

No. 84  
STATE OF MICHIGAN  
**Journal of the Senate**  
93rd Legislature  
REGULAR SESSION OF 2006

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Senate Chamber, Lansing, Tuesday, September 19, 2006.

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 not present.

Allen—present  
Barcia—present  
Basham—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—excused  
Sikkema—present  
Stamas—present  
Switalski—present  
Thomas—present  
Toy—present  
Van Woerkom—present  
Whitmer—present

Reverend Dr. Freddie Thomas of Vessel of Praise Ministries of Lansing offered the following invocation:

Gracious Father, God, we thank You on this day. We pray, God, Your blessings upon this gathering, upon this session. We thank You, Father, for all the things You've done today to bless us to get us to this place. Now, God, we ask that You intercede, that You allow Your presence to be felt inside of this meeting. We thank You, Father, for each representative who is represented in this place. We pray, God, that You will continue to edify and strengthen the strength of this meeting and this community and that Your will will go forth in everything that is done and said on today. We believe, Father, that You are consistently in everything that we do and everything that we say.

Now, Lord, allow Your Spirit, Your power to be able to move in this place. We thank You, God, that You will continue to edify, to lift up, and to strengthen the nature of not only this state, but this community and all the things that are done be done according to You and Your purpose.

We thank You, O God, for all things that You release today. Let the minds be open and let the spirits be clear today to receive and to hear those things which You ordain for this day. In Jesus' name. Amen.

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

### Recess

Senator Schauer moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 10:04 a.m.

10:46 a.m.

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

During the recess, Senators Garcia, Gilbert, Leland, Bishop, Brown, Thomas, Cropsey, Sikkema, Jelinek, Hammerstrom, Van Woerkom, George, Kuipers, Stamas, Toy, Allen, Hardiman, Cassis, Birkholz, Barcia and Goschka entered the Senate Chamber.

A quorum of the Senate was present.

### Motions and Communications

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

**Senate Bill No. 246**

The motion prevailed.

Senator Schauer moved that Senator Scott be excused from today's session.

The motion prevailed.

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

**Local, Urban and State Affairs** - Senator Birkholz (VC) replacing Senator Cropsey.

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

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, September 14:

**House Bill Nos. 6004 6181 6182 6275 6288 6289**

The Secretary announced the enrollment printing and presentation to the Governor on Monday, September 18, for her approval the following bills:

**Enrolled Senate Bill No. 880 at 1:15 p.m.**

**Enrolled Senate Bill No. 875 at 1:17 p.m.**

The Secretary announced that the following official bills were printed on Thursday, September 14, and are available at the legislative website:

**Senate Bill Nos. 1427 1428 1429**  
**House Bill Nos. 6528 6533 6534**

The Secretary announced that the following official bills and joint resolution were printed on Friday, September 15, and are available at the legislative website:

**Senate Bill Nos. 1430 1431 1432 1433 1434 1435 1436 1437 1438 1439 1440 1441 1442 1443**  
**1444 1445 1446 1447 1448 1449 1450**  
**House Bill Nos. 6468 6469 6470 6471 6472 6473 6474 6475 6476 6477 6478 6479 6480 6481**  
**6482 6483 6484 6485 6486 6487 6488 6489 6490 6491 6492 6493 6494 6495**  
**6496 6497 6498 6499 6500 6501 6502 6503 6504 6505 6506 6507 6508 6509**  
**6510 6511 6512 6513 6514 6515 6516 6517 6518 6519 6520 6521 6522 6523**  
**6524 6525 6526 6527 6529 6530 6531 6532**  
**House Joint Resolution BB**

### Messages from the Governor

Senator Hammerstrom moved that consideration of the following bills be postponed for today:

**Senate Bill No. 272**  
**Senate Bill No. 271**  
**Senate Bill No. 264**  
**Senate Bill No. 274**  
**Senate Bill No. 281**  
**Senate Bill No. 175**  
**Senate Bill No. 236**  
**Senate Bill No. 892**  
**Senate Bill No. 893**  
**Senate Bill No. 956**  
**Senate Bill No. 957**  
**Senate Bill No. 179**  
**Senate Bill No. 1026**  
**Senate Bill No. 1027**  
**Senate Bill No. 1028**  
**Senate Bill No. 372**  
**Senate Bill No. 973**  
**Senate Bill No. 974**  
**Senate Bill No. 975**  
**Senate Bill No. 976**  
**Senate Bill No. 242**  
**Senate Bill No. 297**  
**Senate Bill No. 1085**  
**Senate Bill No. 1086**  
**Senate Bill No. 1094**

The motion prevailed.

The following messages from the Governor were received:

Date: September 15, 2006

Time: 4:51 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

**Enrolled Senate Bill No. 420 (Public Act No. 353), being**

An act to amend 1970 PA 91, entitled "An act to declare the inherent rights of minor children; to establish rights and duties to their custody, support, and parenting time in disputed actions; to establish rights and duties to provide support for a child after the child reaches the age of majority under certain circumstances; to provide for certain procedure and appeals; and to repeal certain acts and parts of acts," by amending section 7b (MCL 722.27b), as amended by 2004 PA 542.

(Filed with the Secretary of State on September 18, 2006, at 10:30 a.m.)

Date: September 15, 2006  
Time: 5:19 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

**Enrolled Senate Bill No. 1047 (Public Act No. 349), being**

An act to amend 1992 PA 147, entitled “An act to provide for the development and rehabilitation of residential housing; to provide for the creation of neighborhood enterprise zones; to provide for obtaining neighborhood enterprise zone certificates for a period of time and to prescribe the contents of the certificates; to provide for the exemption of certain taxes; to provide for the levy and collection of a specific tax on the owner of certain facilities; and to prescribe the powers and duties of certain officers of the state and local governmental units,” by amending section 4 (MCL 207.774), as amended by 2005 PA 339.

(Filed with the Secretary of State on September 18, 2006, at 10:22 a.m.)

Respectfully,  
Jennifer M. Granholm  
Governor

The following messages from the Governor were received and read:

September 15, 2006

I am writing to inform you of my withdrawal of the following reappointment filed with your office on July 14, 2006 pursuant to Sections 302 and 2002 of the Occupational Code, 1980 PA 299, MCL 339.302 and 339.2002:

**Board of Architects**

Mr. Ronald L. Hausmann of 292 Chestnut Circle, Bloomfield Hills, Michigan 48034, county of Oakland, reappointed to represent professional engineers, for a term expiring March 31, 2010.

September 15, 2006

Due to errors on the June 3, 2003 letter filed with your office pursuant to Section 2002 of the Occupational Code, 1980 PA 299, MCL 339.2002, please be advised of the following **bold** corrections:

**Board of Architects**

Daniel A. Redstone, 3347 Bloomfield Shore Drive, West Bloomfield, Michigan 48323, county of Oakland, succeeding Rainy Hamilton, Jr., for a term commencing on June 3, 2003 and expiring on March 31, **2007**.

Ronald L. Hausmann, 292 Chestnut Circle, Bloomfield Hills, Michigan 48034, county of Oakland, succeeding Abe A. Munfakh, for a term commencing on June 3, 2003 and expiring on March 31, **2007**.

September 15, 2006

Due to an error on the June 3, 2003 letter filed with your office pursuant to Section 2002 of the Occupational Code, 1980 PA 299, MCL 339.2002, please be advised of the following **bold** correction:

**Board of Professional Engineers**

Ronald L. Hausmann, 292 Chestnut Circle, Bloomfield Hills, Michigan 48304, county of Oakland, succeeding Abe A. Munfakh, for a term commencing on June 3, 2003 and expiring on March 31, **2007**.

September 15, 2006

Due to an error on the June 3, 2003 letter filed with your office pursuant to Section 2002 of the Occupational Code, 1980 PA 299, MCL 339.2002, please be advised of the following **bold** correction:

**Board of Professional Surveyors**

Daniel A. Redstone, 3347 Bloomfield Shore Drive, West Bloomfield, Michigan 48323, county of Oakland, succeeding Rainy Hamilton, Jr., for a term commencing on June 3, 2003 and expiring on March 31, **2007**.

September 15, 2006

Due to an error on the July 14, 2006 letter filed with your office pursuant to Section 2002 of the Occupational Code, 1980 PA 299, MCL 339.2002, please be advised of the following **bold** correction:

**Board of Architects**

Mr. Robert L. Stempien of 18245 Devonshire, Beverly Hills, Michigan 48025, county of Oakland, succeeding Larry Rizer, whose term has expired, representing architects, for a term commencing July 14, 2006 and expiring March 31, **2009**.

Sincerely,  
Jennifer M. Granholm  
Governor

The messages were referred to the Committee on Government Operations.

**Messages from the House**

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

**Senate Bill No. 640**

The motion prevailed.

**Senate Bill No. 1167, entitled**

A bill to amend 2000 PA 322, entitled "Julian-Stille value-added act," (MCL 285.301 to 285.304) by adding section 2b; and to repeal acts and parts of acts.

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

The 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. 1168, entitled**

A bill to amend 2000 PA 322, entitled "Julian-Stille value-added act," by amending the title and section 2 (MCL 285.302).

The House of Representatives has substituted (H-4) the bill.

The House of Representatives has passed the bill as substituted (H-4), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Senator Hammerstrom moved that the rule be suspended.

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

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

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

**Roll Call No. 687**

**Yeas—37**

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

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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. 1169, entitled**

A bill to amend 2000 PA 322, entitled "Julian-Stille value-added act," (MCL 285.301 to 285.304) by adding section 2a.  
 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.

Pending the order that, under rule 3.202, the bill be laid over one day,  
 Senator Hammerstrom moved that the rule be suspended.

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

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

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

**Roll Call No. 688**

**Yeas—37**

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

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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. 1267, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 25b (MCL 257.25b), as added by 2000 PA 82.

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. 435, entitled**

A bill to amend 1972 PA 382, entitled "Traxler-McCauley-Law-Bowman bingo act," by amending sections 3, 3a, 5, 5c, 8, 10, 10a, and 11b (MCL 432.103, 432.103a, 432.105, 432.105c, 432.108, 432.110, 432.110a, and 432.111b), section 3 as amended by 1995 PA 275, sections 3a, 5c, and 11b as added and sections 5, 10, and 10a as amended by 1999 PA 108, and section 8 as amended by 1981 PA 229.

Substitute (H-1).

The question being on concurring in the substitute made to the bill by the House, Senators Sikkema and Emerson offered the following amendments to the substitute:

- 1. Amend page 13, line 22, by striking out all of section 10b.
- 2. Amend page 14, line 3, by striking out all of section **10C**.

The amendments to the substitute were adopted.

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

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

**Roll Call No. 689**

**Yeas—37**

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

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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. Senator Sikkema offered to amend the title to read as follows:

A bill to amend 1972 PA 382, entitled "An act to license and regulate the conducting of bingo, millionaire parties, and certain other forms of gambling; to provide for the conducting of charity games, raffles, and numeral games; to provide for exemptions from licensing requirements under certain circumstances; to impose certain duties and authority upon certain state departments, agencies, and officers; to provide a tax exemption; and to provide penalties," by

amending sections 3, 3a, 5, 5c, 8, 10, 10a, and 11b (MCL 432.103, 432.103a, 432.105, 432.105c, 432.108, 432.110, 432.110a, and 432.111b), section 3 as amended by 1995 PA 275, sections 3a, 5c, and 11b as added and sections 5, 10, and 10a as amended by 1999 PA 108, and section 8 as amended by 1981 PA 229.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

**Senate Bill No. 877, entitled**

A bill to establish safety and security practices for certain persons involved in the retail or wholesale sale or use of certain fertilizers; and to provide certain powers and duties for certain state agencies.

Substitute (H-1).

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

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

**Roll Call No. 690**

**Yeas—37**

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

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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

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

The Senate agreed to the title as amended.

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

By unanimous consent the Senate returned to the order of

**Motions and Communications**

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

**House Bill No. 6249**

**Senate Bill No. 1372**

**Senate Bill No. 1373**

**House Bill No. 6197**



**House Bill No. 6032**  
**Senate Bill No. 1426**  
**Senate Bill No. 1398**

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

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 Assistant President pro tempore, Senator Sanborn, designated Senator Clark-Coleman 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 without amendment, the following bills:

**House Bill No. 6249, entitled**

A bill to amend 1960 PA 77, entitled "An act to create the Michigan higher education assistance authority and to prescribe its powers and duties; to authorize persons, corporations, and associations to make gifts to the authority; to prescribe the powers and duties of certain state officials; to authorize, ratify, and confirm certain guarantees of students' loans and authorize reguarantees; to authorize, ratify, and confirm certain guarantees of loans made to parents of students; to validate certain prior appropriations; and to authorize the transfer of certain appropriations to be transferred to and administered by the authority," (MCL 390.951 to 390.961) by adding section 7a; and to repeal acts and parts of acts.

**House Bill No. 6164, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30307 (MCL 324.30307), as amended by 2004 PA 325.

**House Bill No. 6197, entitled**

A bill to amend 2003 PA 238, entitled "Michigan notary public act," by amending sections 5, 11, 13, 15, 17, 19, 21, 25, 31, 35, 51, and 53 (MCL 55.265, 55.271, 55.273, 55.275, 55.277, 55.279, 55.281, 55.285, 55.291, 55.295, 55.311, and 55.313).

**Senate Bill No. 1398, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 11a (MCL 380.11a), as amended by 2003 PA 299.

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

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

**Senate Bill No. 1408, entitled**

A bill to amend 1963 PA 42, entitled "An act to provide for the termination of dormant oil and gas interests in land owned by persons other than the owners of the surface and for the vesting of title to same in the surface owners in the absence of the filing of a notice of claim of interest within a specified period of time," by amending sections 1, 2, and 4 (MCL 554.291, 554.292, and 554.294).

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. 1409, entitled**

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

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:  
**House Bill No. 5408, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43510, 43511, 43513, and 43516 (MCL 324.43510, 324.43511, 324.43513, and 324.43516), sections 43510 and 43516 as amended by 2004 PA 129, section 43511 as added by 1995 PA 57, and section 43513 as amended by 1998 PA 129.

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. 6162, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 30306b.

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:  
**House Bill No. 6165, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 30313b.

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. 1410, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 2 and 3 (MCL 722.622 and 722.623), section 2 as amended by 2004 PA 563 and section 3 as amended by 2006 PA 264.

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. 1411, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending sections 5 and 5e (MCL 722.115 and 722.115e), section 5 as amended by 2006 PA 51 and section 5e as added by 2005 PA 133, and by adding sections 5h and 5i.

Substitute (S-1).

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

1. Amend page 19, line 18, by striking out all of subsection (4).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 1412, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7 (MCL 722.627), as amended by 2004 PA 563.

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. 1372, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 5b (MCL 205.55b), as amended by 2004 PA 173.

Substitute (S-1).

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

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

**Senate Bill No. 1373, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 6a (MCL 205.96a), as amended by 2004 PA 172.

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. 6032, entitled**

A bill to amend 2000 PA 251, entitled "Patient's right to independent review act," by amending section 3 (MCL 550.1903).

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. 1426, entitled**

A bill to provide that certain entities contracting with state and local units of government are subject to the patient's right to independent review act.

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 Hammerstrom moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage:

**House Bill No. 6249**

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

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

**Senate Bill No. 1257**

**Senate Bill No. 1399**

**House Bill No. 5820**

**House Bill No. 5821**

**House Bill No. 6031**

**House Bill No. 6249**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 1257, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 716 (MCL 257.716), as amended by 1998 PA 427.

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. 691****Yeas—37**

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

**Nays—0****Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 1399, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 226a (MCL 257.226a), as amended by 2002 PA 642.

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. 692****Yeas—37**

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

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 5820, entitled**

A bill to amend 1980 PA 87, entitled “The uniform condemnation procedures act,” by amending section 8 (MCL 213.58), as amended by 1996 PA 474.

The question being on the passage of the bill,

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

**Roll Call No. 693****Yeas—37**

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

**Nays—0****Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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 procedures for the condemnation, acquisition, or exercise of eminent domain of real or personal property by public agencies or private agencies; to provide for an agency’s entry upon land for certain purposes; to provide for damages; to prescribe remedies; and to repeal certain acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5821, entitled**

A bill to amend 1980 PA 87, entitled “The uniform condemnation procedures act,” by amending section 5 (MCL 213.55), as amended by 1996 PA 474.

The question being on the passage of the bill,

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

**Roll Call No. 694**

**Yeas—37**

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

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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 procedures for the condemnation, acquisition, or exercise of eminent domain of real or personal property by public agencies or private agencies; to provide for an agency’s entry upon land for certain purposes; to provide for damages; to prescribe remedies; and to repeal certain acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 6031, entitled**

A bill to amend 1980 PA 119, entitled “Motor carrier fuel tax act,” by amending section 8 (MCL 207.218), as amended by 2004 PA 472.

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. 695**

**Yeas—37**

Allen	Clarke	Jacobs	Sanborn
Barcia	Cropsey	Jelinek	Schauer

Basham	Emerson	Johnson	Sikkema
Birkholz	Garcia	Kuipers	Stamas
Bishop	George	Leland	Switalski
Brater	Gilbert	McManus	Thomas
Brown	Goschka	Olshove	Toy
Cassis	Hammerstrom	Patterson	Van Woerkom
Cherry	Hardiman	Prusi	Whitmer
Clark-Coleman			

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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 prescribe a privilege tax for the use of public roads and highways of this state by motor carriers by imposing a specific tax upon the use of motor fuel within this state; to provide for certain credits against this tax and certain mechanisms for paying, collecting, and enforcing this tax; to provide for the licensing of motor carriers and for exemptions from licensure; to require the keeping and providing for the examination of certain reports; to provide review procedures for the assessment of the tax and revocation of a license; to impose certain duties upon and confer certain powers to certain state departments and agencies; to prescribe certain penalties for the violation of this act; and to make appropriations.”.

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 6249, entitled**

A bill to amend 1960 PA 77, entitled “An act to create the Michigan higher education assistance authority and to prescribe its powers and duties; to authorize persons, corporations, and associations to make gifts to the authority; to prescribe the powers and duties of certain state officials; to authorize, ratify, and confirm certain guarantees of students’ loans and authorize reguarantees; to authorize, ratify, and confirm certain guarantees of loans made to parents of students; to validate certain prior appropriations; and to authorize the transfer of certain appropriations to be transferred to and administered by the authority,” (MCL 390.951 to 390.961) by adding section 7a; 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. 696**

**Yeas—37**

Allen	Clarke	Jacobs	Sanborn
Barcia	Cropsey	Jelinek	Schauer
Basham	Emerson	Johnson	Sikkema
Birkholz	Garcia	Kuipers	Stamas
Bishop	George	Leland	Switalski
Brater	Gilbert	McManus	Thomas

Brown  
Cassis  
Cherry  
Clark-Coleman

Goschka  
Hammerstrom  
Hardiman

Olshove  
Patterson  
Prusi

Toy  
Van Woerkom  
Whitmer

**Nays—0**

**Excused—1**

Scott

**Not Voting—0**

In The Chair: Sanborn

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

By unanimous consent the Senate proceeded to the order of

**Resolutions**

Senator Hammerstrom offered the following resolution:

**Senate Resolution No. 162.**

A resolution to memorialize Congress to increase funding to fully implement the Vaccine for Children program.

Whereas, The Vaccine for Children program is an outstanding example of a successful public-private partnership between the United States Centers for Disease Control and Prevention and healthcare providers. Vaccines purchased with the buying power of the federal government are distributed, at no cost to the patient or provider, to all participating providers caring for uninsured and underinsured children, Medicaid recipients, and Native Americans and Alaskan Natives. By distributing three-fourths of all the publicly funded doses, the Vaccine for Children program gives eligible children access to newly recommended vaccines and strengthens immunity levels across the community. Further, the program delivers vaccines to children as part of their routine, primary care rather than diverting them to public health departments; and

Whereas, A list of vaccines to be administered through the Vaccine for Children program is developed through sound, scientific review. The Advisory Committee on Immunization Practices is authorized in statute to establish the list of vaccines to be administered through the program. Fifteen experts in infectious disease and immunization who sit on the committee meet publicly three times a year to consider revising the list through the addition of new vaccines or revising existing vaccine resolutions. The list then provides the basis for the Centers for Disease Control and Prevention to negotiate contracts for the purchase of large quantities of childhood vaccines; and

Whereas, The Vaccine for Children program adheres to the Vaccine Management Business Improvement Project, which leverages commercial best practices in vaccine procurement, ordering, distribution, and supply management. The program saves money for states through bulk purchases and eliminates variations in price from state to state. By managing public resources so astutely, the program has achieved the ultimate goal of eliminating cost as a barrier to vaccinating eligible children; now, therefore, be it

Resolved by the Senate, That we memorialize Congress to increase funding to fully implement the Vaccine for Children program; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

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

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

The question being on the adoption of the resolution,

Senator Hammerstrom moved that the resolution be referred to the Committee on Health Policy.

The motion prevailed.



**Senate Concurrent Resolution No. 56.**

A concurrent resolution of tribute to honor the memory of Jackie Vaughn III, former member of the Senate and the House of Representatives.

(For text of resolution, see Senate Journal No. 83, p. 2120.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

By unanimous consent the Senate proceeded to the order of

**Statements**

Senators Switalski and Cropsey asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Switalski's statement is as follows:

I'm sure all of my colleagues have noted the absence of the good Senator from the 2nd District today. In her absence, I would hate to see her string of speeches under Statements come to an end, so I am once again standing up to maintain her string. If I could put her arguments as concisely as possible, I would say that insurance rates are too high.

Senator Cropsey's statement is as follows:

September is Substance Abuse Awareness Month. You've heard me speak here before about the significant negative impact of substance abuse on our citizens, businesses, and our government, but we had a report within the last few weeks that quantify the damage.

According to a Michigan Department of Community Health analysis, nearly 1.3 million people in Michigan—that's 13 percent of our population—have an alcohol or drug abuse or dependence problem. Eleven percent of the children in Michigan live in households that have at least one parent who's in need of treatment for alcohol or illicit drug abuse.

According to a 2001 study by the Robert Wood Johnson Foundation, the cost to Michigan from untreated alcoholism and drug abuse is \$5.5 billion annually. It has been documented repeatedly that untreated substance abuse disorders drain scarce state resources. Every year between 1994 and 2004 in Michigan, 35 to 39 percent of all fatal crashes and all fatalities from those crashes involved alcohol or drugs. Eighty percent of our prison inmates have alcohol or drugs implicated in their crimes and incarceration.

Now listen to this—50 to 75 percent of children in protective services cases or out-of-home placement in foster care have family alcohol and drug abuse involvement. According to a national study, on average, Michigan spends 13 percent of its annual budget on shoveling up the wreckage of substance abuse and addiction.

Studies repeatedly demonstrate that treatment works and that the cost of treating dependence and abuse is offset by greater savings to the state and local communities. One area that we voted to do was establish drug treatment courts. In Kalamazoo County, the Office of Drug Treatment Courts reported employment and criminal recidivism rates from a three-year follow-up on persons who completed the court's monitored treatment program. Of 187 women and 132 men who had completed the program, 100 percent were employed or in school training at the time of completion. And three years after the program completion, only 15 percent of the men and 16 percent of the women had re-offended and been convicted. This is from a population that routinely has a 50 percent or more recidivism rate.

An analysis of six drug treatment courts in the state of Washington reported a reduction in criminal recidivism of 40 to 46 percent over an eight-year period. The average avoided cost from reduced arrests was \$6,800 per participant.

The state of Washington also compared Medicaid costs for three years before and after treatment for patients with co-occurring disorders. The average Medicaid cost to the state decreased by 44 percent during the first year of treatment. Three years after treatment, average annual Medicaid cost dropped 78 percent from the baseline year.

So what are we in Michigan to do? As the departments start putting together their budgets for the next year, I would ask them to all consider: Do we keep shoveling up the wreckage of our untreated alcohol and drug abuse problems, or do we commit sufficient resources to address the problem head-on and effectively?

By unanimous consent the Senate returned to the order of

**Introduction and Referral of Bills**

Senators Schauer, Switalski, Clarke, Olshove, Barcia and Brater introduced

**Senate Bill No. 1451, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 264a.

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

Senators Hammerstrom and Birkholz introduced

**Senate Bill No. 1452, entitled**

A bill to amend 1836 PA 25, entitled "An act concerning the records of deeds and other conveyances of land," by amending section 1 (MCL 565.581).

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Hammerstrom and Birkholz introduced

**Senate Bill No. 1453, entitled**

A bill to amend 1937 PA 103, entitled "An act to prescribe certain conditions relative to the execution of instruments entitled to be recorded in the office of the register of deeds," by amending section 1 (MCL 565.201), as amended by 2002 PA 19.

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Hammerstrom and Birkholz introduced

**Senate Bill No. 1454, entitled**

A bill to amend 1867 PA 20, entitled "An act relative to recording deeds, mortgages and instruments of record, and to declare the effect thereof," by amending section 1 (MCL 565.491), as amended by 1992 PA 211.

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Hammerstrom and Birkholz introduced

**Senate Bill No. 1455, entitled**

A bill to amend 1873 PA 5, entitled "An act to provide for the recording of judgments in actions affecting or relating to the title of real estate," by amending section 1 (MCL 565.401).

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Hammerstrom and Birkholz introduced

**Senate Bill No. 1456, entitled**

A bill to amend 1915 PA 123, entitled "An act to provide for the recording and use in evidence of affidavits affecting real property; and to provide a penalty for the making of false affidavits," by amending section 2 (MCL 565.452).

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Hammerstrom and Birkholz introduced

**Senate Bill No. 1457, entitled**

A bill to amend 1875 PA 54, entitled "An act to facilitate the inspection and reproduction of the records and files in the offices of the registers of deeds," by amending section 1 (MCL 565.551), as amended by 1994 PA 51.

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Jacobs, Scott, Cherry, Whitmer, Brater, Clark-Coleman and Schauer introduced

**Senate Bill No. 1458, entitled**

A bill to require certain notices regarding unauthorized access to personal identifying information; to establish procedures for notice; and to provide remedies and civil sanctions.

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

Senators Cherry, Scott, Whitmer, Jacobs, Brater, Clark-Coleman and Schauer introduced

**Senate Bill No. 1459, entitled**

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 9 (MCL 445.69).

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

Senators Schauer, Scott, Cherry, Whitmer, Jacobs, Brater and Clark-Coleman introduced

**Senate Bill No. 1460, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14h of chapter XVII (MCL 777.14h), as amended by 2004 PA 457.

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

Senators Whitmer, Scott, Cherry, Jacobs, Brater, Clark-Coleman and Schauer introduced

**Senate Bill No. 1461, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4701 (MCL 600.4701), as amended by 2002 PA 142.

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

Senators Brater, Scott, Cherry, Jacobs, Clark-Coleman and Schauer introduced

**Senate Bill No. 1462, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 10c of chapter II (MCL 762.10c), as added by 2004 PA 453.

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

Senators Scott, Cherry, Whitmer, Jacobs, Clark-Coleman and Schauer introduced

**Senate Bill No. 1463, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 219e (MCL 750.219e), as added by 1999 PA 164.

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

**House Bill No. 6004, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 614, 620, 622a, 623a, 1267, and 1274 (MCL 380.614, 380.620, 380.622a, 380.623a, 380.1267, and 380.1274), section 614 as amended by 2004 PA 419, section 620 as added by 2004 PA 413, section 622a as added by 2004 PA 412, sections 623a and 1274 as amended by 2004 PA 588, and section 1267 as amended by 2004 PA 232.

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 Education.

**House Bill No. 6181, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 15g to chapter IV.

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

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

**House Bill No. 6182, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 1g to chapter IV.

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

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

**House Bill No. 6275, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.283) by adding section 40.

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

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

**House Bill No. 6288, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 474 (MCL 168.474).

The House of Representatives has passed the bill.

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

**House Bill No. 6289, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 32 (MCL 168.32).

The House of Representatives has passed the bill.

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

### Committee Reports

The Committee on Appropriations reported

**House Bill No. 6249, entitled**

A bill to amend 1960 PA 77, entitled "An act to create the Michigan higher education assistance authority and to prescribe its powers and duties; to authorize persons, corporations, and associations to make gifts to the authority; to prescribe the powers and duties of certain state officials; to authorize, ratify, and confirm certain guarantees of students' loans and authorize reguarantees; to authorize, ratify, and confirm certain guarantees of loans made to parents of students; to validate certain prior appropriations; and to authorize the transfer of certain appropriations to be transferred to and administered by the authority," (MCL 390.951 to 390.961) by adding section 7a; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Shirley Johnson  
Chairperson

To Report Out:

Yeas: Senators Johnson, Stamas, Brown, Goschka, Garcia, Cropsey, Jelinek, McManus, Hardiman, Prusi, Barcia, Scott, Cherry, Clarke and Switalski

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Appropriations reported

**Senate Bill No. 1372, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 5b (MCL 205.55b), as amended by 2004 PA 173.

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.

Shirley Johnson  
Chairperson

To Report Out:

Yeas: Senators Johnson, Stamas, Brown, Goschka, Garcia, Cropsey, Jelinek, McManus, Hardiman, Prusi, Barcia, Scott, Cherry, Clarke and Switalski

Nays: None

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

The Committee on Appropriations reported

**Senate Bill No. 1373, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 6a (MCL 205.96a), as amended by 2004 PA 172.

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.

Shirley Johnson  
Chairperson

To Report Out:

Yeas: Senators Johnson, Stamas, Brown, Goschka, Garcia, Cropsey, Jelinek, McManus, Hardiman, Prusi, Barcia, Scott, Cherry, Clarke and Switalski

Nays: None

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

The Committee on Economic Development, Small Business and Regulatory Reform reported

**House Bill No. 6197, entitled**

A bill to amend 2003 PA 238, entitled "Michigan notary public act," by amending sections 5, 11, 13, 15, 17, 19, 21, 25, 31, 35, 51, and 53 (MCL 55.265, 55.271, 55.273, 55.275, 55.277, 55.279, 55.281, 55.285, 55.291, 55.295, 55.311, and 55.313).

With the recommendation that the bill pass.

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

Alan Sanborn  
Chairperson

## To Report Out:

Yeas: Senators Sanborn, Allen, Gilbert, Jacobs and Basham

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Economic Development, Small Business and Regulatory Reform reported

**Senate Bill No. 162, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 521a.

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.

Alan Sanborn  
Chairperson

## To Report Out:

Yeas: Senators Sanborn, Allen, Gilbert, Jacobs and Basham

Nays: None

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

The Committee on Economic Development, Small Business and Regulatory Reform reported

**Senate Bill No. 163, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 521 (MCL 436.1521), as amended by 1998 PA 282.

With the recommendation that the bill pass.

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

Alan Sanborn  
Chairperson

## To Report Out:

Yeas: Senators Sanborn, Allen, Gilbert, Jacobs and Basham

Nays: None

The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Economic Development, Small Business and Regulatory Reform submitted the following:

Meeting held on Wednesday, September 13, 2006, at 3:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Sanborn (C), Allen, Gilbert, Jacobs and Basham

The Committee on Banking and Financial Institutions reported

**House Bill No. 6248, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 126.

With the recommendation that the bill pass.

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

Michael D. Bishop  
Chairperson

## To Report Out:

Yeas: Senators Bishop, Van Woerkom, Sanborn, Stamas, Olshove and Clark-Coleman

Nays: None

The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Banking and Financial Institutions submitted the following:

Meeting held on Thursday, September 14, 2006, at 12:00 noon, Room 100, Farnum Building

Present: Senators Bishop (C), Van Woerkom, Sanborn, Stamas, Olshove and Clark-Coleman

Excused: Senator Leland

The Committee on Health Policy reported

**Senate Bill No. 1417, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1177 (MCL 380.1177), as amended by 2000 PA 91.

With the recommendation that the bill pass.

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

Beverly S. Hammerstrom  
Chairperson

To Report Out:

Yeas: Senators Hammerstrom, Patterson, George, Whitmer and Jacobs

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**Senate Bill No. 1416, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 9206, 9208, and 9227 (MCL 333.9206, 333.9208, and 333.9227), section 9206 as amended by 1996 PA 540, section 9208 as amended by 2000 PA 90, and section 9227 as amended by 2006 PA 91, and by adding section 9205b.

With the recommendation that the bill pass.

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

Beverly S. Hammerstrom  
Chairperson

To Report Out:

Yeas: Senators Hammerstrom, Patterson, George, Whitmer and Jacobs

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 6032, entitled**

A bill to amend 2000 PA 251, entitled "Patient's right to independent review act," by amending section 3 (MCL 550.1903).

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.

Beverly S. Hammerstrom  
Chairperson

To Report Out:

Yeas: Senators Hammerstrom, Patterson, George, Whitmer and Jacobs

Nays: None

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

The Committee on Education reported

**House Bill No. 6173, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1230, 1230a, 1230c, 1230d, 1230g, 1535a, and 1539b (MCL 380.1230, 380.1230a, 380.1230c, 380.1230d, 380.1230g, 380.1535a, and 380.1539b), as amended by 2006 PA 84, and by adding section 1230e.

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.

Wayne Kuipers  
Chairperson

To Report Out:

Yeas: Senators Kuipers, Cassis, Van Woerkom, Clark-Coleman and Leland

Nays: None

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

The Committee on Education reported

**House Bill No. 6174, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending sections 5, 5c, and 5f (MCL 722.115, 722.115c, and 722.115f), section 5 as amended by 2006 PA 51, section 5c as added by 2005 PA 133, and section 5f as added by 2005 PA 128.

With the recommendation that the bill pass.

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

Wayne Kuipers  
Chairperson

To Report Out:

Yeas: Senators Kuipers, Cassis, Van Woerkom, Clark-Coleman and Leland

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Education reported

**Senate Bill No. 1398, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 11a (MCL 380.11a), as amended by 2003 PA 299.

With the recommendation that the bill pass.

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

Wayne Kuipers  
Chairperson

To Report Out:

Yeas: Senators Kuipers, Cassis, Van Woerkom, Clark-Coleman and Leland

Nays: None

The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Meeting held on Thursday, September 14, 2006, at 2:00 p.m., Room 210, Farnum Building

Present: Senators Kuipers (C), Cassis, Van Woerkom, Clark-Coleman and Leland

The Committee on Health Policy reported

**Senate Bill No. 1426, entitled**

A bill to provide that certain entities contracting with state and local units of government are subject to the patient's right to independent review act.

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.

Beverly S. Hammerstrom  
Chairperson

To Report Out:

Yeas: Senators Hammerstrom, Patterson, George, Whitmer and Jacobs

Nays: None

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

#### COMMITTEE ATTENDANCE REPORT

The Joint Select Committee on Oversight of the 21st Century Jobs Funds (SCR 38) submitted the following:

Meeting held on Thursday, September 14, 2006, at 2:30 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Garcia (C), Bishop, Gilbert and Switalski

## COMMITTEE ATTENDANCE REPORT

The Joint Select Committee on Economic Growth (SCR 45) submitted the following:  
Meeting held on Tuesday, September 19, 2006, at 8:30 a.m., Room 519, South Tower, House Office Building  
Present: Senators Cassis (C) and Sanborn  
Absent: Senator Thomas

**Scheduled Meetings**

**Appropriations** - Wednesday, September 20, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Subcommittee -**

**Capital Outlay** - Wednesday, September 20, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Finance** - Wednesday, September 20, 12:00 noon, Room 110, Farnum Building (373-1758)

**Health Policy** - Wednesday, September 20, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-3543)

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

**Technology and Energy** - Wednesday, September 20, 3:00 p.m., Room 210, Farnum Building (373-7350)

**Transportation** - Tuesday, November 14, 1:00 p.m., Room 110, Farnum Building (373-7708)

Senator Hammerstrom moved that the Senate adjourn.  
The motion prevailed, the time being 12:15 p.m.

The Assistant President pro tempore, Senator Sanborn, declared the Senate adjourned until Wednesday, September 20, 2006, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate