

**No. 61**  
**JOURNAL OF THE SENATE**

---

Senate Chamber, Lansing, Tuesday, September 28, 1999.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Dick Posthumus.

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

Bennett—present  
Bullard—present  
Byrum—present  
Cherry—present  
DeBeaussaert—present  
DeGrow—present  
Dingell—present  
Dunaskiss—present  
Emerson—present  
Emmons—present  
Gast—present  
Goschka—present  
Gougeon—present

Hammerstrom—present  
Hart—present  
Hoffman—present  
Jaye—present  
Johnson—present  
Koivisto—present  
Leland—present  
McCotter—present  
McManus—present  
Miller—present  
Murphy—present  
North—present  
Peters—present

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

Senator Kenneth R. Sikkema of the 31st District offered the following invocation:

Our Father and our God, we ask that You bless the proceedings of the Senate today—not just our session this morning, but all the committee meetings, informal conversations, and work that takes place. Regardless of our partisan affiliation, where we are from in the state, or our ideological persuasion, we ask that You give us the wisdom, understanding, courage, and the spirit of cooperation that's necessary to be about the people's business.

Finally, Lord, we thank You for this opportunity to serve in this institution, and we thank You for how You have richly blessed our communities and this state in the years gone by.

This, and more, we ask of Your name. Amen.

### **Motions and Communications**

Senator Rogers moved that Senator Schwarz be excused from today's session.

The motion prevailed.

Senator Schwarz is conducting a lecture at the University of Michigan for a public policy class on the role of the state in higher education.

Senators Dunaskiss and A. Smith entered the Senate Chamber.

Senator Emerson moved that Senator V. Smith be excused from today's session.

The motion prevailed.

Senator Leland entered the Senate Chamber.

Senator Rogers moved that rule 3.902 be suspended to allow the guests of Lieutenant Governor Posthumus admittance to the Senate floor.

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

Senator Rogers moved that rule 3.901 be suspended to allow photographs to be taken on the Senate floor, including the center aisle and Gallery.

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

### **Recess**

Senator Rogers moved that the Senate recess subject to the call of the President.

The motion prevailed, the time being 10:05 a.m.

10:10 a.m.

The Senate was called to order by the President, Lieutenant Governor Posthumus.

During the recess, the President of the Senate introduced Jim Dreyer, who swam Lake Michigan and Lake Huron on behalf of the Big Brothers/Big Sisters program, and was presented a special tribute.

Mr. Dreyer responded briefly.

The following communication was received:

Department of Environmental Quality

September 17, 1999

I am submitting a list of ten research projects approved for funding under the Michigan Great Lakes Protection Fund in compliance with Act 156 of the Public Acts of 1989. Section 10.(1) of the Act requires that this list be submitted annually to the legislature. This is the second round of grants awarded in fiscal year 1999.

These projects were recommended by the Michigan Great Lakes Protection Fund Technical Advisory Board after extensive review. Also enclosed is a listing of the criteria used in assigning priority to the projects.

If you have any questions, please contact Mark Coscarelli at 335-4227, or you may contact me.

Sincerely,  
G. Tracy Mehan, III, Director  
Office of the Great Lakes  
517-335-4056

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 Thursday, September 23:

**House Bill Nos. 4414 4599 4600 4601**

The Secretary announced the printing and placement in the members' files on Thursday, September 23 of:

**House Bill No. 4843**

The Secretary announced the printing and placement in the members' files on Monday, September 27 of:

<b>Senate Bill Nos.</b>	<b>681</b>	<b>682</b>	<b>683</b>	<b>684</b>	<b>685</b>	<b>686</b>	<b>687</b>	<b>688</b>	<b>689</b>	<b>690</b>	<b>691</b>	<b>692</b>	<b>693</b>	<b>694</b>
	<b>695</b>	<b>696</b>	<b>697</b>	<b>698</b>	<b>699</b>	<b>700</b>	<b>701</b>	<b>702</b>	<b>703</b>	<b>704</b>	<b>705</b>	<b>706</b>	<b>707</b>	<b>708</b>
	<b>709</b>	<b>710</b>	<b>711</b>	<b>712</b>	<b>713</b>	<b>714</b>	<b>715</b>	<b>716</b>	<b>717</b>	<b>718</b>	<b>719</b>	<b>720</b>	<b>721</b>	<b>722</b>
	<b>723</b>	<b>724</b>	<b>725</b>	<b>726</b>	<b>727</b>	<b>728</b>	<b>729</b>	<b>730</b>	<b>731</b>	<b>732</b>	<b>733</b>	<b>734</b>	<b>735</b>	<b>736</b>
	<b>737</b>	<b>738</b>	<b>739</b>	<b>740</b>										
<b>House Bill Nos.</b>	<b>4834</b>	<b>4835</b>	<b>4836</b>	<b>4837</b>	<b>4838</b>	<b>4839</b>	<b>4840</b>	<b>4841</b>	<b>4842</b>	<b>4844</b>	<b>4845</b>	<b>4846</b>	<b>4847</b>	<b>4848</b>
	<b>4849</b>	<b>4850</b>	<b>4851</b>	<b>4852</b>										

**Messages from the Governor**

The following messages from the Governor were received and read:

September 24, 1999

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

**State Board of Land Surveyors**

Ms. Lori Ellen Beyer, 2230 Rivenoak Court, Ann Arbor, Michigan 48103, county of Washtenaw, as a member representing land surveyors, succeeding Mr. James H. Granger of Cheboygan, who has resigned, for a term expiring on March 31, 2001.

Mr. Robert Andrew Goodreau, 445 Maple Street, Kingsford, Michigan 49802, county of Dickinson, as a member representing land surveyors, succeeding Mr. Earl W. Applekamp of Ewen, whose term has expired, for a term expiring on March 31, 2003.

September 24, 1999

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

**State Tax Commission**

Mr. Mark A. Hilpert, 23210 Gilbar, Novi, Michigan 48375, county of Oakland, as a member representing Republicans and as Chair, succeeding himself, for a term expiring on September 13, 2005.

September 24, 1999

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

**Michigan Board of Nursing**

Mrs. Carolyn Taylor Boone, 1860 Hillside Farm Road, Grayling, Michigan 49738, county of Crawford, as a member representing the general public, succeeding herself, for a term expiring on June 30, 2003.

Ms. Dee M. White, 4132 Circle View Drive, Williamsburg, Michigan 49690, county of Grand Traverse, as a member representing the general public, succeeding Ms. Peggy R. Bransdorfer of Ada, whose term has expired, for a term expiring on June 30, 2003.

Dr. Patricia W. Underwood, 6435 Rothbury Street, Portage, Michigan 49024, county of Kalamazoo, as a member representing nurses with a master's degree who are engaged in nursing education, succeeding herself, for a term expiring on June 30, 2003.

Ms. Susan J. Meeker, 3105 E. Village Lane, Port Huron, Michigan 48060, county of St. Clair, as a member representing nurses with a master's degree who are engaged in nursing education, succeeding herself, for a term expiring on June 30, 2003.

Ms. Cynthia Ann Phillips, 118 Blenheim, Spring Arbor, Michigan 49283, county of Jackson, as member representing registered nurses without a baccalaureate degree who are engaged in the nursing practice or administration, succeeding herself, for a term expiring on June 30, 2003.

Ms. Rosemarie A. DeLoof, 204 St. Ives N., Lansing, Michigan 48906, county of Ingham, as a member representing licensed practical nurses, succeeding Ms. Jennifer Lanczak of Pinconning, whose term has expired, for a term expiring on June 30, 2003.

Ms. Gail E. Urness, 4930 Fairway Ridge Circle, West Bloomfield, Michigan 48323, county of Oakland, as a member representing nurses without a baccalaureate degree who are engaged in the nursing practice or administration, succeeding Ms. Patricia E. Pittenger of Lansing, who has resigned, for a term expiring on June 30, 2003.

Sandy Place, 411 North Street, Morenci, Michigan 49256, county of Lenawee, as a member representing nurses without a baccalaureate degree who are engaged in the nursing practice or administration, for a term expiring on June 30, 2003.

Sincerely,  
John Engler  
Governor

The appointments were referred to the Committee on Government Operations.

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

Senator Rogers 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 Posthumus, designated Senator Dingell as Chairperson.

After some time spent therein, the Committee arose; and, the President, Lieutenant Governor Posthumus, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 633, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 411a (MCL 750.411a), as amended by 1996 PA 303.

Substitute (S-3).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 2, line 7, after "bombing," by striking out "or".  
2. Amend page 2, line 7, after "bomb" by inserting a comma and "OR THREAT TO USE A HARMFUL DEVICE, SUBSTANCE, OR MATERIAL".

3. Amend page 4, following line 2, by inserting:

"(5) AS USED IN THIS SECTION:

(A) "HARMFUL DEVICE, SUBSTANCE, OR MATERIAL" INCLUDES, BUT IS NOT LIMITED TO, A DEVICE, SUBSTANCE, OR MATERIAL AS DEFINED IN SECTION 200H (E) TO (J) OF THE MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.200H.

(B) "LOCAL UNIT OF GOVERNMENT" MEANS:

(i) A CITY, VILLAGE, TOWNSHIP, OR COUNTY.

(ii) A LOCAL OR INTERMEDIATE SCHOOL DISTRICT.

(iii) A PUBLIC SCHOOL ACADEMY.

(iv) A COMMUNITY COLLEGE.

(C) "STATE" INCLUDES A STATE INSTITUTION OF HIGHER EDUCATION."

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

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

**Senate Bill No. 634, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16t of chapter XVII (MCL 777.16t), as added by 1998 PA 317.

Substitute (S-2).

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

1. Amend page 2, line 27, after "the" by striking out the balance of the line and inserting "date this amendatory act is enacted."

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

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

**Senate Bill No. 635, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1f of chapter IX (MCL 769.1f), as added by 1998 PA 345.

Substitute (S-1).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 5, line 22, after “means” by striking out the balance of the subdivision and inserting “ANY OF THE FOLLOWING:

- (i) A CITY, VILLAGE, TOWNSHIP, OR COUNTY.
- (ii) A LOCAL OR INTERMEDIATE SCHOOL DISTRICT.
- (iii) A PUBLIC SCHOOL ACADEMY.
- (iv) A COMMUNITY COLLEGE.”.

2. Amend page 6, following line 6, by inserting:

“(F) “STATE” INCLUDES A STATE INSTITUTION OF HIGHER EDUCATION.” and relettering the remaining subdivision.

3. Amend page 6, line 11, after “the” by striking out the balance of the line and inserting “date this amendatory act is enacted.”.

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

### Resolutions

Senators Rogers, McManus, Gougeon, Stille, Sikkema, Hoffman, Steil, Gast, Van Regenmorter, Hammerstrom, Johnson, North, Bullard, Schwarz, Goschka and Shugars offered the following concurrent resolution:

#### **Senate Concurrent Resolution No. 21.**

A concurrent resolution to memorialize the Congress of the United States to enact legislation to repeal the inheritance tax for farmers.

Whereas, One of the cornerstones of our state and nation is the family farm. In addition to the role that this enterprise plays in feeding the world and the impact agriculture has on our economy, the family farm remains a defining component of rural communities across the country. Michigan farms are among the most productive, both in the quality and the quantity of crops grown; and

Whereas, The number of farms is decreasing steadily in Michigan and throughout the United States. According to the National Agriculture Statistics Service of the United States Department of Agriculture, the number of farms in Michigan has dropped from 93,504 in 1964 to 46,027 in 1997; and

Whereas, While there are a host of factors that contribute to the decline in the number of farms, the federal estate tax system is a significant impediment to the tradition of farms passing from generation to generation. Because of the estate tax, which effectively begins with an estate valued at \$650,000, many families are unable to pass the land to family members who wish to continue farming. With the very high rate of estate taxes, which begins at 37 percent and escalates to more than half of the value of the estate exceeding the threshold, many families have to sell all or part of the land to pay the taxes; and

Whereas, Efforts to raise the exemption amount for the federal estate tax, which is rising through legislation enacted a few years ago, are inadequate to address the problems facing farm families. It is unrealistic, counterproductive, and unfair to tax families off their farms. This problem must be addressed swiftly, before another element of American life vanishes; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we memorialize the Congress of the United States to enact legislation to repeal the inheritance tax for farmers; and be it further

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

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Rogers moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Rogers moved that the concurrent resolution be referred to the Committee on Finance.

The motion prevailed.

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

Senator Peters offered the following resolution:

#### **Senate Resolution No. 81.**

A resolution to urge the Governor to work with Oakland University officials to arrange an IRS-approved minimum distribution of the pension of Professor Philip Singer.

Whereas, Philip Singer, an active professor at Oakland University, has been denied any distribution of his pension. His appeals have been turned down, even though, at the age of 74, he is well beyond retirement age and well beyond the age at which other retirement vehicles, like IRAs and 401K accounts, require a minimum distribution; and

Whereas, Professor Singer made his request for an IRS-approved minimum distribution of pension benefits in applications to and communications with the university's administration and its board of trustees. His requests noted the appropriateness of the distribution of a small portion of his retirement money even as he continues to serve the university as a productive faculty member. This situation is not unlike many others in which public servants—including elected officials—begin to draw retirement money while they continue to serve in full-time, publicly funded positions; and

Whereas, The money Professor Philip Singer is seeking is money his long years of service have earned. It is inconsistent for some public entities to permit such distributions while others hold captive the resources an employee has earned and is fully vested in; now, therefore, be it

Resolved by the Senate, That we urge the Governor to work with Oakland University officials to arrange an IRS-approved minimum distribution of the pension of Professor Philip Singer; and be it further

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

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

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

Senator Miller asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Miller's statement is as follows:

Lieutenant Governor, I would like to take the privilege of a statement about one of our former colleagues.

Sunday night, Mr. President, I received a phone call about 10:00 p.m. from a former colleague who many people here know, Henry Stallings. Senator Stallings, as we all know, was a victim of a serious attack at an ATM machine in Detroit on Thursday evening. It was a very, very terrifying attack. Mr. Stallings was shot three times. His companion was also terrorized and was not shot, but was extremely—and I'm not sure of the terminology—but was very, very victimized and terrorized herself.

Henry Stallings is in a hospital in Detroit. If any of the members would like to send him a get well card, he would appreciate it. He escaped, Mr. Lieutenant Governor, with his life. He was shot three times, and I told the good Senator Sunday night that our prayers and thoughts would be with him for a speedy recovery. It's very, very unfortunate that any person, let alone a former Senator, would have to experience that type of danger to their life.

We wish him well. I know he wanted to be here today for the retirees luncheon, but due to this circumstance, it was very, very damaging to his life. We wish him well and hope that he recuperates and gets back on his feet and runs his business in Detroit.

By unanimous consent the Senate returned to the order of  
**Introduction and Referral of Bills**

Senators Johnson, Hammerstrom and Emmons introduced

**Senate Bill No. 741, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 520c and 520e (MCL 750.520c and 750.520e), section 520c as amended by 1983 PA 158 and section 520e as amended by 1996 PA 155.

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

Senators Bennett and McCotter introduced

**Senate Bill No. 742, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 516.

The bill was read a first and second time by title and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

Senators Cherry, Young and Vaughn introduced

**Senate Bill No. 743, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3135 (MCL 500.3135), as amended by 1995 PA 222.

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

Senators Stille, Bennett, Goschka, Hammerstrom, Rogers, Emerson, Cherry, Byrum, Johnson and Shugars introduced **Senate Bill No. 744, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1772) by adding section 27.

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

Senators Emmons, Steil, Rogers, Miller, Shugars, V. Smith, Johnson, Hammerstrom, Sikkema, Stille, Bennett, McCotter and Gast introduced

**Senate Bill No. 745, entitled**

A bill to revise and codify the laws relating to banks, out-of-state banks, and foreign banks; to provide for their regulation and supervision; to prescribe the powers and duties of banks; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; 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 Banking and Financial Institutions.

Senators Miller, Steil and Shugars introduced

**Senate Bill No. 746, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20101b (MCL 324.20101b), as added by 1995 PA 71.

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

Senators Rogers, Steil, Miller and Shugars introduced

**Senate Bill No. 747, entitled**

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 4 (MCL 445.904), as amended by 1993 PA 10.

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

Senators Emmons, Miller, Steil and Shugars introduced

**Senate Bill No. 748, entitled**

A bill to amend 1986 PA 157, entitled "Michigan export development act," by amending section 2 (MCL 447.152), as amended by 1990 PA 304.

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

Senators Steil, Miller and Shugars introduced

**Senate Bill No. 749, entitled**

A bill to amend 1960 PA 136, entitled "Sale of checks act," by amending section 4 (MCL 487.904), as amended by 1990 PA 81.

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

Senators Shugars, Miller and Steil introduced

**Senate Bill No. 750, entitled**

A bill to amend 1986 PA 89, entitled "Michigan BIDCO act," by amending section 717 (MCL 487.1717).

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

Senators Steil, Miller and Shugars introduced

**Senate Bill No. 751, entitled**

A bill to amend 1996 PA 354, entitled "Savings bank act," by amending section 102 (MCL 487.3102).

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

Senators Steil, Miller and Shugars introduced

**Senate Bill No. 752, entitled**

A bill to amend 1980 PA 307, entitled "Savings and loan act of 1980," by amending sections 107, 700, and 800 (MCL 491.107, 491.700, and 491.800), section 107 as added and sections 700 and 800 as amended by 1987 PA 106.

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

Senators Shugars, Steil and Miller introduced

**Senate Bill No. 753, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 1214 (MCL 700.1214).

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

Senators Hammerstrom, Emmons, Shugars, Stille, Gougeon, Bennett, Johnson, Byrum, A. Smith, Bullard, Sikkema, Rogers, Goschka, Jaye and McCotter introduced

**Senate Bill No. 754, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," (MCL 701.1 to 712A.32) by adding section 18/ to chapter XII.

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

Senators Emmons, McManus, Bullard, Rogers, Schuette and Hammerstrom introduced

**Senate Bill No. 755, entitled**

A bill to amend 1970 PA 29, entitled "An act relating to potatoes; to create a potato commission; to prescribe its powers and duties and authority; to impose an assessment on the privilege of introducing potatoes into the channels of trade and commerce; to provide for the collection of the assessment; to provide for penalties; and to repeal certain acts and parts of acts," by amending section 2 (MCL 290.422), as amended by 1992 PA 135.

The bill was read a first and second time by title and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

Senators Bullard, Young, McCotter and McManus introduced

**Senate Bill No. 756, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 411 (MCL 750.411).

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

Senators Bullard, Young, McCotter, Rogers, North, Hammerstrom, McManus and Dingell introduced

**Senate Bill No. 757, entitled**

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending sections 31 and 32 (MCL 552.631 and 552.632), as amended by 1996 PA 301.

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

Senators Peters, Johnson and Hammerstrom introduced

**Senate Bill No. 758, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1586 and 1599 (MCL 380.1586 and 380.1599).

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

Senators Peters, Johnson and Hammerstrom introduced

**Senate Bill No. 759, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 303 and 319 (MCL 257.303 and 257.319), section 303 as amended by 1999 PA 73 and section 319 as amended by 1999 PA 118.

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



Senators Peters, Johnson and Hammerstrom introduced

**Senate Bill No. 760, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 2, 6, 6a, and 11 of chapter XIIA (MCL 712A.2, 712A.6, 712A.6a, and 712A.11), section 2 as amended by 1998 PA 530, sections 6 and 11 as amended by 1996 PA 409, and section 6a as added by 1996 PA 252, and by adding sections 11a and 17e to chapter XIIA.

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

Senators Peters, Johnson and Hammerstrom introduced

**Senate Bill No. 761, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 2 (MCL 722.622), as amended by 1998 PA 531.

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

Senators Rogers, Hammerstrom, Johnson, Bullard, Schwarz, Steil and Sikkema introduced

**Senate Bill No. 762, entitled**

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending sections 836 and 837 (MCL 418.836 and 418.837), as amended by 1994 PA 271.

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

Senators Rogers, McManus, Gougeon, Stille, Sikkema, Hoffman, Steil, Gast, Van Regenmorter, Hammerstrom, Johnson, North, Bullard, Schwarz, Goschka and Shugars introduced

**Senate Bill No. 763, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 36109 (MCL 324.36109), as amended by 1996 PA 233.

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

**House Bill No. 4414, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2552 (MCL 600.2552), as amended by 1994 PA 154.

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

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

**House Bill No. 4599, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20115 (MCL 333.20115) and by adding section 22224.

The House of Representatives has passed the bill.

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

**House Bill No. 4600, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2835 (MCL 333.2835).

The House of Representatives has passed the bill.

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

**House Bill No. 4601, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 2837.

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 Families, Mental Health and Human Services.

### Committee Reports

The Committee on Education reported

**Senate Bill No. 447, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1147 (MCL 380.1147).

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

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

Loren N. Bennett

Chairperson

To Report Out:

Yeas: Senators Bennett, Emmons and Stille

Nays: Senators Peters and Leland

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

The Committee on Education reported

**Senate Bill No. 501, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1237.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

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

Loren N. Bennett

Chairperson

To Report Out:

Yeas: Senators Bennett, Emmons, Stille and Leland

Nays: Senator Peters

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

### COMMITTEE ATTENDANCE REPORT

The Committee on Education submits the following:

Meeting held on Wednesday, September 22, 1999, at 3:00 p.m., Room 810, Farnum Building

Present: Senators Bennett (C), Emmons, Stille, Peters and Leland

The Committee on Banking and Financial Institutions reported

**Senate Bill No. 596, entitled**

A bill to amend 1925 PA 285, entitled "An act to provide for the organization, operation, and supervision of credit unions; to provide for the conversion of a state credit union into a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States and for the conversion of a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States into a state credit union; and to provide for the merger of credit unions organized and supervised under the laws of this state, credit unions organized and supervised under the laws of any other state or territory of the United States, and federal credit unions," by amending section 8 (MCL 490.8), as amended by 1992 PA 246.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

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

Glenn Steil

Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons and Rogers

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 Banking and Financial Institutions submits the following:

Meeting held on Thursday, September 23, 1999, at 1:00 p.m., Room 210, Farnum Building

Present: Senators Steil (C), Shugars, Emmons and Rogers

Excused: Senators Miller, Cherry and V. Smith

## COMMITTEE ATTENDANCE REPORT

The Legislative Retirement Board of Trustees submits the following:

Meeting held on Wednesday, September 22, 1999, at 4:00 p.m., House Conference Room, Capitol Building

Present: Senator McManus (C)

Excused: Senators Schwarz and Emerson

**Scheduled Meetings**

Appropriations Committee - Wednesday, September 29, at 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-6960).

Capital Outlay Joint Appropriations Subcommittee - Thursday, September 30, at 8:45 a.m., House Appropriations Room (3-6960).

Education Committee - Wednesday, September 29, at 3:00 p.m., Room 810, Farnum Building (3-7350).

Farming, Agribusiness and Food Systems Committee - Wednesday, September 29, at 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-1725).

Human Resources, Labor, Senior Citizens and Veterans Affairs Committee - Thursday, September 30, at 1:00 p.m., Room 210, Farnum Building (3-2420).

Judiciary Committee - Wednesday, September 29, at 1:00 p.m., Rooms 402 and 403, Capitol Building (3-6920).

Local, Urban and State Affairs Committee - Wednesday, September 29, at 3:00 p.m., Room 405, Capitol Building (3-1707).

Michigan Capitol Committee - Wednesday, October 13, at 12:00 p.m., Room H-41, Ground Floor, Capitol Building (3-0289).

Natural Resources Appropriations Subcommittee - Wednesday, September 29, at 8:30 a.m., Room 351, Capitol Building (3-1725).

Senate Fiscal Agency Governing Board - Wednesday, September 29, at 2:30 p.m. or immediately following the Appropriations Committee meeting, Room S-324, Capitol Building (3-6960).

Senator Rogers moved that the Senate adjourn.

The motion prevailed, the time being 10:43 a.m.

The President, Lieutenant Governor Posthumus, declared the Senate adjourned until Wednesday, September 29, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate.

