

**No. 44**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**97th Legislature**  
**REGULAR SESSION OF 2014**

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Senate Chamber, Lansing, Wednesday, May 14, 2014.

10:00 a.m.

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

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—excused  
Jones—present  
Kahn—present  
Kowall—present  
Marleau—present  
Meekhof—present  
Moolenaar—present  
Nofs—present

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

Pastor Randy Reed of Calvary Baptist Church of Negaunee offered the following invocation:

Father, it is fitting and delightful to begin this day acknowledging You, our Creator. You have made us in Your own image and likeness. You have equipped us with unusual gifts, and then You have endowed us with the delegated authority of human government. We thank You for that opportunity. We thank You for these individuals who have given themselves to public service in this way.

Father, it is a great day in Michigan. The challenges are huge, the issues are incredibly complex, and we ask for wisdom and strength for these Senators and their staff members as they undergo incredible schedules and the burdens of the office. We pray that You would uphold them and allow them to make wise and skillful decisions that will bring You glory and be good for Your people.

We thank You this day for the opportunity to be a part of this state and its freedom. We trust that as this session of the Senate opens, it would be a significant time of progress and productivity. We pray, Father, that in the midst of it all that there be a great sense of Your presence. We thank You in Jesus' name. Amen.

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

### **Motions and Communications**

Senators Robertson, Pappageorge and Richardville entered the Senate Chamber.

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

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

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

Senator Meekhof moved that rule 3.902 be suspended to allow the guests of Senators Jansen and Hansen admittance to the Senate floor, including the center aisle.

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

Senator Meekhof moved that rule 3.901 be suspended to allow photographs to be taken from the Senate floor.  
The motion prevailed, a majority of the members serving voting therefor.

Senator Marleau entered the Senate Chamber.

### **Recess**

Senator Meekhof moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 10:07 a.m.

10:30 a.m.

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

During the recess, Senator Hansen introduced the Muskegon High School Boys Basketball Team, MHSAA Class A State Champions, and Coach Keith Guy; and presented them with a Special Tribute.

Coach Guy responded briefly.

During the recess, Senator Hunter entered the Senate Chamber.

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

**Senate Bill No. 803, entitled**

A bill to provide for the management, operations, maintenance, restoration, and improvement of the state's official residences; and to prescribe the powers and duties of certain state agencies and officials.

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

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

**Senate Bill No. 803**

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

The Secretary announced that pursuant to Rule 2.109 of the Standing Rules of the Senate, the following expense reports have been filed with the Secretary of the Senate for the quarter from January 1, 2014 through March 31, 2014, and are available in the Secretary's office during business hours for public inspection:

**Committee**

Agriculture  
 Appropriations  
 Banking and Financial Institutions  
 Compliance and Accountability  
 Economic Development  
 Education  
 Energy and Technology  
 Families, Seniors and Human Services  
 Finance  
 Government Operations  
 Health Policy  
 Infrastructure Modernization  
 Insurance  
 Judiciary  
 Local Government and Elections  
 Natural Resources, Environment and Great Lakes  
 Outdoor Recreation and Tourism  
 Redistricting  
 Reforms, Restructuring and Reinventing  
 Regulatory Reform  
 Transportation  
 Veterans, Military Affairs and Homeland Security

**Chairperson**

Senator Joe Hune  
 Senator Roger Kahn  
 Senator Darwin Booher  
 Senator Arlan Meekhof  
 Senator Mike Kowall  
 Senator Phil Pavlov  
 Senator Mike Nofs  
 Senator Judy Emmons  
 Senator Jack Brandenburg  
 Senator Randy Richardville  
 Senator Jim Marleau  
 Senator Roger Kahn  
 Senator Joe Hune  
 Senator Rick Jones  
 Senator David Robertson  
 Senator Tom Casperson  
 Senator Goeff Hansen  
 Senator Joe Hune  
 Senator Mark Jansen  
 Senator Tory Rocca  
 Senator Tom Casperson  
 Senator John Moolenaar

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, May 13:

**House Bill Nos. 5261 5476**

The Secretary announced that the following bill was printed and filed on Tuesday, May 13, and is available at the Michigan Legislature website:

**Senate Bill No. 935**

**Messages from the House**

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

**House Bill No. 4369**

The motion prevailed.

**Senate Bill No. 546, entitled**

A bill to amend 1877 PA 164, entitled “An act to authorize cities, incorporated villages, and townships to establish and maintain, or contract for the use of, free public libraries and reading rooms; and to prescribe penalties and provide remedies,” by amending sections 2, 3, 4, 5, 7, 9, 10, 10a, 10c, 11, 14, 15, and 16 (MCL 397.202, 397.203, 397.204, 397.205, 397.207, 397.209, 397.210, 397.210a, 397.210c, 397.211, 397.214, 397.215, and 397.216), section 2 as amended by 2000 PA 99, sections 10, 10a, and 10c as amended by 1994 PA 81, section 11 as amended by 2002 PA 160, and sections 14 and 16 as amended and section 15 as added by 1984 PA 128.

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

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.

**Senate Bill No. 749, entitled**

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending section 31 (MCL 780.781), as amended by 2009 PA 28.

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

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

The Senate agreed to the full title.

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

The President, Lieutenant Governor Calley, assumed the Chair.

**Senate Bill No. 862, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 531 (MCL 436.1531), as amended by 2013 PA 237.

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

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

The Senate agreed to the full title.

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

**Senate Bill No. 628, entitled**

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending section 2 (MCL 780.752), as amended by 2009 PA 28.

(For text of amendment, see Senate Journal No. 41, p. 659.)

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

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

**Roll Call No. 262****Yeas—37**

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

**Nays—0**

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: President

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

**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, Lieutenant Governor Calley, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 685, entitled**

A bill to amend 1964 PA 283, entitled "Weights and measures act," by amending section 28c (MCL 290.628c), as amended by 2012 PA 254.

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. 690, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17801, 17820, 17822, and 17824 (MCL 333.17801, 333.17820, 333.17822, and 333.17824), sections 17801 and 17820 as amended and section 17824 as added by 2009 PA 55 and section 17822 as amended by 2005 PA 281.

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. 691, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending sections 502 and 502a (MCL 550.1502 and 550.1502a), as amended by 2009 PA 225.

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. 692, entitled**

A bill to amend 1984 PA 233, entitled "Prudent purchaser act," by amending section 3 (MCL 550.53), as amended by 2009 PA 224.

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. 693, entitled**

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 315 (MCL 418.315), as amended by 2011 PA 266.

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. 694, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3107b, 3405, 3475, and 3631 (MCL 500.3107b, 500.3405, 500.3475, and 500.3631), section 3107b as amended by 2009 PA 222 and sections 3405, 3475, and 3631 as amended by 2009 PA 227.

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. 5313, entitled**

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2015 and other fiscal years; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**House Bill No. 5314, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6, 8b, 11, 11a, 11g, 11j, 11k, 11m, 12, 15, 17a, 18, 19, 20, 20d, 20f, 20g, 21f, 22a, 22b, 22d, 22f, 22g, 22i, 22j, 24, 24a, 24c, 25e, 26a, 26b, 26c, 31a, 31b, 31d, 31f, 32d, 32p, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 74, 81, 94, 94a, 98, 99, 99h, 101, 104, 104b, 107, 147, 147b, 147c, 152a, 161, 163, 168, 201, 201a, 202a, 206, 207, 209, 210, 213, 222, 224, 225, 229, 229a, 230, 236, 236a, 236b, 236c, 241, 245, 252, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 272a, 273, 274, 274a, 275, 276, 277, 278, 279, 280, 281, 282, 283, and 284 (MCL 388.1606, 388.1608b, 388.1611, 388.1611a, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1612, 388.1615, 388.1617a, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1620g, 388.1621f, 388.1622a, 388.1622b, 388.1622d, 388.1622f, 388.1622g, 388.1622i, 388.1622j, 388.1624, 388.1624a, 388.1624c, 388.1625e, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1632d, 388.1632p, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1656, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1698, 388.1699, 388.1699h, 388.1701, 388.1704, 388.1704b, 388.1707, 388.1747, 388.1747b, 388.1747c, 388.1752a, 388.1761, 388.1763, 388.1768, 388.1801, 388.1801a, 388.1802a, 388.1806, 388.1807, 388.1809, 388.1810, 388.1813, 388.1822, 388.1824, 388.1825, 388.1829, 388.1829a, 388.1830, 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1845, 388.1852, 388.1856, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1872a, 388.1873, 388.1874, 388.1874a, 388.1875, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, 388.1883, and 388.1884), sections 6, 20, 24c, 25e, 26a, 74, 104b, and 107 as amended by 2013 PA 130, section 8b as amended by 2007 PA 92, sections 11, 11m, 20g, 21f, 22a, 22b, 22g, 51a, 51c, 99h, 101, and 147c as amended and sections 31b and 94 as added by 2014 PA 116, sections 11a, 11j, 11k, 12, 15, 18, 19, 20d, 22d, 22f, 22i, 22j, 24, 24a, 26b, 26c, 31a, 31d, 31f, 32d, 32p, 39, 39a, 41, 51d, 53a, 54, 56, 61a, 62, 81, 94a, 98, 99, 104, 147, 147b, 152a, 201, 201a, 206, 209, 210, 224, 225, 229, 229a, 230, 236, 236a, 236b, 241, 245, 252, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 273, 274, 274a, 275, 276, 277, 278, 279, 280, 281, and 282 as amended and sections 20f, 236c, and 272a as added by 2013 PA 60, sections 11g and 17a as amended by 2013 PA 97, section 161 as amended by 1990 PA 207, section 163 as amended by 2007 PA 137, section 168 as added by 1993 PA 175, and section 202a as added and sections 207, 213, 222, 256, 283, and 284 as amended by 2012 PA 201, and by adding sections 11r, 20h, 31g, 64b, 95a, 97, 102b, 104c, 207a, and 207b; and to repeal acts and parts of acts.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 803, entitled**

A bill to provide for the management, operations, maintenance, restoration, and improvement of the state's official residences; and to prescribe the powers and duties of certain state agencies and officials.

Substitute (S-1).

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

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

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

**House Bill No. 5313**

**House Bill No. 5314**

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

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

**Senate Bill No. 156**

**House Bill No. 5136**

**Senate Bill No. 617**

**House Bill No. 5263**

**House Bill No. 5396**

**Senate Bill No. 645**

**Senate Bill No. 646**

**House Bill No. 5313**

**House Bill No. 5314**

**Senate Bill No. 817**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 156, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending sections 111, 113, 305, 403, 433, and 511 (MCL 208.1111, 208.1113, 208.1305, 208.1403, 208.1433, and 208.1511), sections 111 and 305 as amended by 2012 PA 605, section 113 as amended by 2012 PA 601, section 403 as amended by 2008 PA 434, section 433 as amended by 2007 PA 215, and section 511 as amended by 2011 PA 292, and by adding section 508.

The question being on the passage of the bill,

Senator Brandenburg offered the following substitute:

Substitute (S-3).

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

The question being on the passage of the bill,

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

**Roll Call No. 263**

**Yeas—26**

Booher  
 Brandenburg  
 Casperson  
 Caswell  
 Colbeck  
 Emmons  
 Green

Hansen  
 Hildenbrand  
 Hune  
 Jansen  
 Jones  
 Kahn  
 Kowall

Marleau  
 Meekhof  
 Moolenaar  
 Nofs  
 Pappageorge  
 Pavlov

Proos  
 Richardville  
 Robertson  
 Rocca  
 Schuitmaker  
 Walker

**Nays—11**

Ananich	Gregory	Hunter	Whitmer
Anderson	Hood	Smith	Young
Bieda	Hopgood	Warren	

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: President

Senator Brandenburg offered to amend the title to read as follows:

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending sections 111, 305, 403, and 433 (MCL 208.1111, 208.1305, 208.1403, and 208.1433), sections 111 and 305 as amended by 2012 PA 605, section 403 as amended by 2008 PA 434, and section 433 as amended by 2007 PA 215, and by adding section 508.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

**Protest**

Senator Whitmer, under her constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 156.

Senator Whitmer’s statement is as follows:

I voted “no” for a couple of reasons. First and foremost, as I read the bill, it says it’s a bill to amend the Michigan Business Tax Act. I found that interesting because I have heard many of my colleagues on the other side of the aisle say that they already eliminated the Michigan business tax, and here we are amending something that was supposedly gone.

I also voted “no” because we have received some preliminary estimates in terms of where our state budget is, and the news is not encouraging. One group is projecting over \$400 million short, and tomorrow we will find out what the final figures are at the Revenue Estimating Conference. I would assert that perhaps now is not the time for yet another tax cut. This one is to the tune of \$24 million, and I think it is not wise to pursue that in light of the budget troubles we have been given notice about.

The following bill was read a third time:

**House Bill No. 5136, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” (MCL 330.1001 to 330.2106) by adding section 141a.

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. 264****Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith

Casperson  
 Caswell  
 Colbeck  
 Emmons  
 Green

Hune  
 Hunter  
 Jansen  
 Jones

Nofs  
 Pappageorge  
 Pavlov  
 Proos

Walker  
 Warren  
 Whitmer  
 Young

**Nays—0**

**Excused—1**

Johnson

**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 codify, revise, consolidate, and classify the laws relating to mental health; to prescribe the powers and duties of certain state and local agencies and officials and certain private agencies and individuals; to regulate certain agencies and facilities providing mental health services; to provide for certain charges and fees; to establish civil admission procedures for individuals with mental illness or developmental disability; to establish guardianship procedures for individuals with developmental disability; to establish procedures regarding individuals with mental illness or developmental disability who are in the criminal justice system; to provide for penalties and remedies; 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. 617, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding part 52A.

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. 265**

**Yeas—36**

Ananich  
 Anderson  
 Bieda  
 Booher  
 Brandenburg  
 Casperson  
 Caswell  
 Emmons  
 Green

Gregory  
 Hansen  
 Hildenbrand  
 Hood  
 Hopgood  
 Hune  
 Hunter  
 Jansen  
 Jones

Kahn  
 Kowall  
 Marleau  
 Meekhof  
 Moolenaar  
 Nofs  
 Pappageorge  
 Pavlov  
 Proos

Richardville  
 Robertson  
 Rocca  
 Schuitmaker  
 Smith  
 Walker  
 Warren  
 Whitmer  
 Young

**Nays—1**

Colbeck

**Excused—1**

Johnson

**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. 5263, entitled**

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending section 61 (MCL 780.811), as amended by 2009 PA 28.

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. 266****Yeas—37**

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

**Nays—0****Excused—1**

Johnson

**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 establish the rights of victims of crime and juvenile offenses; to provide for certain procedures; to establish certain immunities and duties; to limit convicted criminals from deriving profit under certain circumstances; to prohibit certain conduct of employers or employers’ agents toward victims; and to provide for penalties and remedies.”.

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5396, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 1110 (MCL 339.1110), as amended by 1988 PA 463.

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. 267**

**Yeas—35**

Anderson	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
Green	Jones	Proos	Young
Gregory	Kahn	Richardville	

**Nays—2**

Ananich	Bieda
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**Excused—1**

Johnson

**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 revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations and to regulate certain persons and activities relative to those occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to provide immunity from certain civil liability for certain entities and certain related occupations under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts."

The Senate agreed to the full title.

The following bill was read a third time:

**Senate Bill No. 645, entitled**

A bill to amend 2010 PA 347, entitled "Girl scouts of Michigan fund act," by amending the title and sections 1, 2, 3, and 4 (MCL 206.921, 206.922, 206.923, and 206.924).

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. 268****Yeas—37**

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

**Nays—0****Excused—1**

Johnson

**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. 646, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2013 PA 92.

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. 269****Yeas—37**

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

**Nays—0**

**Excused—1**

Johnson

**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. 5313, entitled**

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2015 and other fiscal years; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

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. 270****Yeas—26**

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

**Nays—11**

Ananich	Gregory	Rocca	Whitmer
Anderson	Hood	Smith	Young
Bieda	Hopgood	Warren	

**Excused—1**

Johnson

**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. 5314, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11, 17b, 201, and 236 (MCL 388.1611, 388.1617b, 388.1801, and 388.1836), section 11 as amended by 2014 PA 116, section 17b as amended by 2007 PA 137, and sections 201 and 236 as amended by 2013 PA 60.

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. 271**

**Yeas—27**

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

**Nays—9**

Anderson	Hood	Smith	Whitmer
Bieda	Hopgood	Warren	Young
Gregory			

**Excused—1**

Johnson

**Not Voting—1**

Ananich

In The Chair: President

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

“An act to make appropriations to aid in the support of the public schools, the intermediate school districts, community colleges, and public universities of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; 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. 817, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1249 (MCL 380.1249), as amended by 2011 PA 102.

The question being on the passage of the bill,

Senator Hopgood offered the following amendments:

1. Amend page 3, line 23, after “(i)” by inserting “For the annual year-end evaluation for the ~~2013-2014 school year~~, at least ~~2015-2016 AND 2016-2017 SCHOOL YEARS~~, 25% of the annual year-end evaluation shall be based on student growth and assessment data.”.

2. Amend page 4, line 2, by striking out “AT least” and inserting “**BEGINNING WITH THE ANNUAL YEAR-END EVALUATION FOR THE 2017-2018 SCHOOL YEAR,**”.

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. 272****Yeas—37**

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

**Nays—0****Excused—1**

Johnson

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of  
**Resolutions**

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

**Senate Resolution No. 34**

**Senate Resolution No. 123**

The motion prevailed.

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

**Senate Resolution No. 144**

**Senate Resolution No. 145**

**Senate Resolution No. 146**

The resolution consent calendar was adopted.

Senators Pappageorge, Pavlov, Proos, Colbeck, Caswell, Nofs, Moolenaar, Green, Kahn, Schuitmaker, Meekhof, Jansen, Casperson, Emmons, Hansen, Booher, Robertson, Hune, Kowall, Brandenburg, Marleau, Richardville, Rocca, Hildenbrand, Jones and Whitmer offered the following resolution:

**Senate Resolution No. 144.**

A resolution designating June 27, 2014, as Michigan Post Traumatic Stress Injury Day in the state of Michigan.

Whereas, The brave men and women of the United States armed forces, who proudly serve the United States, risk their lives to protect the freedom of the United States and deserve the investment of every possible resource to ensure their lasting physical, mental, and emotional well-being; and

Whereas, More than 2 million United States service members have deployed as part of overseas contingency operations since the events of September 11, 2001; and

Whereas, The military has sustained an operational tempo for a period of time unprecedented in the history of the United States, with many service members deploying multiple times to combat zones, placing them at high risk of post traumatic stress injury (PTSI); and

Whereas, It is expected that 10,000 veterans will return to the state of Michigan every year for the next three to five years after spending a significant amount of time in combat environments, exposing thousands of soldiers to traumatic life-threatening events; and

Whereas, The Department of Veterans Affairs reports that in fiscal year 2012, more than 500,000 veterans from all wars who sought care at a Department of Veterans Affairs medical center received treatment for PTSI; and

Whereas, PTSI significantly increases the risk of depression, suicide, and drug- and alcohol-related disorders and deaths; and

Whereas, Although the United States Department of Defense and the Department of Veterans Affairs have made significant advances in the prevention, diagnosis, and treatment of PTSI and the symptoms of PTSI, many challenges remain; and

Whereas, The establishment of a Michigan Post Traumatic Stress Injury Awareness Day will raise public awareness about issues related to PTSI; now, therefore, be it

Resolved by the Senate, That members of this legislative body designate June 27, 2014, as Michigan Post Traumatic Stress Injury Awareness Day; and be it further

Resolved, That we urge the Michigan Veterans Affairs Agency and the Adjutant General to continue working to educate service members, veterans, the families of service members and veterans, and the public about the causes, symptoms, and treatment of post traumatic stress injury; and be it further

Resolved, That a copy of this resolution be transmitted to the Governor of the state of Michigan, the Michigan Veterans Affairs Agency, and the Adjutant General.

Senators Anderson, Bieda and Hopgood were named co-sponsors of the resolution.

Senators Kahn, Richardville, Meekhof, Kowall, Moolenaar, Marleau, Schuitmaker, Hansen, Casperson, Emmons, Booher, Jansen, Robertson, Hune, Hildenbrand, Jones, Pappageorge, Pavlov, Proos, Colbeck, Walker, Nofs, Caswell, Green, Brandenburg, Ananich, Gregory, Hood, Young, Johnson, Bieda, Anderson, Hopgood, Smith, Hunter and Whitmer offered the following resolution:

**Senate Resolution No. 145.**

A resolution commemorating the Fifth Annual Michigan Chaldean American Legislative Day.

Whereas, 130,000 Chaldeans reside in the state of Michigan, the largest population outside of the Middle East; and

Whereas, The Chaldean population began immigrating to America during the 1920s for better economic, religious, and political freedom. They brought with them a strong work ethic which continues to positively impact the growth of Michigan through the establishment of 15,000 Chaldean-owned businesses throughout the state; and

Whereas, The Chaldean community has undoubtedly proven their diligent business skills and entrepreneurial spirit with nearly 61 percent of Chaldean-American households owning at least one business and 39 percent owning two or more businesses, as well as an estimated ownership of 9 out of 10 food stores in Detroit; and

Whereas, The Chaldean American Chamber of Commerce currently has 878 members, representing more than 3,500 businesses, with goals of building community ties, ensuring membership value, and advocacy for the benefit of Chaldean people; and

Whereas, The Chaldean Community Foundation has promoted steady population growth by providing services to the newly-arriving Iraqi Chaldean refugees in efforts to help them become contributing members to the great state of Michigan, through assistance with housing, job placement, language development, and social and government program directives; now, therefore, be it

Resolved by the Senate, That we commemorate the Fifth Annual Michigan Chaldean American Legislative Day on May 15, 2014, with the entire state, to acknowledge the contributions of this innovative and entrepreneurial community as an important part of Michigan's diverse history; and be it further

Resolved, That a copy of this resolution be transmitted to the Chaldean American Chamber of Commerce as evidence of our highest esteem.

Senator Rocca was named co-sponsor of the resolution.

Senators Johnson, Hildenbrand, Bieda and Ananich offered the following resolution:

**Senate Resolution No. 146.**

A resolution to declare May 2014 as Hepatitis C Awareness Month in the state of Michigan.

Whereas, Hepatitis is a known public health threat and is known to be caused by many viruses; and  
Whereas, Chronic viral hepatitis due to hepatitis C has been a disease that has little or no public awareness due to its nature as being largely asymptomatic until irreversible liver damage has occurred; and  
Whereas, Hepatitis C currently infects nearly 4 million Americans, including an estimated 100,000 to 200,000 Michiganders, and there are about 30,000 new cases and approximately 10,000 deaths each year in the United States; and  
Whereas, The financial consequences of hepatitis C is approximately \$7.5 million per 100,000 people; and  
Whereas, Hepatitis C is largely not reported, and the public is uninformed about the virus, thus making it difficult to determine its true impact and reach; and  
Whereas, In the absence of a vaccine for hepatitis C, emphasis must be placed on other means of disease prevention, including education of health care workers, emergency services workers, veterans, and the general public; and  
Whereas, Hepatitis C has been characterized by the World Health Organization as a disease of primary concern to humanity; and  
Whereas, It is imperative that there be greater public awareness of this serious health issue, and more must be done to increase activity at the state, local, and national levels to support the patients as well as their families; now, therefore, be it  
Resolved by the Senate, That the members of this legislative body recognize May 2014 as Hepatitis C Awareness Month in the state of Michigan. We urge the citizens of this state to educate themselves about the causes, symptoms, diagnoses, and treatments for hepatitis C throughout this month and every month.  
Senators Anderson, Booher, Hansen, Hopgood, Kowall, Marleau and Pappageorge were named co-sponsors of the resolution.

### Introduction and Referral of Bills

Senators Jones, Whitmer and Hune introduced

**Senate Bill No. 936, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," (MCL 460.1 to 460.11) by adding section 9u.

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

Senators Jones, Whitmer and Hune introduced

**Senate Bill No. 937, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," (MCL 117.1 to 117.38) by adding section 3c.

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

Senator Hansen introduced

**Senate Bill No. 938, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20155 and 21734 (MCL 333.20155 and 333.21734), section 20155 as amended by 2012 PA 322 and section 21734 as added by 2000 PA 437.

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

Senators Nofs and Moolenaar introduced

**Senate Bill No. 939, entitled**

A bill to amend 2000 PA 92, entitled "Food law," by amending section 1107 (MCL 289.1107), as amended by 2012 PA 178.

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

**House Bill No. 5261, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4bb. The House of Representatives has passed the bill and ordered that it be given immediate effect. The bill was read a first and second time by title and referred to the Committee on Finance.

**House Bill No. 5476, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending section 11 (MCL 460.11), as added by 2008 PA 286.

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 Energy and Technology.

### Committee Reports

The Committee on Veterans, Military Affairs and Homeland Security reported

**Senate Bill No. 906, entitled**

A bill to amend 1967 PA 150, entitled "Michigan military act," by amending section 411 (MCL 32.811), as amended by 2000 PA 472.

With the recommendation that the bill pass.

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

John R. Moolenaar  
Chairperson

To Report Out:

Yeas: Senators Moolenaar, Pappageorge, Emmons and Gregory

Nays: None

The bill was referred to the Committee of the Whole.

### COMMITTEE ATTENDANCE REPORT

The Committee on Veterans, Military Affairs and Homeland Security submitted the following:

Meeting held on Tuesday, May 13, 2014, at 1:00 p.m., Room 210, Farnum Building

Present: Senators Moolenaar (C), Pappageorge, Emmons and Gregory

Excused: Senator Smith

The Committee on Judiciary reported

**Senate Bill No. 845, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1 of chapter IV (MCL 764.1), as amended by 2004 PA 318.

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. 931, entitled**

A bill to amend 1966 PA 189, entitled "An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts," by amending sections 1, 3, and 5 (MCL 780.651, 780.653, and 780.655), section 1 as amended by 2009 PA 11, section 3 as amended by 1988 PA 80, and section 5 as amended by 2002 PA 112.

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. 932, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 8511, 8512, 8512a, and 8513 (MCL 600.8511, 600.8512, 600.8512a, and 600.8513), sections 8511 and 8513 as amended by 2008 PA 95, section 8512 as amended by 1995 PA 54, and section 8512a as added by 1984 PA 278.

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.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, May 13, 2014, at 2:30 p.m., Room 110, Farnum Building

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

#### COMMITTEE ATTENDANCE REPORT

The Committee on Transportation submitted the following:

Meeting held on Tuesday, May 13, 2014, at 12:30 p.m., Room 100, Farnum Building

Present: Senators Casperson (C), Kowall, Brandenburg, Pavlov, Hansen, Hood and Ananich

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on State Police and Military Affairs submitted the following:

Meeting held on Tuesday, May 13, 2014, at 3:06 p.m., Room 405, Capitol Building

Present: Senators Colbeck (C) and Pappageorge

Excused: Senator Gregory

#### COMMITTEE ATTENDANCE REPORT

The Committee on Reforms, Restructuring and Reinventing submitted the following:

Meeting held on Wednesday, May 14, 2014, at 8:30 a.m., Rooms 402 and 403, Capitol Building

Present: Senators Jansen (C), Colbeck, Casperson, Kowall, Robertson, Young and Warren

**Scheduled Meetings**

**Agriculture** - Thursday, May 15, 8:30 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5323)

**Banking and Financial Institutions** - Thursday, May 15, 1:30 p.m., Room 100, Farnum Building (373-5314)

**Natural Resources, Environment and Great Lakes** - Thursday, May 15, 8:30 a.m., Room 210, Farnum Building (373-5312)

**Regulatory Reform** - Thursday, May 15, 1:00 p.m., Room 210, Farnum Building (373-5307)

Senator Meekhof moved that the Senate adjourn.  
The motion prevailed, the time being 11:33 a.m.

The President, Lieutenant Governor Calley, declared the Senate adjourned until Thursday, May 15, 2014, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate