

No. 29
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, April 15, 1997.

10:00 a.m.

The Senate was called to order by the Assistant President pro tempore, Senator Philip E. Hoffman.

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—excused
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—excused

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

Father Jim Shaver of St. John The Evangelist Parish in Jackson offered the following invocation:

Good and gracious God, giver of all good gifts, we thank You for the many ways You have blessed this state and this legislative body. As You once again work the spring miracle of resurrecting nature through our beautiful Michigan, keep us ever mindful that we are entrusted with the lives of those millions of our citizens who worship You as Father. Help this legislature to feel the partnership they share with You. Help them to see this world with Your eyes and to act with a prophets courage. Give our democracy the strength of two wise political parties, but never allow our partisanship to subvert the common good. We are taught that the greatest in Heaven are those who serve the needs of all. Give to these public servants a true sense of the nobility of their call. We give You praise, we give You thanks and we ask You for Your strength. Amen.

Motions and Communications

Senators Geake and Schuette entered the Senate Chamber.

Senator DeGrow moved that Senators Posthumus and Van Regenmorter be excused from today's session. The motion prevailed.

Senator DeGrow moved that rule 3.902 be suspended to allow the guest of Senator Hoffman admittance to the Senate floor.

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

Senator DeGrow moved that rule 3.901 be suspended to allow a photographer to film from the center aisle of the Senate floor.

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

Senator V. Smith moved that Senators Miller and Stallings be temporarily excused from today's session. The motion prevailed.

Senator V. Smith moved that Senator Byrum be excused from today's session. The motion prevailed.

The following communication was received:
Department of Management and Budget

March 25, 1997

Pursuant to section 38(1) of Act No. 240 of the Public Acts of 1943, there is hereby submitted to the legislature the actuarial valuation for the State Employees' Retirement System for the fiscal year ended September 30, 1996. This transmittal conforms to the requirement of section 38(1).

Sincerely,
Mark A. Murray
Director

The communication was referred to the Secretary for record.

The following communication was received:
Michigan Jobs Commission

March 28, 1997

The Michigan Jobs Commission will shortly be announcing statewide the distribution of the Summer Youth Employment and Training Program funding which we receive through the federal Job Training Partnership Act. As you may know, in Michigan all federal job training dollars are awarded through our workforce development system.

For your reference, I am attaching the statewide list of Michigan Works! Agencies. Please coordinate with your local Michigan Works! agency if you would like to do a press release prior to the attached announcement from the Michigan Jobs Commission.

Please feel free to contact me if you have any questions regarding this or any other matter of interest to you.

Margaret Dwyer
Ombudsman and Legislative Liaison

The communication was referred to the Secretary for record.

The following communications were received:
Department of State

Administrative Rules
Notices of Filing

March 25, 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 11:47 a.m. this date, administrative rule (97-3-1) for the Department of Education, State Board of Education, entitled "*Special Education Programs and Services*," effective 15 days hereafter.

March 28, 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 9:00 a.m. this date, administrative rule (97-3-2E) for the Family Independence Agency, Family Services Administration, entitled "*Family Independence Program Emergency Rules*," effective immediately.

March 28, 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 9:02 a.m. this date, administrative rule (97-3-3E) for the Family Independence Agency, Family Services Administration, entitled "*Food Stamp Program Emergency Rules*," effective immediately.

March 28, 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 9:04 a.m. this date, administrative rule (97-3-4E) for the Family Independence Agency, Family Services Administration, entitled "*Employment and Training Program Emergency Rules*," effective immediately.

March 28, 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 9:06 a.m. this date, administrative rule (97-3-5E) for the Family Independence Agency, Family Services Administration, entitled "*Child Day-Care Program Emergency Rules*," effective immediately.

March 31, 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 3:00 p.m. this date, administrative rule (97-3-6) for the Department of Community Health, Health Legislation and Policy Development, entitled "*General Rules*," effective 15 days hereafter.

April 1, 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 3:10 p.m. this date, administrative rule (97-4-1) for the Department of Treasury, Higher Education Facilities Authority, entitled "*Educational Loans*," effective 15 days hereafter.

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

The communications were referred to the Secretary for record.

The following communication was received:
West Central Michigan Employment and Training Consortium

March 31, 1997

On behalf of the West Central Michigan Workforce Development Board (WDB) and Local Elected Officials (LEO), it is my pleasure to share this initial summary of Job Training Plans with you. This summary updates funding expected to be available from the federal Job Training Partnership Act for a range of programs operated in the West Central area.

As you know, local Workforce Development Boards (WDB) and Local Elected Officials (LEO) are working with a variety of partners on the development of an Integrated "No Wrong Door" delivery system to be operated under the statewide Michigan Works! name. Michigan Works! West Central covers the five county area which includes Lake, Mason, Mecosta, Newaygo, and Osceola counties.

All programs will be operated from July 1, 1997 through June 30, 1998, with the exception of the JTPA Title IIB Summer Youth Employment and Training Program with operational dates from when school is out for the summer until September 30, 1997. Work in preparation for this program has already begun.

The Title II activities serve economically disadvantaged youth and adults with a variety of training activities, from basic training, to skill training in a school and training with a private business. Title III activities serve dislocated workers, those who have lost their jobs due to a permanent layoff or the closing of a business.

As part of the ongoing development of the Michigan Works! system, Request for Proposals (RFP) have been issued soliciting bidders for these programs and activities. The WDB/LEO have determined all adult activities will be operated together, and all youth activities will be operated together on not less than a county basis. This will keep services unified in operation and easily identified by job seeking and employer customers of the system in each county.

If you wish to make comments, or desire additional information on the planned activities, please contact Michigan Works! West Central at (616) 796-4891.

Thank you for your continued interest and support of Job Training activities in this area.

Paul J. Griffith
Executive Director

The communication was referred to the Secretary for record.

The following communication was received:
Department of State Police

April 1, 1997

Enclosed is a copy of the FY96 Annual Report and Evaluation for the Secondary Road Patrol and Traffic Accident Prevention Program.

This report satisfies the reporting requirements contained in Public Act 416 of 1978, as amended. Copies of this report are transmitted to the Governor's Office, Clerk of the House, Secretary of the Senate, Chair of the House Appropriations Committee, Chair of the Senate Appropriations Committee, each county sheriff, the Michigan Sheriffs Association, and the Deputy Sheriffs Association of Michigan.

Should you have any questions about this report, please contact me at (517) 334-5301.

Sincerely,
Betty J. Mercer
Division Director
Office of Highway Safety Planning

The communication was referred to the Secretary for record.

The following communication was received:
Livingston Jobs Center

April 1, 1997

Enclosed are the summaries of the PY 1997 and 1998 JTPA Titles IIA, IIB, IIC, and III Local Biennial Job Training Plans for the Livingston County Michigan Works! Agency (MWA).

These summaries are being forwarded in accordance with the provisions of the Job Training Partnership Act requiring that a copy of the plan, or plan summary be submitted to the appropriate persons in the State Legislature.

The summaries identify the proposed activities, budget and planned number to be served. Copies of the complete plans are available for review and may be requested.

In accordance with the Americans with Disabilities Act (ADA) of 1990 (Public Law 101-336), the final plan summaries will be available in large print or audio tape upon request.

You are invited to submit comments of the plan summaries to: Livingston County Job Training Services, 828 East Grand River Avenue, Howell, MI 48843.

Sincerely,
William S. Sleight
Director

The communication was referred to the Secretary for record.

The following communication was received:
Department of Transportation

April 4, 1997

I am pleased to provide the Michigan Department of Transportation's report on transportation accessibility for senior and handicapper citizens for Fiscal Year 1996.

The report is being forwarded to the Legislature for their information pursuant to Section 10e(21) of Act 51 of Public Acts of 1951, as amended.

Sincerely,
Robert A. Welke
Director

The communication was referred to the Secretary for record.

The following communication was received:
Oakland County Department of Public Services

April 7, 1997

In accordance with Section 105(a)(1) of the Job Training Partnership Act (JTPA), the Balance of Oakland County Michigan Works! Agency's Workforce Development Board and Chief Elected Official are submitting for your review and comment the enclosed summaries of the following documents:

- 1. The JTPA Title IIA Biennial Job Training Plan, which covers the period of July 1, 1997 through June 30, 1998;
- 2. The JTPA Title IIC Biennial Job Training Plan, which covers the period of July 1, 1997 through June 30, 1998;
- 3. The JTPA Title III Biennial Job Training Plan, which covers the period of July 1, 1997 through June 30, 1998;
- 4. The JTPA Title IIA 5% Job Training Plan, which covers the period of July 1, 1997 through June 30, 1998; and
- 5. The JTPA Title IIB Job Training Plan, which covers the period of October 1, 1996 through September 30, 1997.

Thank you for your consideration of these summaries. If you have any comments, please address them, in writing, to the following name and address:

Mr. John Almstadt, Manager, Employment and Training Division, 1200 N. Telegraph Road, Department #437, Pontiac, Michigan 48341-0437.

Sincerely,
John Almstadt, Manager
Employment and Training Division

The communication was referred to the Secretary for record.

The following communications were received:
Office of the Auditor General

April 7, 1997

Enclosed is a copy of the following audit report and/or executive digest:

Performance Audit of the Kincheloe Correctional Institutions: Kinross Correctional Facility and Hiawatha Temporary Facility, Department of Corrections, April 1997.

April 9, 1997

Enclosed is a copy of the following audit report and/or executive digest:

Compliance Audit of Private Colleges' Enrollments, Department of Treasury, 1996-97.

April 11, 1997

Enclosed is a copy of the following audit report and/or executive digest:

Performance Audit of the Single Business Tax Division, Department of Treasury.

April 11, 1997

Enclosed is a copy of the following audit report and/or executive digest:

Performance Audit of Schoolcraft College, April 1997.

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communications were referred to the Secretary for record.

The following communication was received:
Central Area Partnership Consortium

April 9, 1997

The Job Training Partnership Act and the Michigan Jobs Commission require that job training plans and modifications be sent to specific individuals and agencies. These plans are also available to the public in general. To that end, I have enclosed the following documents:

Title IIA Job Training Plan #97-00
Title IIA 5% Job Training Plan #97-00
Title IIB Job Training Plan #97-00
Title IIC Job Training Plan #97-00
Title III Job Training Plan #97-00

In accordance with the Americans with Disabilities Act (ADA), this information will be made available in alternative format (large type, audio tape, etc.) Upon special request.

Please feel free to direct your questions to Tim Vanaman

Ralph F. Loeschner
President

The communication was referred to the Secretary for record.

The following communication was received:
Thumb Area Employment Training Consortium

April 11, 1997

Pursuant to Job Training Partnership Act (JTPA) Regulations, Section 105(a) (1), (a) (2) of the Act, the Thumb Area - Michigan Works! Agency posts the following for public knowledge:

I. Summary of current JTPA Title IIA Biennial Job Training Plan for Program Year 1997 (07/01/97 to 6/30/98):

Administration	\$ 100,000
Direct Training	500,000
Training Support	<u>100,000</u>
TOTAL	\$ 700,000

II. Summary of current Economic Dislocation and Worker Adjustment Assistance Act (EDWAAA) Title III Local Job Training Plan for Program Year 1997 (07/01/97 to 06/30/98):

Administration	\$ 100,000
Basic Readjustment Services	40,000
Retraining Services	500,000
Supportive Support	<u>60,000</u>
TOTAL	\$ 700,000

III. Summary of current JTPA Title IIC Job Training Plan for Program Year 1997 (07/01/97 to 06/30/98):

Administration	\$ 21,458
Direct Training	100,000
Training Support	<u>10,000</u>
TOTAL	\$ 131,458

IV. Summary of current JTPA Title IIB Job Training Plan for Program Year 1997 (10/01/96 to 09/30/97):

Administration	\$ 112,753
Direct Training	660,000
Training Support	<u>N/A</u>
TOTAL	\$ 772,753

The plans may be viewed between 9:00 a.m. and 4:00 p.m. Monday through Friday at: Thumb Area - Michigan Works!, Employment Training Consortium, Community Alliance, 3270 Wilson Street, Marlette, MI 48453.

Should alternative formats of the plan be required (e.g. large print, computer disk, or audio tape) please call (517) 635-3561 at least one week in advance of the need. The facility is accessible to mobility impaired individuals by using the grounds level entrance. Accessible parking is also available.

Copies of complete plans are available by written request.

The communication was referred to the Secretary for record.

The following communication was received:
South Central Michigan Works!

April 11, 1997

In accordance with sections 105(a)(1) and (a)(2) of the Job Training Partnership Act (JTPA), enclosed please find South Central Michigan Works! Program Year 1997 Title IIA, Title IIC and Title III plans for review and comment.

If you have any questions, please contact me at our toll free number 1-888-MI WORKS, extension 108. Thank you.

Sincerely,
Scott A. Menzel
Executive Director

The communication was referred to the Secretary for record.

The Secretary submitted, pursuant to Senate Rule 1.208, the following report on out-of-state travel by Members on Legislative business for the quarter ending March 31, 1997:

Senator John Schwarz	January 23-26	Attend NCSL Forum for State Health Policy Leadership Dallas, TX	\$ 696.10
Senator Michael Bouchard	January 23-27	Attend NCLGS Winter Meeting and Seminar St. Petersburg, FL	\$ 616.54
Senator Phil Hoffman	March 8-9	Attend Leader to Leader Conference Washington, DC	\$ 1,287.05

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, April 8:
House Bill Nos. 4221 4483 4484 4485 4486 4487 4488 4489 4490 4491

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, April 9:
House Bill Nos. 4034 4235 4239

The Secretary announced that the following House bill was received in the Senate and filed on Thursday, April 10:
House Bill No. 4237

The Secretary announced the enrollment printing and presentation to the Governor on April 1, for his approval the following bill:

Enrolled Senate Bill No. 127 at 2:12 p.m.

The Secretary announced the printing and placement in the members' files on Friday, March 28 of:
Senate Bill Nos. 323 324 325 326 327 328 329 330 331 332 333 334 335 336
337 338 339 340

The Secretary announced the printing and placement in the members' files on Tuesday, April 1 of:
Senate Bill Nos. 341 342 343 344 345

The Secretary announced the printing and placement in the members' files on Friday, April 11 of:
House Bill Nos. 4542 4543 4544 4545 4546 4547 4548 4549 4550 4551 4552 4553 4554 4555
4556 4557 4558 4559 4560 4561 4562 4563 4564 4565 4566 4567 4568 4569
4570 4571 4572 4573 4574 4575 4576 4577 4578 4579 4580 4581 4582 4583
4584 4585

House Joint Resolution Q

The Secretary announced the printing and placement in the members' files on Monday, April 14 of:
House Bill Nos. 4586 4587 4588 4589 4590 4591 4592 4593 4594 4595 4596 4597 4598 4599
4600 4601 4602 4603 4604 4605 4606 4607 4608 4609

The President, Lieutenant Governor Binsfeld, assumed the Chair.

Messages from the Governor

Senator Miller entered the Senate Chamber.

The following message from the Governor was received on April 2, 1997, and read:

EXECUTIVE ORDER
No. 1997 - 6

**Transportation Needs Study Committee
Citizens Advisory Committee
State Transportation Commission
Michigan Department of Transportation**

Executive Reorganization

Whereas, Article V, Section 2, of the Constitution of the State of Michigan of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units which he considers necessary for efficient administration; and

Whereas, the transportation needs study committee was created by Section 9a of Act No. 234 of the Public Acts of 1987, being Section 247.659a of the Michigan Compiled Laws; and

Whereas, the transportation needs study committee was to report to the Governor, the state transportation commission and the legislature on various transportation needs of the state; and

Whereas, no Governor has appointed members to the transportation needs study committee since its inception in 1987; and

Whereas, the state transportation commission was created by Article V, Section 28, of the Constitution of the State of Michigan of 1963 to "establish policy for the state transportation department transportation programs and facilities, and such other public works of the state, as provided by law;" and

Whereas, the functions, duties and responsibilities assigned to the transportation needs study committee can be more effectively and appropriately organized and carried out by the state transportation commission; and

Whereas, a citizens advisory committee was created by Section 9a of Act No. 234 of the Public Acts of 1987, being Section 247.659a of the Michigan Compiled Laws; and

Whereas, the functions, duties and responsibilities assigned to the citizens advisory committee can be more effectively organized and carried out by the Director of the Department of Transportation; and

Whereas, it is necessary in the interests of efficient administration and effectiveness of government to effect changes in the organization of the Executive Branch of government.

Now, Therefore, I, John Engler, Governor of the State of Michigan, pursuant to the powers vested in me by the Constitution of the State of Michigan of 1963 and the laws of the State of Michigan, do hereby order the following:

1. All the statutory authority, powers, duties, functions and responsibilities of the transportation needs study committee, as set forth in Section 247.659a of the Michigan Compiled Laws, are hereby transferred to the state transportation commission, by a Type III transfer, as defined by Section 3 of Act No. 380 of the Public Acts of 1965, as amended, being Section 16.103 of the Michigan Compiled Laws.

2. The Director of the Department of Transportation shall provide executive direction and supervision for the implementation of the transfer. The assigned functions shall be administered by the state transportation commission.

3. All records, personnel, property and unexpended balances of appropriations, allocations and other funds used, held, employed, available or to be made available to the transportation needs study committee are hereby transferred to the state transportation commission.

4. All the statutory authority, powers, duties, functions and responsibilities of the citizens advisory committee, as set forth in Section 247.659a of the Michigan Compiled Laws, are hereby transferred to the Director to the Department of Transportation, by a Type III transfer, as defined by Section 3 of Act No. 380 of the Public Acts of 1965, as amended, being Section 16.103 of the Michigan Compiled Laws.

5. The Director of the Department of Transportation shall provide executive direction and supervision for the implementation of the transfer. The assigned functions shall be administered by the Director of the Department of Transportation.

6. All records, personnel, property and unexpended balances of appropriations, allocations and other funds used, held, employed, available or to be made available to the citizens advisory committee are hereby transferred to the Director of the Department of Transportation.

7. The Director of the Department of Transportation shall make internal organizational changes as may be administratively necessary to complete the realignment of responsibilities prescribed by this Order.

8. The Director of the Department of Transportation shall immediately initiate coordination to facilitate the transfers and develop a memorandum of record identifying any pending business before the transportation needs study committee and the citizens advisory committee.

9. All rules, orders, contracts and agreements relating to the assigned functions lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended or repealed.

10. Any suit, action or other proceeding lawfully commenced by, against or before any entity affected by this Order shall not abate by reason of the taking effect of this Order. Any suit, action or other proceeding may be maintained by, against or before the appropriate successor of any entity affected by this Order.

11. The transportation needs study committee and the citizens advisory committee are hereby abolished.

In fulfillment of the requirement of Article V, Section 2, of the Constitution of the State of Michigan of 1963, the provisions of this Executive Order shall become effective 60 days after filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of April, in the Year of our Lord, One Thousand Nine Hundred Ninety-seven.

John Engler
Governor

By the Governor:
Candice S. Miller
Secretary of State

The Executive Order was referred to the Committee on Government Operations.

The following messages from the Governor were received and read:

March 27, 1997

There are herewith presented for consideration and confirmation by the Senate, the following appointments to office:

General Industry Safety Standards Commission

Mr. Guy Richard Butts II, 355 Park Lane, Linden, Michigan 48451, county of Genesee, as a member representing employees, succeeding Mr. Harold C. Olson of Escanaba, whose term has expired, for a term expiring on March 26, 2000.

Mr. Andy C. Brown, 520 South Huron, Cheboygan, Michigan 49721, county of Cheboygan, as a member representing management with more than 200 employees, succeeding Mr. Francis C. Skinner of Saginaw, whose term has expired, for a term expiring on March 26, 2000.

Mr. Michael R. Cousineau, 1619 16th Avenue S., Escanaba, Michigan 49829, county of Delta, as a member representing employees, succeeding Mr. James F. Fisk of Bay City, whose term has expired, for a term expiring on March 26, 1999.

March 27, 1997

There are herewith presented for consideration and confirmation by the Senate, the following reappointments to office:

Michigan Law Enforcement Officer's Training Council

Mr. Martin E. Trombley, 815 S. Fancher Street, Mt. Pleasant, Michigan 48858, county of Isabella, as a member representing Michigan Association of Chiefs of Police, succeeding himself, for a term expiring on January 1, 2000.

Mr. Henry C. Zavislak, 144 Cherokee Crescent, Jackson, Michigan 49203, county of Jackson, as a member representing Michigan Sheriff's Association, succeeding himself, for a term expiring on January 1, 2000.

March 27, 1997

There are herewith presented for consideration and confirmation by the Senate, the following appointments to office:

Michigan Soybean Committee

Mr. Blaine M. Baker, 13440 Plank Rd., Clayton, Michigan 49235, county of Genesee, as a member representing growers from District 3, succeeding Mrs. Lois Mason of Blissfield, whose term has expired, for a term expiring on September 23, 1999.

Mr. Edward J. Cagney, 7439 East "PQ" Ave., Scotts, Michigan 49088, county of Kalamazoo, as a member representing growers from District 1, succeeding Mr. Barry A. Mumby of Fulton, whose term has expired, for a term expiring on September 23, 1999.

March 27, 1997

There are herewith presented for consideration and confirmation by the Senate, the following appointments to office:

Personnel Agency Board

Mr. Edward Benson, Ph.D., 214 Cloverland Drive, Lansing, Michigan 48910, county of Ingham, as a member representing the general public, succeeding Ms. Nancy A. Douglas of Menominee, whose term has expired, for a term expiring on September 30, 2000.

Mr. Sameer (Sam) N. Sarafa, 33440 Old Timber Road, Farmington Hills, Michigan 48331, county of Oakland, as a member representing professionals, succeeding Mr. Richard G. Hudson, Jr. of Richland, whose term has expired, for a term expiring on September 30, 2000.

March 27, 1997

There are herewith presented for consideration and confirmation by the Senate, the following appointment and reappointment to office:

State Transportation Commission

Mr. Barton W. LaBelle, 4239 W. Whiteville Road, Mt. Pleasant, Michigan 48858, county of Isabella, as a member representing Republicans, succeeding himself, for a term expiring on December 21, 1999.

Mr. Ted B. Wahby, 30117 Elmgrove, St. Clair Shores, Michigan 48082, county of Macomb, as a member representing Democrats, succeeding Mr. Richard T. White of West Bloomfield, whose term has expired, for a term expiring on December 21, 1999.

March 31, 1997

There are herewith presented for consideration and confirmation by the Senate, the following appointments to office:

Michigan Apple Committee

Mr. Michael D. Evans, 5567 Swamp Rd., Frankfort, Michigan 49635, county of Benzie, as a member representing growers from District 6, succeeding Mr. John P. Bull of Arcadia, whose term has expired, for a term expiring on April 1, 2000.

Mr. Bruce Rasch, 30 Dickinson, Conklin, Michigan 49403, county of Ottawa, as a member representing growers from District 3, succeeding Mr. John E. Steffens of Grand Rapids, whose term has expired, for a term expiring on April 1, 2000.

March 31, 1997

There is herewith presented for consideration and confirmation by the Senate, the following reappointment to office:

Fire Fighters Training Council

Mr. Gerald Brainard Alward, P.O. Box 154, 58175 Delmar, Washington, Michigan 48094, county of Macomb, as a member representing Michigan State Fire Chiefs Association, succeeding himself, for a term expiring on December 31, 1999.

April 3, 1997

There are herewith presented for consideration and confirmation by the Senate, the following appointment and reappointments to office:

Michigan Board of Veterinary Medicine

Ms. Debra K. Groh, 4322 Curtice, Mason, Michigan 48854, county of Ingham, as a member representing animal technicians, succeeding herself, for a term expiring on December 31, 2000.

Mr. Michael D. Pridgeon, 772 Phillips, Route 1, Montgomery, Michigan 49255, county of Branch, as a member representing the general public, succeeding Mr. Arden T. Eadie of Conklin, whose term has expired, for a term expiring on December 31, 1997.

Dr. Edward G. Foster, DVM, 316 Beech Street, Charlotte, Michigan 48813, county of Eaton, as a member representing professionals, succeeding himself, for a term expiring on December 31, 2000.

April 9, 1997

There is herewith presented for consideration and confirmation by the Senate, the following appointment to office:

Michigan Law Enforcement Officer's Training Council

Mr. James DeVries, 1127 Pennoyer Street, Grand Haven, Michigan 49417, county of Ottawa, as a member representing the Police Officer's Association of Michigan, succeeding Mr. William E. Behrend, Sr. of St. Clair Shores, whose term has expired, for a term expiring on January 1, 2000.

April 9, 1997

There are herewith presented for consideration and confirmation by the Senate, the following reappointments to office:

Michigan Municipal Bond Authority Board of Trustees

Ms. Lynn A. Porritt-McConnell, 2231 Danish Landing Road, Grayling, Michigan 49738, county of Crawford, as a member representing the general public, succeeding herself, for a term expiring on March 31, 2000.

Dr. Paul Nathan DeWeese, 3896 N. Williamston Road, Williamston, Michigan 48895, county of Ingham, as a member representing the general public, succeeding himself, for a term expiring on March 31, 2000.

April 9, 1997

There is herewith presented for consideration and confirmation by the Senate, the following appointment to office:

Natural Resources Commission

Mr. Lloyd F. Weeks, 11337 Jonas, Warren, Michigan 48089, county of Macomb, as a member representing the general public, succeeding Mr. David V. Holli of Ishpeming, whose term has expired, for a term expiring on December 31, 2000.

Sincerely,
John Engler
Governor

The appointments were referred to the Committee on Government Operations.

The following message from the Governor was received and read:

LAND USE; SUBDIVISION CONTROL

April 1, 1997

Today I have vetoed and am returning to you herewith, Enrolled Senate Bill 93.

Enrolled Senate Bill 93 attempted to correct the failure of the legislature to give Enrolled Senate Bill 112 immediate effect, leaving the act with an effective date of March 31, 1997. Enrolled Senate Bill 112 was filed on January 22, 1997, and is now Public Act 591 of 1996. In the accompanying signing letter, I called for the legislature to act quickly to address this glaring omission. Senate Bill 93 was introduced on January 28, 1997, and passed the Senate on February 5, 1997. Unfortunately, the House of Representatives did not pass the bill until March 19, 1997, and it wasn't presented to me until March 26, 1997.

The failure of the House to act promptly on this legislation means that signing this bill would no longer address the problem it was designed to fix. Instead, it would create confusion and likely spawn protracted litigation.

There are technical issues in this bill which I believe are confusing. For example, Public Act 591 of 1996 created a new definition of the term "subdivide" or "subdivision." Enrolled Senate Bill 93 would reinstate the old definition as it was prior to the enactment of Public Act 591 of 1996. Then after re-enacting the old language, it proposes that it sunset on March 30, 1997. It would be confusing to have two definitions of the same term follow one another in the statute, one of them already outdated.

For these reasons, and with the support of the sponsor, I am returning Enrolled Senate Bill 93 without signature.

Sincerely,
John Engler
Governor

This bill was returned from the Governor on April 1, 1997, at 4:01 p.m.

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding, Senator DeGrow moved that the veto message be referred to the Committee on Local, Urban and State Affairs. The motion prevailed.

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 Geake as Chairperson.

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

Senate Bill No. 133, entitled

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending section 40 (MCL 436.40), as amended by 1994 PA 421.

Senate Bill No. 227, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 2001 (MCL 339.2001), as amended by 1992 PA 103.

House Bill No. 4142, entitled

A bill to amend 1846 RS 14, entitled "Of county officers," by amending sections 113, 114, and 117 (MCL 55.113, 55.114, and 55.117).

House Bill No. 4143, entitled

A bill to amend 1969 PA 57, entitled "Uniform recognition of acknowledgments act," by amending section 2 (MCL 565.262).

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 amendment, the following bill:

Senate Bill No. 208, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1996 PA 484.

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

1. Amend page 9, line 6, after "IS" by striking out "\$2.52" and inserting "\$2.65".

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

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

Senate Bill No. 228, entitled

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending section 904 (MCL 450.4904).

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

1. Amend page 2, line 13, after "PROFESSIONAL" by striking out "SERVICE" and inserting "SERVICES".

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

Senator Stallings entered the Senate Chamber.

Introduction and Referral of Bills

Senator A. Smith introduced

Senate Joint Resolution I, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 8 of article VIII, to change the term "handicapped" to "disabled".

The joint resolution was read a first and second time by title and referred to the committee on Government Operations.

Senators Stallings, V. Smith, Vaughn and Young introduced

Senate Bill No. 346, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 147c. The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senators Stallings, V. Smith, Vaughn and Young introduced

Senate Bill No. 347, entitled

A bill to amend 1967 PA 119, entitled "An act regulating the use of chemical agents containing toxic chemicals or organic solvents or both, having the property of releasing toxic vapors; and providing for penalties," by amending sections 2 and 3 (MCL 752.272 and 752.273) and by adding section 2a; 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 Health Policy and Senior Citizens.

Senators Stallings, V. Smith and Vaughn introduced

Senate Bill No. 348, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1561, 1596, and 1599 (MCL 380.1561, 380.1596, and 380.1599), section 1561 as amended by 1996 PA 339.

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

Senators Bennett, Gast and Stille introduced

Senate Bill No. 349, entitled

A bill to amend 1987 PA 96, entitled "The mobile home commission act," by amending section 28 (MCL 125.2328), as amended by 1993 PA 241.

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

Senators Rogers, Bennett, Stille, Steil, Gougeon, Cisky, Shugars and North introduced

Senate Bill No. 350, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1996 PA 484.

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

Senators Geake, Shugars, Gast, Bullard, Gougeon, Young, Cisky, Emmons, Bennett, Peters, Byrum, V. Smith and Conroy introduced

Senate Bill No. 351, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 145d.

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

Senator A. Smith introduced

Senate Bill No. 352, entitled

A bill to amend 1976 PA 220, entitled "Michigan handicappers' civil rights act," by amending the title and sections 101, 102, 103, 202, 203, 204, 205, 206, 208, 209, 210, 211, 302, 402, 403, 502, 504, 505, 506, 506a, 507, 604, and 606 (MCL 37.1101, 37.1102, 37.1103, 37.1202, 37.1203, 37.1204, 37.1205, 37.1206, 37.1208, 37.1209, 37.1210, 37.1211, 37.1302, 37.1402, 37.1403, 37.1502, 37.1504, 37.1505, 37.1506, 37.1506a, 37.1507, 37.1604, and 37.1606), the title and sections 103, 502, and 504 as amended and section 506a as added by 1992 PA 123, sections 102 and 606 as amended and sections 210 and 211 as added by 1990 PA 121, and sections 204 and 402 as amended and section 209 as added by 1980 PA 478.

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

Senator A. Smith introduced

Senate Bill No. 353, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 29, 504, 509t, and 795 (MCL 168.29, 168.504, 168.509t, and 168.795), sections 29 and 504 as amended by 1989 PA 142, section 509t as added by 1994 PA 441, and section 795 as amended by 1992 PA 8.

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

Senator A. Smith introduced

Senate Bill No. 354, entitled

A bill to amend 1976 PA 453, entitled "Elliott-Larsen civil rights act," by amending sections 506a and 605 (MCL 37.2506a and 37.2605), section 506a as added and section 605 as amended by 1992 PA 124.

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

Senator A. Smith introduced

Senate Bill No. 355, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 115f (MCL 400.115f), as amended by 1994 PA 238.

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

Senators Geake and Conroy introduced

Senate Bill No. 356, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending sections 293, 295, and 296 (MCL 18.1293, 18.1295, and 18.1296).

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

Senators Geake and Conroy introduced

Senate Bill No. 357, entitled

A bill to amend 1986 PA 32, entitled "Emergency telephone service enabling act," by amending section 205 (MCL 484.1205), as amended by 1994 PA 29.

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

Senators Geake and Conroy introduced

Senate Bill No. 358, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending sections 211a, 410, and 502 (MCL 550.1211a, 550.1410, and 550.1502), section 211a as added by 1993 PA 127 and section 502 as amended by 1994 PA 440.

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

Senator Van Regenmorter introduced

Senate Bill No. 359, entitled

A bill to amend 1948 (1st Ex Sess) PA 31, entitled "An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district's boundaries, or for the use of any school district and any combination of 2 or more cities, villages, or townships wholly or partially within the district's boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district's boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; and to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property," by amending section 2b (MCL 123.952b).

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

Senator Van Regenmorter introduced

Senate Bill No. 360, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2027, 2121, 2264, 2925a, and 5208a (MCL 500.2027, 500.2121, 500.2264, 500.2925a, and 500.5208a), sections 2121 and 2925a as amended by 1980 PA 461 and section 5208a as added by 1981 PA 189.

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

Senator Van Regenmorter introduced

Senate Bill No. 361, entitled

A bill to amend 1987 PA 230, entitled "Municipal health facilities corporations act," by amending section 306 (MCL 331.1306), as amended by 1988 PA 502.

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

Senator Gougeon introduced

Senate Bill No. 362, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 116 (MCL 330.1116), as amended by 1995 PA 290.

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

Senator Gougeon introduced

Senate Bill No. 363, 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 the department of social services and adoption facilitators; to provide penalties; and to repeal certain acts and parts of acts," by amending section 5 (MCL 722.115), as amended by 1995 PA 81.

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

Senator Cisky introduced

Senate Bill No. 364, entitled

A bill to amend 1973 PA 8, entitled "An act to provide for the construction and maintenance of sidewalks for use by handicapped persons," by amending the title and section 1 (MCL 125.1361).

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

Senator Cisky introduced

Senate Bill No. 365, entitled

A bill to amend 1978 PA 59, entitled "Condominium act," by amending the title and sections 47a and 104b (MCL 559.147a and 559.204b), the title and section 104b as amended by 1982 PA 538 and section 47a as added by 1987 PA 31.

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

Senator Cisky introduced

Senate Bill No. 366, entitled

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," by amending sections 3 and 6 (MCL 400.703 and 400.706), as amended by 1996 PA 194.

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

Senator Cisky introduced

Senate Bill No. 367, entitled

A bill to amend 1964 PA 154, entitled "Minimum wage law of 1964," by amending sections 7 and 14 (MCL 408.387 and 408.394).

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

Senator V. Smith introduced

Senate Bill No. 368, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 49, 145m, 147a, 470, and 502c (MCL 750.49, 750.145m, 750.147a, 750.470, and 750.502c), section 49 as amended by 1995 PA 228, section 145m as added by 1994 PA 149, section 470 as added by 1992 PA 271, and section 502c as amended by 1995 PA 114.

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

Senator V. Smith introduced

Senate Bill No. 369, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7d (MCL 211.7d), as amended by 1987 PA 200.

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

Senator V. Smith introduced

Senate Bill No. 370, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 3b of chapter XI and section 19a of chapter XV (MCL 771.3b and 775.19a), section 3b of chapter XI as amended by 1994 PA 426 and section 19a of chapter XV as amended by 1982 PA 203.

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

Senator Byrum introduced

Senate Bill No. 371, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 19a, 39a, 67b, 252d, 321a, 674, 675, 742, 803d, 803e, 803f, 803h, 803i, 803j, 803k, 803l, 803n, and 803o (MCL 257.19a, 257.39a, 257.67b, 257.252d, 257.321a, 257.674, 257.675, 257.742, 257.803d, 257.803e, 257.803f, 257.803h, 257.803i, 257.803j, 257.803k, 257.803l, 257.803n, and 257.803o), section 19a as amended by 1996 PA 198, section 675 as amended by 1994 PA 432, section 39a as added by 1987 PA 257, sections 67b, 674, 803e, 803f, 803i, 803j, 803k, 803l, 803n, and 803o as amended by 1994 PA 104, sections 252d and 742 as amended by 1989 PA 89, section 321a as amended by 1996 PA 493, section 803d as amended by 1984 PA 175, and section 803h as added by 1988 PA 419.

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

Senator Byrum introduced

Senate Bill No. 372, entitled

A bill to amend 1969 PA 235, entitled "An act authorizing local units of government to regulate and control traffic in parking areas; and to provide a penalty for a violation of this act," by amending section 2a (MCL 257.942a).

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

Senator Byrum introduced

Senate Bill No. 373, entitled

A bill to amend 1956 PA 62, entitled "An act to authorize the director of the department of state police to promulgate a uniform traffic code; to authorize a city, township, or village to adopt the uniform traffic code by reference without publication in full; and to prescribe criminal penalties and civil sanctions for violation of the code," by amending section 1 (MCL 257.951), as amended by 1993 PA 225.

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

Senator Byrum introduced

Senate Bill No. 374, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending sections 102 and 304b (MCL 484.2102 and 484.2304b), section 102 as amended and section 304b as added by 1995 PA 216.

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

Senator Emmons introduced

Senate Bill No. 375, entitled

A bill to amend 1921 PA 302, entitled "An act to provide for the supervision of private, denominational and parochial schools; to provide the manner of securing funds in payment of the expense of such supervision; to provide the qualifications of the teachers in such schools; and to provide for the endorsement of the provisions hereof," by amending section 8 (MCL 388.558).

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

Senator Rogers introduced

Senate Bill No. 376, entitled

A bill to amend 1972 PA 230, entitled "State construction code act of 1972," by amending section 2 (MCL 125.1502), as amended by 1980 PA 371.

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

Senator Rogers introduced

Senate Bill No. 377, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers,

and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 34a (MCL 791.234a), as amended by 1994 PA 427.

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

Senator Bennett introduced

Senate Bill No. 378, entitled

A bill to amend 1967 PA 291, entitled "An act to authorize state universities and colleges to enact parking, traffic and pedestrian ordinances and to provide for the enforcement of the ordinances; and to dispose of fines collected," by amending sections 1 and 2a (MCL 390.891 and 390.892a), section 1 as amended by 1992 PA 229 and section 2a as amended by 1991 PA 42.

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

Senator Bennett introduced

Senate Bill No. 379, entitled

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," by amending sections 3 and 6 (MCL 400.703 and 400.706), as amended by 1996 PA 194.

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

Senator Bennett introduced

Senate Bill No. 380, entitled

A bill to amend 1990 PA 325, entitled "Michigan museum act," by amending sections 110 and 210 (MCL 399.410 and 399.510).

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

Senator Koivisto introduced

Senate Bill No. 381, entitled

A bill to amend 1965 PA 380, entitled "Executive organization act of 1965," by amending section 396 (MCL 16.496).

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

Senator Koivisto introduced

Senate Bill No. 382, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending sections 1, 22, 32b, 44, and 44d (MCL 125.1401, 125.1422, 125.1432b, 125.1444, and 125.1444d), section 1 as amended by 1984 PA 215, sections 22, 32b, and 44 as amended by 1996 PA 475, and section 44d as added by 1987 PA 86.

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

Senator Koivisto introduced

Senate Bill No. 383, entitled

A bill to amend 1964 PA 232, entitled "Rehabilitation act of 1964," by amending section 2 (MCL 395.82).

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

Senator DeBeaussiaert introduced

Senate Bill No. 384, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 91 (MCL 38.1391), as amended by 1989 PA 193.

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

Senator DeBeaussaert introduced

Senate Bill No. 385, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 4, 5, 6, 504, 514, 605, 701, 1296, 1311, 1321, 1701, 1701a, 1711, 1723, 1724, 1751, 1756, 1757, and 1761 (MCL 380.4, 380.5, 380.6, 380.504, 380.514, 380.605, 380.701, 380.1296, 380.1311, 380.1321, 380.1701, 380.1701a, 380.1711, 380.1723, 380.1724, 380.1751, 380.1756, 380.1757, and 380.1761), section 5 as amended by 1995 PA 289, sections 504 and 1701a as amended and section 514 as added by 1994 PA 416, section 605 as amended by 1985 PA 86, section 1311 as amended by 1995 PA 250, section 1321 as amended by 1990 PA 163, and section 1724 as amended by 1994 PA 258.

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

Senator DeBeaussaert introduced

Senate Bill No. 386, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 51a and 105 (MCL 388.1651a and 388.1705), as added by 1996 PA 300.

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

Senator DeBeaussaert introduced

Senate Bill No. 387, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 509b, 40102, 40103, 40107, 70103, 81101, 81123, 81127, and 81133 (MCL 324.509b, 324.40102, 324.40103, 324.40107, 324.70103, 324.81101, 324.81123, 324.81127, and 324.81133), sections 40102, 40103, and 40107 as added by 1995 PA 57 and sections 70103, 81101, 81123, 81127, and 81133 as added by 1995 PA 58.

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

Senator Cherry introduced

Senate Bill No. 388, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal certain acts and parts of acts," by amending section 10e (MCL 247.660e), as amended by 1990 PA 73.

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

Senator Cherry introduced

Senate Bill No. 389, entitled

A bill to amend 1986 PA 54, entitled "Building officials and inspection registration," by amending section 3 (MCL 338.2303).

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

Senator Gast introduced

Senate Bill No. 390, entitled

A bill to amend 1978 PA 260, entitled "An act to revise and codify the laws relating to blind persons and visually handicapped; to create a commission; to prescribe its powers and duties and those of other state agencies relative to blind persons; to provide services, education, training, and assistance to blind persons; to regulate concessions operated by blind persons; to transfer powers, duties, functions, and appropriations; and to repeal certain acts and parts of acts," by amending the title and sections 4 and 6 (MCL 393.354 and 393.356).

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

Senator Gast introduced

Senate Bill No. 391, entitled

A bill to amend 1984 PA 22, entitled "Michigan civilian conservation corps act," by amending section 6 (MCL 409.306), as amended by 1985 PA 30.

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

Senator Berryman introduced

Senate Bill No. 392, entitled

A bill to amend 1978 PA 454, entitled "Truth in renting act," by amending section 3 (MCL 554.633), as amended by 1991 PA 131.

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

Senator Berryman introduced

Senate Bill No. 393, entitled

A bill to amend 1988 PA 112, entitled "The handicapper business opportunity act," by amending the title and sections 1, 2, 3, 4, and 5 (MCL 450.791, 450.792, 450.793, 450.794, and 450.795).

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

Senator Berryman introduced

Senate Bill No. 394, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending sections 700a, 701a, 901, 905, 911, 915, 921, and 925 (MCL 418.700a, 418.701a, 418.901, 418.905, 418.911, 418.915, 418.921, and 418.925), sections 700a and 701a as added by 1993 PA 198 and sections 921 and 925 as amended by 1985 PA 103.

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

Senator Peters introduced

Senate Bill No. 395, entitled

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 4a (MCL 124.404a), as added by 1988 PA 481.

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

Senator Peters introduced

Senate Bill No. 396, entitled

A bill to amend 1981 PA 230, entitled "Michigan economic and social opportunity act of 1981," by amending section 11 (MCL 400.1111).

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

Senator Peters introduced

Senate Bill No. 397, entitled

A bill to amend 1983 PA 173, entitled "An act to promote the delivery of services by community-based organizations pursuant to the job training partnership act; and to provide for criteria for the selection of service providers," by amending section 1 (MCL 421.151), as amended by 1990 PA 146.

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

Senator Peters introduced

Senate Bill No. 398, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 5431, 5817, 9315, 20201, 21034, and 21761 (MCL 333.5431, 333.5817, 333.9315, 333.20201, 333.21034, and 333.21761), section 5431 as amended by 1992 PA 81 and sections 20201 and 21034 as amended by 1982 PA 354.

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

Senator McManus introduced

Senate Bill No. 399, entitled

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending section 13a (MCL 38.1013a), as amended by 1981 PA 123.

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

Senator McManus introduced

Senate Bill No. 400, entitled

A bill to amend 1984 PA 387, entitled "State food stamp distribution act," by amending sections 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 15, 16, 18, 19, and 20 (MCL 400.753, 400.754, 400.755, 400.757, 400.758, 400.759, 400.760, 400.761, 400.762, 400.763, 400.765, 400.766, 400.768, 400.769, and 400.770).

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

Senator Hart introduced

Senate Bill No. 401, entitled

A bill to amend 1984 PA 218, entitled "Third party administrator act," by amending sections 40 and 44 (MCL 550.940 and 550.944).

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

Senator Hart introduced

Senate Bill No. 402, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 316, 2005, 2515, and 2518 (MCL 339.316, 339.2005, 339.2515, and 339.2518), section 2005 as amended by 1992 PA 103 and section 2515 as amended and section 1518 as added by 1993 PA 93.

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

Senator A. Smith introduced

Senate Bill No. 403, entitled

A bill to amend 1976 PA 453, entitled "Elliott-Larsen civil rights act," by amending the title (MCL 37.2101 to 37.2804), as amended by 1992 PA 258, and by adding sections 801a and 801b.

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

Senators Schuette and Shugars introduced

Senate Bill No. 404, entitled

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," (MCL 432.201 to 432.216) by adding sections 9a and 9b.

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

Senators Schuette and Shugars introduced

Senate Bill No. 405, entitled

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending section 5 (MCL 432.205).

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

Senator DeBeussaert introduced

Senate Bill No. 406, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 14802 and 14809 (MCL 324.14802 and 324.14809), as added by 1996 PA 132.

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

House Bill No. 4034, entitled

A bill to amend 1931 PA 285, entitled "An act to provide for city, village and municipal planning; the creation, organization, powers and duties of planning commissions; the regulation and subdivision of land; and to provide penalties for violation of the provisions of this act," by amending sections 1 and 3 (MCL 125.31 and 125.33), section 3 as amended by 1986 PA 5.

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 Local, Urban and State Affairs.

House Bill No. 4221, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 558, 799a, and 803 (MCL 168.558, 168.799a, and 168.803), section 558 as amended by 1996 PA 583, section 799a as amended by 1992 PA 8, and section 803 as amended by 1985 PA 160.

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 Government Operations.

House Bill No. 4235, entitled

A bill to amend 1974 PA 269, entitled "Franchise investment law," by amending sections 8 and 27 (MCL 445.1508 and 445.1527), as amended by 1984 PA 92.

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 Economic Development, International Trade and Regulatory Affairs.

House Bill No. 4237, entitled

A bill to amend 1846 RS 14, entitled "Of county officers," by amending sections 107 and 117 (MCL 55.107 and 55.117), section 107 as amended by 1993 PA 96.

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 Economic Development, International Trade and Regulatory Affairs.

House Bill No. 4239, entitled

A bill to amend 1969 PA 287, entitled "An act to regulate pet shops, dog pounds and animal shelters," by amending the title and sections 1, 6, 7, 8, and 9 (MCL 287.331, 287.336, 287.337, 287.338, and 287.339), section 1 as amended by 1980 PA 214, and by adding sections 8a, 9a, and 9b.

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 Agriculture and Forestry.

House Bill No. 4483, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 80101, 80102, 80104, 80113, 80124, 80125, 80131, 80142, 80144, 80146, 80150, 80152, 80154, 80159, 80166, 80167, 80168, 80169, 80170, 80171, 80176, 80180, 80198a, and 80198b (MCL 324.80101, 324.80102, 324.80104, 324.80113, 324.80124, 324.80125, 324.80131, 324.80142, 324.80144, 324.80146, 324.80150, 324.80152, 324.80154, 324.80159, 324.80166, 324.80167, 324.80168, 324.80169, 324.80170, 324.80171, 324.80176, 324.80180, 324.80198a, and 324.80198b), sections 80101, 80102, 80104, 80113, 80124, 80125, 80131, 80144, 80146, 80150, 80152, 80154, 80159, 80166, 80167, 80168, 80169, 80170, 80171, 80198a, and 80198b as added by 1995 PA 58 and sections 80142, 80176, and 80180 as amended by 1996 PA 174, and by adding sections 80168a, 80193a, 80199a, 80199b, 80199c, 80199d, 80199e, 80199f, 80199g, and 80199h; and to repeal acts and parts of acts.

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 Transportation and Tourism.

House Bill No. 4484, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1e of chapter IV (MCL 764.1e), as added by 1980 PA 506.

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 Transportation and Tourism.

House Bill No. 4485, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 113, 8313, 8375, 8391, 8511, and 8512 (MCL 600.113, 600.8313, 600.8375, 600.8391, 600.8511, and 600.8512), sections 113 and 8511 as amended by 1996 PA 79 and sections 8313, 8375, and 8512 as amended by 1995 PA 54.

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 Transportation and Tourism.

House Bill No. 4486, entitled

A bill to amend 1945 PA 246, entitled "An act to authorize township boards to adopt ordinances and regulations to secure the public health, safety and general welfare; to provide for the establishment of a township police department; to provide for policing of townships by certain law enforcement officers and agencies; to provide for the publication of ordinances; to prescribe powers and duties of township boards and certain local and state officers and agencies; to provide sanctions; and to repeal all acts and parts of acts in conflict with the act," by amending section 3 (MCL 41.183), as amended by 1996 PA 34.

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 Transportation and Tourism.

House Bill No. 4487, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 21 (MCL 42.21), as amended by 1996 PA 36.

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 Transportation and Tourism.

House Bill No. 4488, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 2 of chapter VI (MCL 66.2), as amended by 1996 PA 41.

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 Transportation and Tourism.

House Bill No. 4489, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending section 25a (MCL 78.25a), as amended by 1996 PA 42.

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 Transportation and Tourism.

House Bill No. 4490, entitled

A bill to amend 1895 PA 215, entitled "The fourth class city act," by amending section 2 of chapter IX (MCL 89.2), as amended by 1996 PA 43.

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 Transportation and Tourism.

House Bill No. 4491, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 4l (MCL 117.4l), as amended by 1996 PA 44.

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 Transportation and Tourism.

Scheduled Meetings

Community Health Appropriations Subcommittee - Wednesdays, April 16, 23, 30 and May 7, at 1:00 p.m, Senate Appropriations Room, 3rd Floor, Capitol Building (3-1707).

Families, Mental Health and Human Services Committee - Thursday, April 17, at 1:00 p.m., Room 100, Farnum Building (3-1777).

Gaming and Casino Oversight Committee - Monday, April 28, at 11:00 a.m., Northwestern Michigan College, Olson Center, Traverse City (3-2523).

Government Operations Committee - Wednesday, April 16, at 1:00 p.m., Rooms 402 and 403, Capitol Building (3-1758).

Higher Education Appropriations Subcommittee - Friday, April 25, at 9:45 a.m., Central Michigan University, Grawn Hall, Pierpont Auditorium, Room 278, Bellows Street, Mt. Pleasant; Thursday, May 1, at 1:30 p.m., Michigan State University, Erickson Hall Technology Exploration Center, Corner of Farm and Shaw Lanes, East Lansing; Friday, May 9, at 10:00 a.m., Marygrove College, Madame Cadillac Building, 8425 West McNichols, Detroit; Friday, May 16, at 9:00 a.m., Michigan Technological University, Memorial Union Building, Ballroom A, 1400 Townsend Drive, Houghton (3-2768).

Human Resources, Labor and Veterans Affairs Committee - Thursday, April 17, at 1:00 p.m., Room 210, Farnum Building (3-2420).

Local, Urban and State Affairs Committee - Wednesday, April 16, at 1:00 p.m., Room 100, Farnum Building (3-1635).

Michigan Sentencing Commission - Thursday, April 24, at 3:00 p.m. and Friday, April 25, at 9:30 a.m., Holiday Inn South, Convention Center, 6820 South Cedar Street, Lansing (3-7676).

Transportation Appropriations Subcommittee - Thursday, April 17, at 9:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-2426).

Senator DeGrow moved that the Senate adjourn.
The motion prevailed, the time being 10:52 a.m.

The President, Lieutenant Governor Binsfeld, declared the Senate adjourned until Wednesday, April 16, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.

