**

Allen  
Basham

Cropsey  
Emerson

Jelinek  
Johnson

Sanborn  
Schauer

Bernero	Garcia	Kuipers	Scott
Bishop	George	Leland	Sikkema
Brater	Gilbert	McManus	Stamas
Brown	Goschka	Olshove	Switalski
Cassis	Hardiman	Patterson	Toy
Cherry	Jacobs	Prusi	Van Woerkom

**Nays—0**

**Excused—6**

Barcia	Clark-Coleman	Hammerstrom	Thomas
Birkholz	Clarke		

**Not Voting—0**

In The Chair: Sanborn

The Senate agreed to the title of the bill.

Senator Clarke entered the Senate Chamber.

The following bill was read a third time:

**Senate Bill No. 498, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 20129a (MCL 324.20129a), as amended by 2004 PA 114.

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. 189**

**Yeas—33**

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

**Nays—0**

**Excused—5**

Barcia	Clark-Coleman	Hammerstrom	Thomas
Birkholz			

**Not Voting—0**

In The Chair: Sanborn

The Senate agreed to the title of the bill.

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

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

The motion prevailed, and the Assistant President pro tempore, Senator Sanborn, designated Senator Clarke as Chairperson.

After some time spent therein, the Committee arose; and, the Assistant President pro tempore, Senator Sanborn, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 224, entitled**

A bill to amend 2002 PA 49, entitled "Michigan broadband development authority act," by amending section 7 (MCL 484.3207), as amended by 2003 PA 265.

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.

**Resolutions**

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

**Senate Resolution No. 38**

The resolution consent calendar was adopted.

Senator Basham offered the following resolution:

**Senate Resolution No. 38.**

A resolution commemorating June 4-12, 2005, as Aquatic Invasive Species Awareness Week in Michigan.

Whereas, Michigan and its economy are defined by the Great Lakes and depend on its great abundance of freshwater for manufacturing, tourism, fishing, public water supplies, agriculture, and numerous other uses; and

Whereas, Preventing the introduction and spread of aquatic invasive species ultimately benefits the state of Michigan, and stopping the introduction and spread of these species would reduce the need of the state of Michigan, business, industry, and citizens to employ costly methods to control and manage them; and

Whereas, Over 160 nonindigenous aquatic invasive species have been introduced to the Great Lakes, many of which are displacing native species, disrupting habitats, degrading natural, managed, and agricultural landscapes, and damaging water-based infrastructure, resulting in millions of dollars for control efforts each year; and

Whereas, Michigan has over one million registered boaters and many other recreational, commercial, and industrial users of over 11,000 lakes and ponds and over 36,000 miles of streams in the state, many of which are impacted by aquatic invasive species; and

Whereas, Aquatic invasive species awareness is an important first step towards behavior change, which prevents the introduction and spread of aquatic invasive species; and

Whereas, The introduction and spread of aquatic invasive species must be addressed by all levels of government, business, industry, environmental groups, community organizations, and citizens to protect Michigan and Great Lakes waters from the irreversible damage caused by aquatic invasive species; now, therefore, be it

Resolved by the Senate, That we hereby commemorate June 4-12, 2005, as Aquatic Invasive Species Awareness Week; and be it further

Resolved, That all citizens are encouraged to increase their understanding and awareness of aquatic invasive species and their ecological and economic impacts and take preventative measures to stop the spread and introduction of aquatic invasive species; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Department of Environmental Quality, Michigan Department of Agriculture, Michigan Department of Natural Resources, Michigan Department of Transportation, Office of the Great Lakes, Great Lakes Fishery Commission, Council of Great Lakes Governors, Michigan congressional delegation, and the Great Lakes Commission.

Senators Cassis, Olshove, Prusi, Schauer and Toy were named co-sponsors of the resolution.

Senator Barcia entered the Senate Chamber.

### Introduction and Referral of Bills

Senators Thomas and Clarke introduced

**Senate Bill No. 554, entitled**

A bill to require that state universities classify certain aliens as residents of this state for purposes of charging tuition.

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

Senators Thomas and Clarke introduced

**Senate Bill No. 555, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20101 (MCL 324.20101), as amended by 1996 PA 383, and by adding sections 20121 and 20122.

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

Senators Thomas, Scott, Clark-Coleman, Clarke and Leland introduced

**Senate Bill No. 556, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1153 and 1155 (MCL 380.1153 and 380.1155), as amended by 1995 PA 289, and by adding sections 1154, 1156, and 1158.

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

Senators Brater, Jacobs, Prusi, Basham, Schauer, Olshove and Cherry introduced

**Senate Bill No. 557, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 17210.

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

Senators Schauer and Jacobs introduced

**Senate Bill No. 558, entitled**

A bill to amend 1921 PA 207, entitled "City and village zoning act," (MCL 125.581 to 125.600) by adding section 1b. The bill was read a first and second time by title and referred to the Committee on Technology and Energy.

Senators Schauer and Jacobs introduced

**Senate Bill No. 559, entitled**

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

Senators Schauer and Jacobs introduced

**Senate Bill No. 560, entitled**

A bill to amend 1943 PA 183, entitled "County zoning act," (MCL 125.201 to 125.240) by adding section 1b. The bill was read a first and second time by title and referred to the Committee on Technology and Energy.

Senators McManus, Hammerstrom, Hardiman, Kuipers, Goschka, Birkholz, Allen and Garcia introduced  
**Senate Bill No. 561, entitled**

A bill to amend 1963 PA 17, entitled "An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health," by amending section 7 (MCL 691.1507), as added by 1987 PA 30.

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

Senator Bernero introduced  
**Senate Bill No. 562, entitled**

A bill to amend 1929 PA 16, entitled "An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof," (MCL 483.1 to 483.11) by adding section 2c.

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

Senator Bernero introduced  
**Senate Bill No. 563, entitled**

A bill to amend 1929 PA 16, entitled "An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof," (MCL 483.1 to 483.11) by amending the title and by adding section 3a.

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

**House Bill No. 4444, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 9101, 9105, 9106, 9110, and 9113 (MCL 324.9101, 324.9105, 324.9106, 324.9110, and 324.9113), section 9101 as amended by 2001 PA 227 and sections 9105, 9106, 9110, and 9113 as amended by 2000 PA 504.

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 and Van Woerkom 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:

Well, hopefully this weekend when some of us go up to Mackinac, maybe we can find a little time to talk about insurance. I think most of you know how important it is, as I've stated over and over again. It is just not in the Detroit area, but it is all over this state. I continue getting letters and my e-mails on the website for insurance redlining. So maybe just a few of us could talk about it. I would love to do that. Maybe the Chamber should get involved in this, and then maybe we will do something about it. Maybe I'll talk to them about it and we'll see. Maybe we can have a session on it soon because it is important. And then just maybe, if we do that and we take up these bills, you guys won't vote me the least effective. I understand that that is what it is probably about. It's about me standing here talking about insurance every day. Let me tell you, I will continue to talk about the high cost of insurance because it is affecting the lives of so many people in this state. I think it is time for us to do something about it.

Mr. President, I hope to see you up there in Mackinac, and maybe we can talk about insurance.

Senator Van Woerkom's statement is as follows:

I was not able to attend session yesterday because of the funeral for my mother-in-law. I would like to note for the record that had I been here, I would have been very agreeable. I would have voted "yes" on the following: Roll Call Nos. 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, and 186.



**Committee Reports**

The Committee on Commerce and Labor reported

**House Bill No. 4551, entitled**

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," (MCL 125.1501 to 125.1531) by adding section 13e.

With the recommendation that the bill pass.

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

Jason E. Allen  
Chairperson

To Report Out:

Yeas: Senators Allen, Toy, McManus, Schauer and Olshove

Nays: None

The bill was referred to the Committee of the Whole.

**COMMITTEE ATTENDANCE REPORT**

The Committee on Commerce and Labor submitted the following:

Meeting held on Tuesday, May 31, 2005, at 3:00 p.m., Room 100, Farnum Building

Present: Senators Allen (C), Toy, McManus, Schauer and Olshove

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 211, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41301 (MCL 324.41301), as added by 2003 PA 270.

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.

Patricia L. Birkholz  
Chairperson

To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 212, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41303 (MCL 324.41303), as added by 2003 PA 270.

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.

Patricia L. Birkholz  
Chairperson

To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 213, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41305 (MCL 324.41305), as added by 2003 PA 270.

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.

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 214, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41309 (MCL 324.41309), as added by 2003 PA 270.

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

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 215, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 41313.

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.

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 216, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 41321.

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.

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 217, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 41323.

With the recommendation that the substitute (S-4) be adopted and that the bill then pass.

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

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 507, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13e of chapter XVII (MCL 777.13e), as amended by 2003 PA 269.

With the recommendation that the bill pass.

Patricia L. Birkholz  
Chairperson

To Report Out:

Yeas: Senators Birkholz, Patterson, Brater and Basham

Nays: None

The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on Tuesday, May 31, 2005, at 3:00 p.m., Room 110, Farnum Building

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

Excused: Senator Van Woerkom

#### COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:

Joint meeting held on Wednesday, June 1, 2005, at 8:40 a.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Cassis (C), Garcia, McManus, Thomas and Brater

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Community Colleges submitted the following:

Meeting held on Wednesday, June 1, 2005, at 11:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senator Jelinek (C), Stamas and Switalski

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Department of Natural Resources submitted the following:

Meeting held on Wednesday, June 1, 2005, at 3:15 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators McManus (C), Johnson, Jelinek, Barcia and Cherry

#### Scheduled Meetings

**Agriculture, Forestry and Tourism** - Thursday, June 9, 9:00 a.m., Room 110, Farnum Building (373-1635)

#### Appropriations -

##### Subcommittees -

**Higher Education and Education** - Wednesday, June 8, 11:30 a.m. or later immediately following session, Rooms 402 and 403, Capitol Building (373-6920)

**K-12, School Aid, Education and Education** - Thursday, June 16, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-6960)

**Natural Resources Department** - Wednesday, June 15, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Commerce and Labor** - Tuesday, June 7, 3:00 p.m., Room 100, Farnum Building (373-2413)

**Education and Higher Education Appropriations Subcommittee** - Wednesday, June 8, 11:30 a.m. or later immediately following session, Rooms 402 and 403, Capitol Building (373-6920)

**Education and K-12, School Aid, Education Appropriations Subcommittee** - Thursday, June 16, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-6920)

**Natural Resources and Environmental Affairs** - Tuesday, June 7, 3:00 p.m., Room 110, Farnum Building (373-3447)

**Transportation** - Tuesday, June 7, 12:30 p.m., Room 110, Farnum Building (373-7708)

Senator Cropsey moved that the Senate adjourn.  
The motion prevailed, the time being 10:31 a.m.

The Assistant President pro tempore, Senator Sanborn, declared the Senate adjourned until Tuesday, June 7, 2005, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate