

No. 73
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, October 26, 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 not 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—present
Shugars—present
Sikkema—present
A. Smith—present
V. Smith—present
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—present
Young—present

Bishop William Murphey of New Mount Mariah Baptist Church of Pontiac offered the following invocation:

Father, in Jesus' name, we give thanks for the United States of America and its government. We hold up before You the men and women who are in positions of authority. We pray and intercede for our President, our Representatives, these our Senators, and for all those who stand in authority.

We believe, even now, Lord, that You will cause them to be men and women of integrity and that You cause them to be godly and upright men and women who lead quiet and peaceable lives. You have promised to us that You would send Your Spirit and that He would lead us into all truth. It is by Your Spirit that we have the truth revealed of what Your will and purpose is for this day.

Father, we pray that Your Spirit's skillful and godly wisdom has entered into the hearts and minds of those who lead us and that every decision that will be made this day that affects your people will not be made out of pride, selfishness, arrogance, nor for personal gains, but that we will walk in the spirit, and we will not fulfill the lust of our flesh.

Your Word declares in Psalm 33:12, "Blessed is the nation whose God is the Lord." So, even now in this Senate, we declare that You are Lord, and You are God. Amen and thank God. God bless you.

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.

10:08 a.m.

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

During the recess, Senators Hoffman and Van Regenmorter entered the Senate Chamber.

A quorum of the Senate was present.

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

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

Senator Rogers moved that rule 3.902 be suspended to allow the guests of Senator Dunaskiss admittance to the Senate floor, including the center aisle.

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 10:08 a.m.

10:18 a.m.

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

During the recess, Senators Gougeon, Bullard, North, Shugars, McManus, Bennett, Jaye, Steil, Emmons, Sikkema, DeGrow, Hammerstrom, Gast, Schuette, Stille and Johnson entered the Senate Chamber.

Motions and Communications

The following communications were received:
Office of the Auditor General

October 20, 1999

Enclosed is a copy of the following audit report and/or executive digest:
Performance Audit of the Bureau of Human Resource Services, Department of Civil Service, October 1999.

October 21, 1999

Enclosed is a copy of the following audit report and/or executive digest:
Financial Audit including the Provisions of the Single Audit Act of the Department of Environmental Quality, October 1, 1995, through September 30, 1997.

October 21, 1999

Enclosed is a copy of the following audit report and/or executive digest:
Financial Audit including the Provisions of the Single Audit Act of the Library of Michigan, October 1, 1996, through September 30, 1998.

October 21, 1999

Enclosed is a copy of the following audit report and/or executive digest:
Performance and Financial Related Audit of the Medicaid Management Information System, Department of Community Health.

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

The communications were referred to the Secretary for record.

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, October 21:

House Bill Nos. 4424 4469 4587 4588 4737

The Secretary announced the printing and placement in the members' files on Thursday, October 21 of:

Senate Bill Nos. 816 817 818 819 820 821 822 823 824 825 826 827 828 829
830 831 832 833 834 835
House Bill Nos. 5005 5006 5007 5011 5012 5013 5014 5015 5017 5018 5019 5020 5021 5022

The Secretary announced the printing and placement in the members' files on Friday, October 22 of:

House Bill Nos. 5023 5024

The Secretary announced the printing and placement in the members' files on Monday, October 25 of:

Senate Bill Nos. 836 837 838 839 840 841 842 843 844 845 846 847

Senator Rogers moved that Senator McCotter be temporarily excused from today's session.
The motion prevailed.

Messages from the Governor

The following message from the Governor was received:

Date: October 22, 1999
Time: 1:00 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 182 (Public Act No. 144), being

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for

penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending sections 7208, 7220, 7227, and 7408a (MCL 333.7208, 333.7220, 333.7227, and 333.7408a), section 7408a as amended by 1999 PA 74, and by adding section 7339.

(Filed with the Secretary of State on October 22, 1999, at 2:24 p.m.)

Respectfully,
John Engler
Governor

The following messages from the Governor were received and read:

October 25, 1999

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

Board of Barber Examiners

Mr. Gerald L. Wall, 10581 Eastridge Court, Roscommon, Michigan 48653-8999, county of Roscommon, as a member representing the general public, succeeding himself, for a term expiring on September 30, 2003.

Mr. Joe Loush, 8 Cherry Hill Court, Dearborn, Michigan 48124, county of Wayne, as a member representing licensed barbers, succeeding Ms. Michaeline G. Puma of Roseville, whose term has expired, for a term expiring on September 30, 2003.

October 25, 1999

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

Board of Landscape Architects

Mr. Roger M. Sabine, 1013 Kenmoor SE, Grand Rapids, Michigan 49504, county of Kent, as a member representing landscape architects, succeeding himself, for a term expiring on June 30, 2003.

Ms. Joanne Searle, 3473 Mineral Springs Trail, Mt. Pleasant, Michigan 48858, county of Isabella, as a member representing the general public, succeeding Mr. Eric R. Bergsma of Traverse City, whose term has expired, for a term expiring on June 30, 2003.

October 25, 1999

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

Commission on Services to the Aging

Mr. Elwin M. Johnson, 316 Teft Road, Spring Arbor, Michigan 49283, county of Jackson, as a member representing Republicans, succeeding himself, for a term expiring on July 28, 2002.

Ms. Louise V. Thomas, P.O. Box 88292, Kentwood, Michigan 49518, county of Kent, as a member representing Republicans, succeeding herself, for a term expiring on July 28, 2002.

Ms. Della M. Wright, 180 S. Custer, #208, Sandusky, Michigan 48471, county of Sanilac, as a member representing Republicans, succeeding herself, for a term expiring on July 28, 2002.

Ms. June Irene Cox, 8079 Jewett, Warren, Michigan 48089, county of Macomb, as a member representing Republicans, succeeding herself, for a term expiring on July 28, 2002.

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 Hoffman 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 without amendment, the following bill:

Senate Bill No. 594, entitled

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending section 6 (MCL 28.176), as amended by 1996 PA 508.

The bill 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. 796, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 261 (MCL 206.261), as amended by 1996 PA 484.

Substitute (S-2).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 589, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending section 401 (MCL 550.1401), as amended by 1998 PA 135.

Substitute (S-2).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 590, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3407b.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 591, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21072a.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 593, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16221 and 16226 (MCL 333.16221 and 333.16226), section 16221 as amended by 1998 PA 227 and section 16226 as amended by 1998 PA 109, and by adding sections 17020 and 17520.

Substitute (S-4).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 595, entitled

A bill to amend 1956 PA 205, entitled "The paternity act," by amending sections 1, 6, and 6a (MCL 722.711, 722.716, and 722.716a), sections 1 and 6 as amended and section 6a as added by 1998 PA 113.

Substitute (S-2).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 807, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5431 (MCL 333.5431), as amended by 1998 PA 88.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 815, entitled

A bill to amend 1976 PA 220, entitled "Persons with disabilities civil rights act," by amending sections 201 and 202 (MCL 37.1201 and 37.1202), section 201 as amended by 1990 PA 121 and section 202 as amended by 1998 PA 20.

Substitute (S-1).

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

1. Amend page 2, line 4, after "CHARACTERISTIC" by striking out the balance of the sentence and inserting "OF AN INDIVIDUAL DERIVED FROM THE INDIVIDUAL'S FAMILY HISTORY OR A GENETIC TEST".
2. Amend page 4, line 7, after "TEST" by inserting "OR TO PROVIDE GENETIC INFORMATION".

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.

During the Committee of the Whole, Senators McCotter and Murphy entered the Senate Chamber.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

By unanimous consent the Senate proceeded to consideration of the following bill:

Senate Bill No. 725, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20965 (MCL 333.20965), as amended by 1997 PA 78.

The above bill was read a third time.

The question being on the passage of the bill,

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

Roll Call No. 522

Yeas—38

Bennett	Gast	McCotter	Shugars
Bullard	Goschka	McManus	Sikkema
Byrum	Gougeon	Miller	Smith, A.
Cherry	Hammerstrom	Murphy	Smith, V.
DeBeaussaert	Hart	North	Steil
DeGrow	Hoffman	Peters	Stille
Dingell	Jaye	Rogers	Van Regenmorter
Dunaskiss	Johnson	Schuette	Vaughn
Emerson	Koivisto	Schwarz	Young
Emmons	Leland		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4420, entitled

A bill to amend 1963 PA 17, entitled "An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health," by amending section 4 (MCL 691.1504), as added by 1986 PA 21.

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

Roll Call No. 523**Yeas—38**

Bennett	Gast	McCotter	Shugars
Bullard	Goschka	McManus	Sikkema
Byrum	Gougeon	Miller	Smith, A.
Cherry	Hammerstrom	Murphy	Smith, V.
DeBeaussaert	Hart	North	Steil
DeGrow	Hoffman	Peters	Stille
Dingell	Jaye	Rogers	Van Regenmorter
Dunaskiss	Johnson	Schuette	Vaughn
Emerson	Koivisto	Schwarz	Young
Emmons	Leland		

Nays—0**Excused—0****Not Voting—0**

In The Chair: President

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

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

Senators Bullard, Hoffman and Rogers introduced
Senate Bill No. 848, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts," (MCL 691.1401 to 691.1415) by adding section 7a.

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

Senator Emmons introduced
Senate Bill No. 849, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 9 (MCL 117.9), as amended by 1984 PA 352.

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

Senator Emmons introduced

Senate Bill No. 850, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 34 (MCL 42.34), as amended by 1984 PA 353.

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

Senator Emmons introduced

Senate Bill No. 851, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending sections 4 and 5 (MCL 78.4 and 78.5).

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

Senator Emmons introduced

Senate Bill No. 852, entitled

A bill to amend 1846 RS 16, entitled "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," (MCL 41.1a to 41.110c) by adding section 104b.

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

Senator Emmons introduced

Senate Bill No. 853, entitled

A bill to amend 1968 PA 191, entitled "An act to create a state boundary commission; to prescribe its powers and duties; to provide for municipal incorporation, consolidation, and annexation; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending section 11b (MCL 123.1011b), as added by 1982 PA 192.

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

Senator Emmons introduced

Senate Bill No. 854, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 6 of chapter XIV (MCL 74.6) and by adding section 6b to chapter XIV.

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. 4424, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 2970; 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 Technology and Energy.

House Bill No. 4469, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts," by adding section 7b; 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 Technology and Energy.

House Bill No. 4587, entitled

A bill to protect against interest, fines, penalties, and other fees and finance charges by political subdivisions for billing errors caused by computer date failures; 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 Technology and Energy.

House Bill No. 4588, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts," by amending section 7 (MCL 691.1407), as amended by 1996 PA 143, and by adding section 7a; 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 Technology and Energy.

House Bill No. 4737, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by amending the title and by adding section 2969; 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 Technology and Energy.

Committee Reports

The Committee on Farming, Agribusiness and Food Systems reported

Senate Concurrent Resolution No. 20.

A concurrent resolution to memorialize the Congress of the United States to take certain actions regarding the implementation of the Food Quality Protection Act of 1996.

(For text of resolution, see Senate Journal No. 60, p. 1330.)

With the recommendation that the concurrent resolution be adopted.

George A. McManus, Jr.
Chairperson

To Report Out:

Yeas: Senators McManus, Stille, Gougeon, Byrum and Hart

Nays: None

The concurrent resolution was placed on the order of Resolutions.

The Committee on Farming, Agribusiness and Food Systems reported

Senate Concurrent Resolution No. 24.

A concurrent resolution to memorialize the Congress of the United States to investigate the issue and extent of foreign agricultural products being dumped on American markets.

(For text of resolution, see Senate Journal No. 70, p. 1496.)

With the recommendation that the following amendments be adopted and that the concurrent resolution then be adopted:

1. Amend the title, line 3, after "markets" by inserting "and to take appropriate actions to curb the import of products so they meet similar standards to those products grown here".

2. Amend the first Resolving clause, line 4, after "markets" by inserting "and to take appropriate actions to curb the import of products so they meet similar standards to those products grown here".

George A. McManus, Jr.
Chairperson

To Report Out:

Yeas: Senators McManus, Stille, Gougeon, Byrum and Hart

Nays: None

The concurrent resolution was placed on the order of Resolutions.

COMMITTEE ATTENDANCE REPORT

The Committee on Farming, Agribusiness and Food Systems submits the following:

Meeting held on Wednesday, October 20, 1999, at 1:30 p.m., Room 405, Capitol Building

Present: Senators McManus (C), Stille, Gougeon, Byrum and Hart

The Committee on Reapportionment reported

Senate Bill No. 810, entitled

A bill to establish guidelines for the decennial adoption of a redistricting plan for congressional districts; to provide original jurisdiction to the supreme court to review a congressional redistricting plan enacted by the legislature for compliance with those guidelines; and to provide a procedure for the supreme court to use to redistrict congressional districts under certain circumstances.

With the recommendation that the substitute (S-3) be adopted and that the bill then pass.

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

Bill Schuette
Chairperson

To Report Out:

Yeas: Senators Schuette, Rogers, Emmons, Sikkema and McCotter

Nays: Senators V. Smith, Leland and DeBeaussaert

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

The Committee on Reapportionment reported

Senate Bill No. 811, entitled

A bill to confer original jurisdiction on the supreme court to hear and decide cases on congressional redistricting; and to allow the supreme court to review and order congressional redistricting plans.

With the recommendation that the bill pass.

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

Bill Schuette
Chairperson

To Report Out:

Yeas: Senators Schuette, Rogers, Emmons, Sikkema and McCotter

Nays: Senators V. Smith, Leland and DeBeaussaert

The bill was referred to the Committee of the Whole.

The Committee on Reapportionment reported

Senate Bill No. 812, entitled

A bill to amend 1966 PA 261, entitled "An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending sections 4 and 8 (MCL 46.404 and 46.408).

With the recommendation that the bill pass.

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

Bill Schuette
Chairperson

To Report Out:

Yeas: Senators Schuette, Rogers, Emmons, Sikkema, McCotter and Hoffman

Nays: Senators V. Smith, Leland and DeBeaussaert

The bill was referred to the Committee of the Whole.

The Committee on Reapportionment reported

Senate Bill No. 813, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 302 (MCL 600.302), as amended by 1993 PA 190.

With the recommendation that the bill pass.

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

Bill Schuette
Chairperson

To Report Out:

Yeas: Senators Schuette, Rogers, Emmons, Sikkema, McCotter and Hoffman

Nays: Senators V. Smith, Leland and DeBeaussaert

The bill was referred to the Committee of the Whole.

The Committee on Reapportionment reported

Senate Bill No. 814, entitled

A bill to amend 1996 PA 463, entitled "An act to establish guidelines for the decennial adoption of redistricting plans for the senate and house of representatives; to provide original jurisdiction to the supreme court to review redistricting plans enacted by the legislature for compliance with those guidelines; and to provide a procedure for the supreme court to use to redistrict the senate and house of representatives under certain circumstances," by amending sections 1, 2, and 4 (MCL 4.261, 4.262, and 4.264).

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.

Bill Schuette
Chairperson

To Report Out:

Yeas: Senators Schuette, Rogers, Emmons, Sikkema, McCotter and Hoffman

Nays: Senators V. Smith, Leland and DeBeaussaert

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

COMMITTEE ATTENDANCE REPORT

The Committee on Reapportionment submits the following:

Meeting held on Wednesday, October 20, 1999, at 1:10 p.m., Room 110, Farnum Building

Present: Senators Schuette (C), Rogers, Emmons, Sikkema, McCotter, Hoffman, V. Smith, Leland and DeBeaussaert

The Committee on Banking and Financial Institutions reported

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.

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

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

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

The Committee on Banking and Financial Institutions reported

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.

With the recommendation that the bill pass.

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Banking and Financial Institutions reported

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.

With the recommendation that the bill pass.

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Banking and Financial Institutions reported

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.

With the recommendation that the bill pass.

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Banking and Financial Institutions reported

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.

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, Rogers, Cherry and V. Smith

Nays: None

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

The Committee on Banking and Financial Institutions reported

Senate Bill No. 750, entitled

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

With the recommendation that the bill pass.

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Banking and Financial Institutions reported

Senate Bill No. 751, entitled

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

With the recommendation that the bill pass.

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Banking and Financial Institutions reported

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.

With the recommendation that the bill pass.

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Banking and Financial Institutions reported

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).

With the recommendation that the bill pass.

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

Glenn Steil
Chairperson

To Report Out:

Yeas: Senators Steil, Shugars, Emmons, Rogers, Cherry and V. Smith

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Banking and Financial Institutions submits the following:

Meeting held on Thursday, October 21, 1999, at 2:32 p.m., Room 210, Farnum Building

Present: Senators Steil (C), Shugars, Emmons, Rogers, Miller, Cherry and V. Smith

COMMITTEE ATTENDANCE REPORT

The Joint Committee on Administrative Rules submits the following:

Meeting held on Thursday, October 21, 1999, at 8:30 a.m., Rooms 402 and 403, Capitol Building

Present: Senators Hammerstrom (C), Steil, Van Regenmorter and Hart

Absent: Senator Murphy

COMMITTEE ATTENDANCE REPORT

The Committee on Human Resources, Labor, Senior Citizens and Veterans Affairs submits the following:

Meeting held on Thursday, October 21, 1999, at 1:05 p.m., Room 210, Farnum Building

Present: Senators Rogers (C), Schuette, Steil and Dingell

Excused: Senator Murphy

Scheduled Meetings

Administrative Rules Joint Committee - Thursday, October 28, at 8:30 a.m., Rooms 402 and 403, Capitol Building (3-6476).

Families, Mental Health and Human Services Committee and Family Independence Agency Appropriations Subcommittee (Joint meeting with House Family and Children Services Committee and House Appropriations Subcommittee on Family Independence Agency) - Thursday, November 4, at 8:30 a.m., House Appropriations Room, 3rd Floor, Capitol Building (3-3543/3-1760).

Farming, Agribusiness and Food Systems Committee - Wednesday, October 27, at 1:30 p.m., Room 405, Capitol Building (3-1725).

Government Operations Committee - Wednesday, October 27, at 3:00 p.m. and Thursday, October 28, at 1:00 p.m., Room 405, Capitol Building (3-1707).

Judiciary Committee - Wednesday, October 27, at 1:00 p.m., Rooms 402 and 403, Capitol Building (3-6920).

Transportation Appropriations Subcommittee - Tuesday, November 2, at 2:30 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-2426).

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

The President, Lieutenant Governor Posthumus, declared the Senate adjourned until Wednesday, October 27, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.