

No. 9

JOURNAL OF THE SENATE

Senate Chamber, Lansing, Wednesday, February 12, 1997.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Connie B. Binsfeld.

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

Bennett—present
Berryman—present
Bouchard—present
Bullard—present
Byrum—present
Carl—present
Cherry—present
Cisky—present
Conroy—present
DeBeaussaert—present
DeGrow—present
Dingell—present
Dunaskiss—present

Emmons—present
Gast—present
Geake—present
Gougeon—present
Hart—present
Hoffman—present
Koivisto—present
McManus—present
Miller—present
North—present
O'Brien—present
Peters—present
Posthumus—present

Rogers—present
Schuette—present
Schwarz—present
Shugars—present
A. Smith—present
V. Smith—present
Stallings—present
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—present
Young—present

Senator Leon Stille of the 32th District offered the following invocation:

Our Father in heaven, as we begin this day of business, give us guidance. Bless us with Your presence so that the spirit of Your grace may permeate our deliberations and the decisions we make here this week. Keep us mindful and considerate of those with needs and struggling daily. Give us a measure of compassion, a sense of fairness and a degree of compromise to lead us to the decisions in the best interest of all of the citizens of our state.

We are grateful for the bounty You have blessed us with and we acknowledge Your presence in our work. In Jesus' name we pray. Amen.

Motions and Communications

Senators Miller, Cherry, Posthumus, A. Smith and Geake entered the Senate Chamber.

Senator DeGrow moved that Senators Carl, Hoffman, Schuette and Schwarz be temporarily excused from today's session.

The motion prevailed.

The following communication was received:

Department of State

Administrative Rules
Notice of Filing

February 5, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 4:42 p.m. this date, administrative rule (97-2-2) for the Department of State Police, Motor Carrier Division, entitled "Motor Carrier Safety," effective 15 days hereafter.

Sincerely,
Candice S. Miller
Secretary of State
Helen Kruger, Supervisor
Office of the Great Seal

The communication was referred to the Secretary for record.

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, February 11:
House Bill Nos. 4142 4143

Senators Schuette and Carl entered the Senate Chamber.

Third Reading of Bills

The following bill was read a third time:

Senate Bill No. 1, entitled

A bill to amend 1964 PA 154, entitled "Minimum wage law of 1964," by amending sections 2, 4, 4a, 7, and 7a (MCL 408.382, 408.384, 408.384a, 408.387, and 408.387a), section 2 as amended by 1980 PA 97, and by adding section 4b.

The question being on the passage of the bill,

Senator Rogers offered the following amendment:

1. Amend page 9, following line 15, section 13, subsection (2), after "EMPLOYEES" by striking out "SIMILARLY SITUATED" and inserting "OF THAT EMPLOYER WHO ARE SIMILARLY SITUATED AT THE SAME WORK SITE AND".

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

Senator Bennett offered the following amendment:

1. Amend page 8, line 26, after "THIS" by striking out "SUBDIVISION" and inserting "SECTION".

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

Senator Hoffman entered the Senate Chamber.

Senator Peters offered the following amendment:

1. Amend page 1, line 4, after “than” by striking out “18” and inserting “16”.

The question being on the adoption of the amendment,

Senator V. Smith requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 3**Yeas—17**

Bennett	DeBeaussaert	Miller	Smith, V.
Berryman	Dingell	O’Brien	Stallings
Byrum	Hart	Peters	Vaughn
Cherry	Koivisto	Smith, A.	Young
Conroy			

Nays—20

Bouchard	Dunaskiss	Hoffman	Schuette
Bullard	Emmons	McManus	Shugars
Carl	Gast	North	Steil
Cisky	Geake	Posthumus	Stille
DeGrow	Gougeon	Rogers	Van Regenmorter

Excused—1

Schwarz

Not Voting—0

In The Chair: President

Senator Schwarz entered the Senate Chamber.

Senator Conroy offered the following amendments:

1. Amend page 9, line 5, after “BE” by striking out “\$2.52” and inserting “\$3.02”.

2. Amend page 9, line 9, after “BETWEEN” by striking out “\$2.52” and inserting “\$3.02”.

The question being on the adoption of the amendments,

Senator Conroy requested the yeas and nays.

The yeas and nays were not ordered, 1/5 of the members present not voting therefor.

The question being on the adoption of the amendments,

Senator Conroy requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 4**Yeas—14**

Bennett	Dingell	O’Brien	Smith, V.
Berryman	Hart	Peters	Vaughn
Cherry	Hoffman	Smith, A.	Young
Conroy	Miller		

Nays—21

Bouchard	Dunaskiss	McManus	Schwarz
Bullard	Emmons	North	Shugars
Carl	Gast	Posthumus	Steil
Cisky	Geake	Rogers	Stille
DeBeaussaert	Gougeon	Schuette	Van Regenmorter
DeGrow			

Excused—0**Not Voting—3**

Byrum	Koivisto	Stallings
-------	----------	-----------

In The Chair: President

Senator V. Smith offered the following amendments:

1. Amend page 9, line 5, after “BE” by striking out “\$2.52” and inserting “\$2.65”.
2. Amend page 9, line 9, after “BETWEEN” by striking out “\$2.52” and inserting “\$2.65”.

The question being on the adoption of the amendments,

Senator V. Smith requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 5**Yeas—18**

Bennett	DeBeaussaert	Miller	Smith, V.
Berryman	Dingell	O’Brien	Stallings
Byrum	Hart	Peters	Vaughn
Cherry	Hoffman	Smith, A.	Young
Conroy	Koivisto		

Nays—20

Bouchard	Dunaskiss	McManus	Schwarz
Bullard	Emmons	North	Shugars
Carl	Gast	Posthumus	Steil
Cisky	Geake	Rogers	Stille
DeGrow	Gougeon	Schuette	Van Regenmorter

Excused—0**Not Voting—0**

In The Chair: President

Protests

Senators Emmons, Shugars and Rogers, under their constitutional right of protest (Art. IV, Sec. 18), protested against the adoption of the amendments offered by Senator V. Smith and moved that the statements they made during the discussion of the amendments be printed as their reasons for voting “no.”

The motion prevailed.

Senator Emmons’ first statement is as follows:

I think it’s important that we say who we are affecting with this bill. A lot of hard working small little restaurants in my area will be affected by this. I really believe that if you went to a server and you said: “Do you want me to increase your \$2.52 or would you rather I exempt your gratuities from the State Income Tax?” I don’t think it would take him but a second to answer that question.

The people on this Floor who would like to do something for servers will join us when this bill comes to the Floor to actually put some money in their pocket, instead of penalizing all these little businesses who many of them are just hanging on by their fingernails. We’re not talking about fancy restaurants here; we’re talking about mom and pop coffee shops. They go in and out of business all the time because, not only is it very hard work, but the profit margin isn’t very wide. This would be a way for us to have to pick up the costs instead of them.

I hope we turn down these amendments, and I hope that next week when that bill gets here, we all join and give our servers what I think they do deserve - not to tax their gratuities.

Senator Emmons’ second statement is as follows:

I am dumfounded that anyone would suggest that we should not do this because these people shouldn’t be singled out. Knowing that most of those servers are women, and with what the wages are for women anyway in some other industries, I say “Let’s begin here.”

Senator Shugars’ statement is as follows:

As far as the discussion on the exempting tips from the state income tax, I think during the time of welfare reform, we’re asking single mothers with children to work. I think that waitressing is a job, a career that you don’t need a lot of education, you don’t need a lot of professional training. The access into the employment is much, much easier and anything that we can do with tax policy to help the single parent get employment, to help them with their children, is worth changing the tax policy and helping them out.

So, I urge my colleagues to vote “no” on this amendment and next week to vote “yes” for the waitresses and waiters.

Senator Rogers’ statement is as follows:

All of the previous arguments still apply to the increase, except this is instead of a \$75 million cost and tax increase, a \$19 million tax and cost increase. I would urge this body’s opposition on this amendment.

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. 6

Yeas—37

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Smith, A.
Bouchard	Dunaskiss	Miller	Smith, V.
Bullard	Emmons	North	Stallings
Byrum	Gast	O’Brien	Steil
Carl	Geake	Peters	Stille
Cherry	Gougeon	Posthumus	Van Regenmorter
Cisky	Hart	Rogers	Vaughn
Conroy	Hoffman	Schuette	Young
DeBeaussaert			

Nays—1

Shugars

Excused—0

Not Voting—0

In The Chair: President

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

A bill to amend 1964 PA 154, entitled "Minimum wage law of 1964," by amending sections 2, 4, 4a, 7, 7a, and 13 (MCL 408.382, 408.384, 408.384a, 408.387, 408.387a, and 408.393), section 2 as amended by 1980 PA 97, and by adding section 4b.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

Protest

Senator Shugars, under his constitutional right of protest (Art. IV, Sec. 18), protested against the passage of Senate Bill No. 1.

Senator Shugars' statement is as follows:

The reason I voted "no" is that I have a philosophical disagreement with Government coming in and setting laws on labor and how much someone is going to get paid. Next, Government could set prices on the price of milk and food and other services. And, I feel that other countries over in Europe demonstrated that Socialism doesn't work and I believe that if one goes out into the marketplace, minimum wage really doesn't effect the person working. If you go to McDonald's or Burger King there's jobs at \$7.00 an hour and things of that sort. So, I don't believe that the minimum wage law really is effective out there now. Some of the studies that I've read from former President Jimmy Carter and former Presidential candidate George McGovern said that they have a lot of concerns with the minimum wage, that in effect, it doesn't help the people that you want to help. When you look at the people who are working part time, that is the second job for an individual, they're young people who are working. So, I'm not certain that it effectively helps who you are trying to help, but, it does cost more money, it does get government involved in the running of the free market. I'm a supporter of the free market system.

I just want to finish with one thing—who are we kidding? I don't believe that anybody can live on \$5.15 an hour. So, if you are, in fact, compassionate to people who are in poverty and you believe that government can solve everybody's problems, then you should have supported a \$10.00 an hour minimum wage. So, that is my philosophical difference.

By unanimous consent the Senate returned to the order of

Motions and Communications

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

Senate Bill No. 101

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

General Orders

Senator DeGrow 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 Binsfeld, designated Senator Berryman as Chairperson.

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

Senate Bill No. 118, entitled

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending section 10 (MCL 338.980), as amended by 1989 PA 105.

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. 119, entitled

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending section 3 (MCL 338.883), as amended by 1992 PA 130.

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. 120, entitled

A bill to amend 1929 PA 266, entitled "An act to protect the health, and promote the safety and welfare of the people, by regulating the installation, alteration, maintenance, improvement and inspection of plumbing; to define plumbing and the classification of plumbers; to provide for the issuing of licenses and permits pertaining thereto and the disposition of moneys derived therefrom; to create a plumbing board, and to prescribe its powers and duties; to authorize cities, villages and townships to adopt and enforce certain standards; to establish remedies and fix penalties for violation of the provisions of this act," by amending section 8 (MCL 338.908), as amended by 1989 PA 106.

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. 101, entitled

A bill to amend 1993 PA 327, entitled "Tobacco products tax act," by amending the title and sections 2, 5, 6, 7, 8, and 12 (MCL 205.422, 205.425, 205.426, 205.427, 205.428, and 205.432) and by adding section 6a.

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.

By unanimous consent the Senate proceeded to the order of

Resolutions

Senators Bennett, Geake, Posthumus, Gast, Hoffman, Dunaskiss, Bullard, Schuette, North, Emmons, McManus, Rogers, Cisky, Gougeon, Steil, Shugars, Stille and Van Regenmorter offered the following resolution:

Senate Resolution No. 22.

A resolution to urge the United States Environmental Protection Agency to reaffirm certain standards of ozone and particulate levels.

Whereas, The United States Environmental Protection Agency (EPA) has a responsibility to review periodically the National Ambient Air Quality Standards (NAAQS) for ozone and particulate matter (PM); and

Whereas, The EPA is considering establishing a more stringent ozone standard and a new, more stringent standard for particulate matter at or below 2.5 microns (PM_{2.5}); and

Whereas, Michigan, through its local jurisdictions, businesses, and citizens, has supported health-based National Ambient Air Quality Standards (NAAQS) that are premised on sound science; and

Whereas, Michigan has made significant progress in meeting current NAAQS for both ozone and particulate matter (PM) under the Clean Air Act amendments of 1990, although there are some areas that have not yet come into compliance with the current standard(s); and

Whereas, Michigan, through its local jurisdictions, businesses, consumers, and taxpayers, has borne considerable cost to come into compliance with the current NAAQS for ozone and particulate matter; and

Whereas, The proposed new standards will significantly expand the number of nonattainment areas for both ozone and particulate matter. This may result in additional emission controls in all areas, thus imposing significant economic, administrative, and regulatory burdens on Michigan, its citizens, businesses, and local governments; and

Whereas, EPA's own Clean Air Science Advisory Committee (CASAC) was unable to find any "bright line" that would distinguish any public health benefit among any of the proposed new standards for ozone, including the current standard; and

Whereas, There is very little existing PM_{2.5} monitoring data; and

Whereas, There are many unanswered questions and scientific uncertainties regarding the health effects of particulate matter, in particular PM2.5, including:

- Divergent opinions among scientists who have investigated the issue;
- Exposure misclassification;
- Measurement errors;
- Lack of supporting toxicological data;
- Lack of a plausible toxicological mechanism;
- Lack of correlation between recorded PM levels and public health effects;
- Influence of other variables; and
- The existence of possible alternative explanations

; and

Whereas, No scientific proof exists that establishing a more stringent ozone standard or a new, more stringent PM2.5 standard would avoid alleged adverse health, but it would assuredly impose significantly higher costs; now therefore, be it

Resolved by the Senate, That we advise and strongly urge the EPA to reaffirm the existing NAAQS for ozone; and be it further

Resolved, That we advise and strongly urge the EPA to reaffirm the existing NAAQS for PM10; and be it further

Resolved, That we advise and strongly urge the EPA to refrain from establishing a new NAAQS for PM2.5 at this time and to gather the necessary PM2.5 monitoring data and conduct all necessary research needed to address the issue of causality and other critical and important unanswered scientific questions concerning PM2.5; and be it further

Resolved, That we advise and strongly urge the EPA to identify any unfunded mandates or other administrative and economic burdens for state or local governments or agencies that would result from the proposed changes to the NAAQS for ozone and particulate matter; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, the members of the Michigan congressional delegation, the administrator of the United States Environmental Protection Agency, and other appropriate administration officials.

Pursuant to rule 3.204, the resolution was referred to the Committee on Government Operations.

Senators Berryman, A. Smith, Koivisto, Byrum, Dingell, Conroy, DeBeaussiaert, Hart, Peters, Vaughn, O'Brien, Cherry and Stallings offered the following concurrent resolution:

Senate Concurrent Resolution No. 12.

A concurrent resolution to urge the Governor to seek a waiver from the United States Department of Agriculture to extend food stamp eligibility to people in certain situations.

Whereas, The Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub.L. 104-193, significantly changed the way our country deals with the poor. Among the numerous provisions of this federal legislation is a three-month limit for food stamp eligibility to unemployed adults with no minor children; and

Whereas, According to the United States Department of Agriculture, 40 percent of those losing food stamps after three months are women, and one-third of this number are over the age of 40. For people with few marketable jobs skills or those living in an area with few jobs, losing food stamps, which cannot exceed \$120 per month, is a very serious situation; and

Whereas, The new standards will affect approximately 49,000 men and women in Michigan. The law permits a continuation of food stamps if a person finds a job working at least 20 hours each week, participates in a job training program, or volunteers in community service for at least 25 hours monthly. For people in some locations in our state, these are unobtainable goals, with no jobs, no training, and no community service programs to be had, or available in inadequate numbers; and

Whereas, The federal legislation recognizes that some areas present limited opportunity for either jobs or volunteer services. The law permits states to seek a waiver from the work/volunteer requirement. This option permits flexibility and is an acknowledgment of the fact that, for many people, the doors to self-determination are closed. For these citizens, the three-month limit is unrealistic and a disincentive to seek other opportunities; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we urge the Governor to seek a waiver from the United States Department of Agriculture to extend food stamp eligibility to people in certain situations; and be it further

Resolved, That a copy of this resolution be transmitted to the Office of the Governor.

Pursuant to rule 3.204, the concurrent resolution was referred to the Committee on Government Operations.

Senator Young was named co-sponsor of the concurrent resolution.

By unanimous consent the Senate returned to the order of

Introduction and Referral of Bills

Senator Shugars introduced

Senate Bill No. 156, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21516. The bill was read a first and second time by title and referred to the Committee on Health Policy and Senior Citizens.

Senator Shugars introduced

Senate Bill No. 157, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 266. The bill was read a first and second time by title and referred to the Committee on Health Policy and Senior Citizens.

Senator Shugars introduced

Senate Bill No. 158, entitled

A bill to regulate the acquisition of a hospital that is a nonprofit corporation; to prescribe the powers and duties of certain state agencies and departments; to require the disclosure of certain information; to provide for a public hearing under certain circumstances; and to prescribe penalties and remedies.

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

Senators Rogers, Cisky, Emmons, Dunaskiss, Schuette, North and McManus introduced

Senate Bill No. 159, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1279 (MCL 380.1279), as amended by 1995 PA 289.

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

Senators Rogers, Cisky, Emmons, Dunaskiss, Schuette, North and McManus introduced

Senate Bill No. 160, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 104a (MCL 388.1704a), as amended by 1996 PA 300.

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

Senator Bouchard introduced

Senate Bill No. 161, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding chapter 10a.

The bill was read a first and second time by title and referred to the Committee on Families, Mental Health and Human Services.

Senators Bennett, Geake, Bouchard, Cisky and Steil introduced

Senate Bill No. 162, entitled

A bill to prohibit governmental entities from requiring individuals to reside within certain geographic areas or specified distances or travel times from their place of employment as a condition of employment or promotion.

The bill was read a first and second time by title and referred to the Committee on Human Resources, Labor and Veterans Affairs.

Senator Van Regenmorter introduced

Senate Bill No. 163, entitled

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," by amending section 6304 (MCL 600.6304), as amended by 1995 PA 249, and by adding section 1484.

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

Senators McManus, Gast and Conroy introduced

Senate Bill No. 164, entitled

A bill to make appropriations for the department of agriculture for the fiscal years ending September 30, 1998; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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

Senators Gast, DeGrow, Geake, Conroy and McManus introduced

Senate Bill No. 165, entitled

A bill to make appropriations for a capital outlay program for the fiscal year ending September 30, 1998, to implement the appropriations within the budgetary process; to make appropriations for planning and construction of state agencies; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and conditions relating to the appropriations; and to provide for the expenditure of appropriations.

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

Senators Steil, Geake, Conroy and McManus introduced

Senate Bill No. 166, entitled

A bill to make appropriations for the departments of consumer and industry services and Michigan jobs commission and certain other state purposes for the fiscal year ending September 30, 1998; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

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

Senators McManus, Gast, Conroy and Hoffman introduced

Senate Bill No. 167, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 1998; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Senators McManus, Gast, Conroy and Hoffman introduced

Senate Bill No. 168, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 1997 and the fiscal year ending September 30, 1998; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Senators Geake, Steil, Conroy and McManus introduced

Senate Bill No. 169, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal years ending September 30, 1997 and September 30, 1998; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

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

Senators DeGrow, Steil, Conroy and McManus introduced

Senate Bill No. 170, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the Michigan biologic products institute, the executive office, and the legislative branch for the fiscal years ending September 30, 1997, and September 30, 1998; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 1998; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

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

Senators DeGrow, Steil, Conroy and McManus introduced

Senate Bill No. 171, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 1998; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

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

Senators Cisky, Hoffman, Conroy and McManus introduced

Senate Bill No. 172, entitled

A bill to make appropriations for the department of military affairs for the fiscal year ending September 30, 1998; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

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

Senators Cisky, Hoffman, Conroy and McManus introduced

Senate Bill No. 173, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal years ending September 30, 1998; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

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

Senators Hoffman and DeGrow introduced

Senate Bill No. 174, entitled

A bill to make appropriations for the department of transportation and certain transportation purposes for the fiscal year ending September 30, 1998; to provide for the imposition of fees; to provide for reports; to create certain funds; to prescribe certain powers and duties of certain state departments and officials; and to provide for the expenditure of the appropriations.

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

Senators Gast, DeGrow, Conroy and McManus introduced

Senate Bill No. 175, entitled

A bill to make appropriations for community colleges for the fiscal year ending September 30, 1998; to make appropriations for state building authority rent and insurance; to provide for the expenditure of the appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, officers, and employees.

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

Senators Geake, Schwarz, Conroy and McManus introduced

Senate Bill No. 176, entitled

A bill to make appropriations for the department of community health and certain state purposes related to mental health, public health, and medical services for the fiscal years ending September 30, 1997 and September 30, 1998; to provide for the expenditure of such appropriations; to create funds; to provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for disposition of fees and other income received by the various state agencies.

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

Senators Cisky, Hoffman, Conroy and McManus introduced

Senate Bill No. 177, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 1998; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

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

Senators DeGrow, Schwarz, Conroy and McManus introduced

Senate Bill No. 178, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 6, 11, 13, 17b, 18, 20, 24, 26, 31a, 36, 39, 41, 51a, 52, 53a, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 107, 108, 111, 124, 147, 151, 163, 167, and 169a (MCL 388.1603, 388.1606, 388.1611, 388.1613, 388.1617b, 388.1618, 388.1620, 388.1624, 388.1626, 388.1631a, 388.1636, 388.1639, 388.1641, 388.1651a, 388.1652, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1658, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694, 388.1699, 388.1701, 388.1704a, 388.1707, 388.1708, 388.1711, 388.1724, 388.1747, 388.1751, 388.1763, 388.1767, and 388.1769a), sections 3, 6, 11, 13, 17b, 18, 20, 24, 31a, 36, 39, 41, 52, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 111, 124, 147, 163, and 167 as amended and sections 51a, 53a, 107, 108, and 169a as added by 1996 PA 300, section 26 as amended by 1994 PA 283, and section 151 as amended by 1995 PA 130, and by adding sections 17d, 20g, 20j, 26a, 61b, 61c, and 61d; and to repeal acts and parts of acts.

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

Senators DeGrow, Schwarz, Conroy and McManus introduced

Senate Bill No. 179, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 1998; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

Senators Schwarz, Cisky, Conroy and McManus introduced

Senate Bill No. 180, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 1998; to make appropriations for state building authority rent and insurance; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, and officers.

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

Committee Reports

The Committee on Finance reported

Senate Bill No. 101, entitled

A bill to amend 1993 PA 327, entitled "Tobacco products tax act," by amending the title and sections 2, 5, 6, 7, 8, and 12 (MCL 205.422, 205.425, 205.426, 205.427, 205.428, and 205.432) and by adding section 6a.

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

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

Joanne G. Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Carl, Shugars, Peters and Stallings

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 Finance submits the following:

Meeting held on Tuesday, February 11, 1997, at 1:05 p.m., 8th Floor Conference Room, Farnum Building

Present: Senators Emmons, Carl, Shugars, Peters and Stallings

Scheduled Meetings

State Police and Military Affairs Appropriations Subcommittee - Wednesday, February 19, at 2:00 p.m., Room 210, Farnum Building; Wednesdays, February 26 and March 5, at 2:00 p.m., Room 404, Capitol Building (3-1760).

Trial Court Assessment Commission - Friday, February 21, at 10:00 a.m., 8th Floor Conference Room, Farnum Building (3-7000).

Trial Court Assessment Commission, Court Funding Committee - Friday, March 14, at 1:00 p.m., 8th Floor Conference Room, Farnum Building (3-7000).

Trial Court Assessment Commission, Court Organization Committee - Friday, March 14, at 9:30 a.m., 8th Floor Conference Room, Farnum Building (3-7000).

Senator DeGrow moved that the Senate adjourn.

The motion prevailed, the time being 11:51 a.m.

The President pro tempore, Senator Schwarz, declared the Senate adjourned until Thursday, February 13, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.

