

**No. 65**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**91st Legislature**  
**REGULAR SESSION OF 2002**

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Senate Chamber, Lansing, Thursday, September 26, 2002.

10:00 a.m.

The Senate was called to order by the Associate 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  
Bullard—present  
Byrum—present  
Cherry—present  
DeBeaussaert—present  
DeGrow—present  
Dingell—present  
Dunaskiss—present  
Emerson—present  
Emmons—present  
Garcia—present  
Gast—present  
Goschka—present

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

Sanborn—present  
Schuette—present  
Schwarz—present  
Scott—present  
Shugars—present  
Sikkema—present  
Smith—present  
Steil—present  
Stille—excused  
Van Regenmorter—present  
Vaughn—excused  
Young—present

Senator Beverly S. Hammerstrom of the 17th District offered the following invocation:

Heavenly Father, guide us on this beautiful morning as we gather to make important decisions that will impact the good people of this state. We ask You to provide us the wisdom and compassion to do what is right.

We also ask You, Lord, to be with our colleagues in Congress as they deliberate the awesome question of how best to protect our country.

And as we leave here later today, grant us safe travel back to our families, and watch over each of us until we meet again. In Thy holy name we pray. Amen.

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

### Motions and Communications

Senators Schwarz, Murphy and Leland entered the Senate Chamber.

Senator Emmons moved that Senators Dunaskiss and McCotter be temporarily excused from today's session. The motion prevailed.

Senator Emmons moved that Senator Stille be excused from today's session. The motion prevailed.

The Secretary announced that pursuant to rule 2.109 of the Standing Rules of the Senate, the following expense reports have been filed with the Secretary of the Senate for the quarter from April 1, 2002 through June 30, 2002, and are available in the Secretary's office during business hours for public inspection:

#### Committee

Appropriations  
 Banking and Financial Institutions  
 Detroit Metro Airport Review  
 Economic Development, International Trade and  
 Regulatory Affairs  
 Education  
 Families, Mental Health and Human Services  
 Farming, Agribusiness and Food Systems  
 Finance  
 Financial Services  
 Government Operations  
 Health Policy  
 Human Resources and Labor  
 Hunting, Fishing and Forestry  
 Judiciary  
 Local, Urban and State Affairs  
 Natural Resources and Environmental Affairs  
 Reapportionment  
 Senior Citizens and Veterans Affairs  
 Technology and Energy  
 Transportation and Tourism  
 Appropriations Subcommittee on Career Development  
 Strategic Fund Agency  
 Appropriations Subcommittee on Community Health  
 Appropriations Subcommittee on Department of  
 Education  
 Appropriations Subcommittee on Family Independence  
 Agency  
 Appropriations Subcommittee on Higher Education  
 Appropriations Subcommittee on Retirement  
 Appropriations Subcommittee on School Aid  
 Appropriations Subcommittee on Transportation

#### Chairperson

Senator Harry Gast  
 Senator Valde Garcia  
 Senator Glenn Steil  
 Senator Bill Schuette  
  
 Senator Loren Bennett  
 Senator Beverly Hammerstrom  
 Senator George McManus  
 Senator Joanne Emmons  
 Senator Bill Bullard  
 Senator Thaddeus McCotter  
 Senator Dale Shugars  
 Senator Glenn Steil  
 Senator Alan Sanborn  
 Senator William Van Regenmorter  
 Senator Thaddeus McCotter  
 Senator Ken Sikkema  
 Senator Bill Schuette  
 Senator Mat Dunaskiss  
 Senator Mat Dunaskiss  
 Senator Bill Bullard  
 Senator Shirley Johnson  
  
 Senator Joel Gougeon  
 Senator Leon Stille  
  
 Senator Mike Goschka  
  
 Senator John Schwarz  
 Senator Joel Gougeon  
 Senator Leon Stille  
 Senator Phil Hoffman

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

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

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

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

### **Recess**

Senator Emmons moved that the Senate recess subject to the call of the Chair.

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

10:18 a.m.

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

During the recess, Senator Goschka introduced to the Senate the Michigan Teen Challenge group from Saginaw and Reverend Salvador Flores.

Reverend Flores and Teen Challenge members Melissa Boyd and Nathan Sutor responded briefly.

The Michigan Teen Challenge rendered a musical selection.

During the recess, Senators McCotter and Dunaskiss entered the Senate Chamber.

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

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

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

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

### **Recess**

Senator Emmons moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 10:19 a.m.

10:25 a.m.

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

During the recess, Senator Cherry introduced to the Senate Amber LeeAnn Bouchard, Miss Michigan Pre-Teen America, and presented her with Senate Resolution No. 249.

Miss Bouchard responded briefly.

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

The motion prevailed.

Senator Emmons' statement is as follows:

John and Jan McIntire have run the concession stand in the Capitol for six years, and they've been there when you've needed something to eat—when the dignitaries were here. They've been here for the State of the State, and they are an integral part of Silver Bells every year. They have experienced many changes, moving from a cubby hole in the south

wing to the bright, spacious area where they are now. On behalf of the Legislature and the Senate in particular, we want to thank you for the fine job that you've done and wish you well in whatever you're going to do now. I hope it's fun.

Now I have a presentation. This is a book of the Capitol of Michigan, and we would like very much for you to have this and enjoy it wherever you're going to go. We'd like to extend our great thanks for all the work you've done.

Senator Miller's statement is as follows:

Mr. President, I also wanted to add something about Mr. and Mrs. McIntire. I want to say thank you for all the great years of lunches and snacks and especially the aspirins they provided down there in the gift shop. Thank you to Mr. and Mrs. McIntire for all the soup that they prepared every day and for being there on those long sessions that the Majority Leader kept us in session here. We had to have a lunch since he didn't provide lunch, and we'd go down and visit that snack shop. I want say to the McIntires that they're leaving three months before a number of us are leaving, and hopefully, they'll set the pace out there for a great retirement. They deserve it, they've earned it, and they've certainly made a lot of visitors to the Capitol a lot happier and filled their appetites.

Mr. President, I want to send my best regards to the McIntires for all the great work they did here.

Senator Emerson moved that Senator Young be temporarily excused from today's session.  
The motion prevailed.

Senator Emerson moved that Senator Hart be excused from today's session.  
The motion prevailed.

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

**House Bill No. 6054**

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

By unanimous consent the Senate proceeded to the order of  
**Messages from the House**

**Senate Bill No. 562, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1279a. Substitute (H-1).

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

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

**Roll Call No. 872**

**Yeas—34**

Bennett	Emmons	Leland	Schuette
Bullard	Garcia	McCotter	Schwarz
Byrum	Gast	McManus	Scott
Cherry	Goschka	Miller	Shugars
DeBeaussaert	Gougeon	Murphy	Sikkema
DeGrow	Hammerstrom	North	Smith
Dingell	Hoffman	Peters	Steil
Dunaskiss	Johnson	Sanborn	Van Regenmorter
Emerson	Koivisto		

**Nays—0**

**Excused—4**

Hart

Stille

Vaughn

Young

**Not Voting—0**

In The Chair: Hoffman

The question being on concurring in the committee recommendation to give the bill immediate effect,  
The recommendation was concurred in, 2/3 of the members serving voting therefor.  
The Senate agreed to the full title.  
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senator Young entered the Senate Chamber.

**Senate Bill No. 793, entitled**

A bill to establish an educational scholarship program for eligible resident students enrolled in certain nursing programs; to prescribe conditions for repayment of the scholarships; to provide for the administration of the Michigan nursing scholarship program; and to prescribe certain powers and duties of certain state officers, agencies, and departments.

Substitute (H-1).

The question being on concurring in the substitute made to the bill by the House,  
The substitute was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 873****Yeas—35**

Bennett	Emmons	Leland	Schwarz
Bullard	Garcia	McCotter	Scott
Byrum	Gast	McManus	Shugars
Cherry	Goschka	Miller	Sikkema
DeBeaussaert	Gougeon	Murphy	Smith
DeGrow	Hammerstrom	North	Steil
Dingell	Hoffman	Peters	Van Regenmorter
Dunaskiss	Johnson	Sanborn	Young
Emerson	Koivisto	Schuette	

**Nays—0****Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Hoffman

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

**Senate Bill No. 555, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding section 204b.  
Substitute (H-1).

The question being on concurring in the substitute made to the bill by the House,  
The substitute was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 874****Yeas—35**

Bennett	Emmons	Leland	Schwarz
Bullard	Garcia	McCotter	Scott
Byrum	Gast	McManus	Shugars
Cherry	Goschka	Miller	Sikkema
DeBeaussaert	Gougeon	Murphy	Smith
DeGrow	Hammerstrom	North	Steil
Dingell	Hoffman	Peters	Van Regenmorter
Dunaskiss	Johnson	Sanborn	Young
Emerson	Koivisto	Schuette	

**Nays—0****Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Hoffman

The question being on concurring in the committee recommendation to give the bill immediate effect,  
 The recommendation was concurred in, 2/3 of the members serving voting therefor.  
 The Senate agreed to the full title.  
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

**Senate Bill No. 1315, entitled**

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending section 8a (MCL 125.2688a), as amended by 2000 PA 259.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1996 PA 376, entitled “An act to create and expand certain renaissance zones; to foster economic opportunities in this state; to facilitate economic development; to stimulate industrial, commercial, and residential improvements; to prevent physical and infrastructure deterioration of geographic areas in this state; to authorize expenditures; to provide exemptions and credits from certain taxes; to create certain obligations of this state and local governmental units; to require disclosure of certain transactions and gifts; to provide for appropriations; and to prescribe the powers and duties of certain state and local departments, agencies, and officials,” by amending section 8a (MCL 125.2688a), as amended by 2002 PA 512.

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

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

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

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

**Roll Call No. 875****Yeas—35**

Bennett	Emmons	Leland	Schwarz
Bullard	Garcia	McCotter	Scott

Byrum	Gast	McManus	Shugars
Cherry	Goschka	Miller	Sikkema
DeBeaussaert	Gougeon	Murphy	Smith
DeGrow	Hammerstrom	North	Steil
Dingell	Hoffman	Peters	Van Regenmorter
Dunaskiss	Johnson	Sanborn	Young
Emerson	Koivisto	Schuette	

**Nays—0**

**Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Hoffman

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title as amended. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

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

The motion prevailed.

Senator Shugars' statement is as follows:

I rise in support of this bill and the next bill, House Bill 6073. These two bills are very critical not only to the Kalamazoo area, but also for the state of Michigan. These two bills will be used as a tool to entice future investment dollars and assets for research and development. What we're really working on is to try to not only increase investments in research and development, but also retain 2,000 research and development jobs in the Kalamazoo area that are currently with the Pharmacia corporation.

As you all know, I told you yesterday that on July 15 there was an announcement of a merger, a \$60 billion merger between Pfizer and Pharmacia, and that some time in November it will be consummated. There will be decisions to cut back in the St. Louis, Chicago, Connecticut, and New Jersey locations, and then the two in Michigan. They're going to cut drastically their research and development. As I shared with you yesterday, Kalamazoo and Ann Arbor are the lowest cost-producing research and development when you compare dollars with the other locations. But when you compare the tax incentives that are given from the other states—Missouri, Illinois, Connecticut, and New Jersey—to Michigan, they fall as having the highest cost of research and development. So if we want to retain the 2,000 jobs and promote additional investments in Ann Arbor, these two bills are going to be critical.

The next bill is a research and development tax credit with the SBT. This one deals with the renaissance zones. It's not any new renaissance zone; it just gives a specific renaissance zone for pharmaceutical research and development. So this is very critical not only for the Kalamazoo area, but for the state of Michigan. These are high paying jobs, and this complements what we've been doing the last two years with the Life Sciences Corridor of \$50 million a year. So it would not make sense if we didn't try to do whatever we can to expand the investment in research and development. So I urge my colleagues to support this bill and the next bill.

Senators Shugars, Garcia, Johnson, Dunaskiss, Sikkema, Gast, Bennett, Van Regenmorter, Schuette, Schwarz, Sanborn, McCotter, North, Gougeon, McManus and Hoffman moved that they be named co-sponsors of the following bill:

**Senate Bill No. 1315**

The motion prevailed.

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

Senator Emmons moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the Assistant President pro tempore, Senator Hoffman, designated Senator Goschka as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Schwarz, having assumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

**House Bill No. 6054, entitled**

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending section 5 (MCL 390.1455).

**Senate Bill No. 1250, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 36 of chapter IX and section 14m of chapter XVII (MCL 769.36 and 777.14m), section 36 of chapter IX as added by 2001 PA 246 and section 14m of chapter XVII as added by 2002 PA 29.

**Senate Bill No. 1446, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to create the position and to define the powers and duties of the state commissioner of revenue; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending the title and sections 1, 3, 4, 12, 19, 21, 24, 25, 26, 27a, 28, 30c, and 31 (MCL 205.1, 205.3, 205.4, 205.12, 205.19, 205.21, 205.24, 205.25, 205.26, 205.27a, 205.28, 205.30c, and 205.31), the title as amended by 1999 PA 182, sections 3, 12, 25, and 26 as amended by 1986 PA 58, section 4 as added and section 27a as amended by 1993 PA 14, section 19 as amended by 1996 PA 479, section 21 as amended by 1993 PA 13, sections 24, 30c, and 31 as amended by 2001 PA 168, and section 28 as amended by 2000 PA 308; and to repeal acts and parts of acts.

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

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

**Senate Bill No. 1251, entitled**

A bill to amend 1993 PA 354, entitled "Railroad code of 1993," by amending sections 105, 109, 353, 357, 359, 361, and 365 (MCL 462.105, 462.109, 462.353, 462.357, 462.359, 462.361, and 462.365); and to repeal acts and parts of acts.

Substitute (S-1).

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

1. Amend page 7, line 19, after "STATE" by inserting "OR THE UNITED STATES".

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. 1356, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2163a (MCL 600.2163a), as amended by 1998 PA 324.

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. 1447, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 17b of chapter XIA (MCL 712A.17b), as amended by 1998 PA 325.

Substitute (S-1).

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

1. Amend page 5, line 26, after "COURT" by striking out "RULE" and inserting "RULES".

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.

By unanimous consent the Senate returned to the order of  
**Third Reading of Bills**

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

**House Bill No. 6054**

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

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

**Senate Bill No. 1401**

**Senate Bill No. 1375**

**House Bill No. 6041**

**House Bill No. 6042**

**Senate Bill No. 1417**

**House Bill No. 6073**

**House Bill No. 6054**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 1401, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 518.

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. 876**

**Yeas—24**

Bennett	Emmons	Koivisto	North
Bullard	Gast	Leland	Peters
Byrum	Gougeon	McCotter	Schwarz
Cherry	Hammerstrom	McManus	Scott
DeBeaussaert	Hoffman	Miller	Smith
Dingell	Johnson	Murphy	Young

**Nays—11**

DeGrow	Garcia	Schuette	Steil
Dunaskiss	Goschka	Shugars	Van Regenmorter
Emerson	Sanborn	Sikkema	

**Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Schwarz

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 1375, entitled**

A bill to allow the state to amend certain deeds.

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. 877****Yeas—35**

Bennett	Emmons	Leland	Schwarz
Bullard	Garcia	McCotter	Scott
Byrum	Gast	McManus	Shugars
Cherry	Goschka	Miller	Sikkema
DeBeaussaert	Gougeon	Murphy	Smith
DeGrow	Hammerstrom	North	Steil
Dingell	Hoffman	Peters	Van Regenmorter
Dunaskiss	Johnson	Sanborn	Young
Emerson	Koivisto	Schuette	

**Nays—0****Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Schwarz

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 6041, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” (MCL 760.1 to 777.69) by adding section 6d to chapter V.

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. 878****Yeas—35**

Bennett	Emmons	Leland	Schwarz
Bullard	Garcia	McCotter	Scott

Byrum	Gast	McManus	Shugars
Cherry	Goschka	Miller	Sikkema
DeBeaussaert	Gougeon	Murphy	Smith
DeGrow	Hammerstrom	North	Steil
Dingell	Hoffman	Peters	Van Regenmorter
Dunaskiss	Johnson	Sanborn	Young
Emerson	Koivisto	Schuetz	

**Nays—0**

**Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Schwarz

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

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

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 6042, entitled**

A bill to amend 1937 PA 144, entitled “Uniform criminal extradition act,” by amending sections 6, 15, 16, 18, and 25 (MCL 780.6, 780.15, 780.16, 780.18, and 780.25) and by adding section 23a.

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. 879**

**Yeas—35**

Bennett	Emmons	Leland	Schwarz
Bullard	Garcia	McCotter	Scott

Byrum  
Cherry  
DeBeaussaert  
DeGrow  
Dingell  
Dunaskiss  
Emerson

Gast  
Goschka  
Gougeon  
Hammerstrom  
Hoffman  
Johnson  
Koivisto

McManus  
Miller  
Murphy  
North  
Peters  
Sanborn  
Schuette

Shugars  
Sikkema  
Smith  
Steil  
Van Regenmorter  
Young

**Nays—0**

**Excused—3**

Hart

Stille

Vaughn

**Not Voting—0**

In The Chair: Schwarz

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

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act relative to and to make uniform the procedure on interstate extradition; to prescribe penalties for the violation of the provisions of this act; and to repeal all acts and parts of acts inconsistent with the provisions of this act.”

The Senate agreed to the full title.

The following bill was read a third time:

**Senate Bill No. 1417, entitled**

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending section 12 (MCL 125.2692).

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. 880**

**Yeas—35**

Bennett  
Bullard  
Byrum  
Cherry  
DeBeaussaert  
DeGrow  
Dingell  
Dunaskiss  
Emerson

Emmons  
Garcia  
Gast  
Goschka  
Gougeon  
Hammerstrom  
Hoffman  
Johnson  
Koivisto

Leland  
McCotter  
McManus  
Miller  
Murphy  
North  
Peters  
Sanborn  
Schuette

Schwarz  
Scott  
Shugars  
Sikkema  
Smith  
Steil  
Van Regenmorter  
Young

**Nays—0**

**Excused—3**

Hart

Stille

Vaughn

**Not Voting—0**

In The Chair: Schwarz

The Senate agreed to the title of the bill.

Senators DeBeaussaert, Miller, Young, Scott, Gougeon and Goschka moved that they be named co-sponsors of the bill.

The motion prevailed.

The following bill was read a third time:

**House Bill No. 6073, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 39f.

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. 881****Yeas—33**

Bennett	Garcia	Leland	Schuetz
Bullard	Gast	McCotter	Schwarz
Cherry	Goschka	McManus	Scott
DeBeaussaert	Gougeon	Miller	Shugars
DeGrow	Hammerstrom	Murphy	Sikkema
Dingell	Hoffman	North	Steil
Dunaskiss	Johnson	Peters	Van Regenmorter
Emerson	Koivisto	Sanborn	Young
Emmons			

**Nays—2**

Byrum	Smith
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**Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Schwarz

Senator Emmons moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the imposition, levy, computation, collection, assessment and enforcement, by lien or otherwise, of taxes on certain commercial, business, and financial activities; to prescribe the manner and times of making certain reports and paying taxes; to prescribe the powers and duties of public officers and state departments; to permit the inspection of records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits, and refunds; to provide penalties; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to provide an appropriation,".

The Senate agreed to the full title.

### Protests

Senators Byrum and Smith, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of House Bill No. 6073.

Senator Byrum moved that the statements she made during the discussion of the bill be printed as her reasons for voting "no."

The motion prevailed.

Senator Byrum's first statement is as follows:

I have a comment, and then I have discussion on the bill. The comment refers to the five-day rule. I know that it has been the understanding of the majority party that the five-day rule has been met. However, I would submit to you that you are opening yourselves up for court challenge because this bill in its original form was a Next Energy bill. It was substituted in the House and has been completely changed, and now it is an SBT credit for a pharmaceutical company. So as a comment, I would question our wisdom in moving this forward.

My first point of discussion is why rush this bill today? I understand that we are leaving until after the fall elections, but this is an SBT bill that begins in the year 2003. Very clearly, the lame duck session of this Legislature will allow us to discuss this both in committee and a committee process and also be very timely for an SBT credit that does not take effect for more than a year. This is a \$10 million SBT credit over seven years. I think that because there should be no rush given the time frame of 2003, we should slow it down and allow it to go through the committee process.

I also think that this is a missed opportunity should we vote on it today. It's a missed opportunity to not slow this down and have a broader discussion on prescription drugs. I know that in my office I get at least three calls a week from seniors who can't afford their prescription drugs. How am I and each one of you going to respond to your senior citizen constituents when they call and say, "I can't afford my prescription drugs." How can you as the state of Michigan, without even a discussion about the cost of pharmaceuticals, pass on a single business tax cut of \$70 million. At the same time, I would point out that the president and chief executive officer of a pharmaceutical company in 1999, their compensation was, for a base salary \$1.1 million, a bonus of \$1.9 million, other annual compensation of \$10,000, and restricted stock awards of \$12 million. My good Senators, answer that question. I'll be voting "no."

Senator Byrum's second statement is as follows:

A point of clarification, then a general comment. The EPIC program, the Elder Prescription Insurance Coverage Program, is not open to the general public. The funding is not there for the general public. The only people eligible are those who were eligible for the Michigan Emergency Pharmaceutical Prescription Service and the tax credit. Those were two programs that were ended when we established the EPIC program. So that is not something that's available to the general senior population.

The point that I am making is why the rush to judgment on this issue? This does not take effect until the year 2003. We are going to have a new administration, and there is plenty of time to put this into committee yet this year and act on it should that be the desire of this body. I think it's a missed opportunity if we don't slow it down, bring it into committee, and at least have a general dialogue on the status of the pharmaceutical industry in Michigan. Michigan is having difficulty with its skyrocketing health care costs in excess of a 20 percent increase in health care in this state that is devastating the state's budget. It's bringing the Medicaid program to its knees. Why don't we take the time to do some good policy work instead of rushing to vote on a bill that cannot take effect until the year 2003? That is the point that I was trying to make, and I think it's a legitimate point. I would remind you that we just passed the renaissance zone that's tax-free areas for pharmaceutical companies. I supported that, and this body passed that. I think this particular piece of legislation deserves our due diligence, and that is why I am voting "no."

Senator Smith's statement is as follows:

We have just passed two pieces of legislation today that deal with the renaissance zone and the single business tax credit for an area, a zone that will be called the pharmaceutical zone. There is nothing in either bill that guarantees that this zone is going to be located in Kalamazoo and preserve the jobs that people are so concerned about in Kalamazoo.

Pfizer will make its decision on what happens with its company based solely on its bottom line, and it has just finished constructing a very expensive, very state-of-the-art facility in the city of Ann Arbor. I would imagine that its bottom line will be best served by consolidating its facilities in operations into that hi-tech, low energy facility in the city of Ann Arbor.

What we have done with the second bill, HB 6073, is create false hope for citizens in the city of Kalamazoo. Instead of saying let's create a renaissance zone in Kalamazoo so that we can attract any kind of business, we are going to pin our hope on one that is potentially dying in the city and not look forward to the future for something that may actually work and build jobs and build opportunities in that area. If we're going to tell the people of the state of

Michigan that we're doing something to preserve their jobs and their opportunities and their hope, then we ought to be real specific about what we're doing. When we worked to help the city of Lansing, we designated the zone; we designated the area and the geography that was going to be defined and protected. We haven't done that here, and I think it has been a disservice.

Senator Shugars asked and was granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Shugars' first statement is as follows:

Obviously, I rise in support of this bill, and I am focusing on the Kalamazoo area with the Pfizer and Pharmacia merger that we're discussing. But keep in mind that these bills are not city or county specific. The previous bill was a floating renaissance, and the communities are going to have to compete to receive that. It is not just for Kalamazoo; it's for the state of Michigan, and this bill is a single business tax up to \$10 million. The calculation is fairly complicated, and I will not get into it. But what it does do is it gives us an equal playing field with other states like Missouri, Illinois, Connecticut, and New Jersey. Michigan will be on an equal playing field when we're competing for the research and development jobs that are in Ann Arbor. The jobs that are in Kalamazoo will be better off with this tax incentive than if we did not have it, and obviously, when you merge two large organizations together, there is going to be duplication of efforts, so the management is going to eliminate a number of positions. With research and development we have a little bit over 5,000 R and D jobs in Michigan today.

What this bill does is try to retain those 5,000 jobs in Michigan, and obviously, 2,000 of them are in Kalamazoo. And if we can show them that we have the best scientists, the best research, the best quality of people who work in R and D in the state of Michigan, and that this is an incentive for them to stay in Michigan, then I believe that they're going to be putting new dollars in research as they close down some of the other facilities, and hopefully, they don't close down the Kalamazoo facility.

So I urge my colleagues to support this bill, and I can assure you that people in southwestern Michigan will really appreciate it.

Senator Shugars' second statement is as follows:

I have a number of things I would like to comment on. First, when constituents call me who are concerned about pharmaceutical prescription drugs, we right away get them into EPIC as soon as possible. The state of Michigan is one of the leaders in the United States—far better than our federal government—in coming up with prescription coverage for our senior citizens of 200 percent of poverty or less. And so I think that we ought to start looking at some of the bills we pass and help seniors. Senator Gast and Senator Schwarz were above the curve on helping individuals like that.

Another comment is if we don't have research and development, the cure for diabetes, the cure for AIDS, and the cure for a lot of these diseases won't occur. If Michigan doesn't step up and save some of these jobs, I do not want to be a Senator who sits here and does nothing to protect 5,000 research and development jobs in the state of Michigan. I don't want to be running for office saying I was in office and I didn't do anything. In fact, I voted against this bill to try to help convince a corporation to invest in jobs in Michigan. I think if you're running for office, it would be much better to try to save jobs and bring investments into the state of Michigan than to try to boot them out of Michigan.

Senator Shugars' third statement is as follows:

I rise to try to clarify a couple of points that the Senator from Lansing had some concerns about. One is that November is going to be when they consummate the merger or the acquisition and the decision where the future of these jobs and future investments will be as they close down some of these locations throughout the United States—will be done in the next few weeks. So I think it behooves us to have passed from the House and the Senate a bill that shows that the policymakers of the state of Michigan are going to do whatever they can to support the retainment of these jobs.

The other point I would like to make, though some of the questions on the policy question of direct advertising on prescription medications and the coverage of maybe non-seniors and seniors who do not qualify for EPIC, those issues are more of a federal discussion and debate. I think that is where those debates should be. We can't prevent any company from advertising in the state of Michigan when they can advertise in any other state.

I urge my colleagues to support this bill, and then also pray for a wise decision for the leaders of Pfizer so that the state of Michigan can retain 5,000 jobs. If we don't retain these jobs—just imagine if we went the other way and we lost 2,000 jobs in Kalamazoo, what would that mean? Roughly 4 percent times—these scientists make a lot of money. They make in excess of \$100,000. So now all of a sudden, the state income tax that they pay for us, 4 percent times that times 2,000, plus the amount of the homes that they buy, plus they buy sales tax revenues for the state of Michigan. Then all of a sudden—the supporters, the suppliers, the vendors—those jobs go away, and all of a sudden, we're going to have more people who eventually get on unemployment, and then the expenditure side of the state of Michigan goes up. The revenues go down, and we get in a spiral effect that is just unbelievable and very difficult to get out of. So I urge my colleagues to have the foresight to try to prevent the things that could happen.

The following bill was read a third time:

**House Bill No. 6054, entitled**

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending section 5 (MCL 390.1455).

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. 882**

**Yeas—35**

Bennett	Emmons	Leland	Schwarz
Bullard	Garcia	McCotter	Scott
Byrum	Gast	McManus	Shugars
Cherry	Goschka	Miller	Sikkema
DeBeaussaert	Gougeon	Murphy	Smith
DeGrow	Hammerstrom	North	Steil
Dingell	Hoffman	Peters	Van Regenmorter
Dunaskiss	Johnson	Sanborn	Young
Emerson	Koivisto	Schuette	

**Nays—0**

**Excused—3**

Hart	Stille	Vaughn
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**Not Voting—0**

In The Chair: Schwarz

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

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

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to create the Michigan merit award scholarship trust fund; to create the Michigan merit award scholarship board and prescribe the powers and duties of the board; and to provide for the Michigan merit award scholarship program,".

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

**Motions and Communications**

Senator Emmons moved that the Committee on Health Policy be discharged from further consideration of the following bills:

**House Bill No. 5971, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16299, 17014, and 17015 (MCL 333.16299, 333.17014, and 333.17015), section 17014 as added by 1993 PA 133 and section 17015 as amended by 2000 PA 345.

**Senate Bill No. 1253, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16299, 17014, and 17015 (MCL 333.16299, 333.17014, and 333.17015), section 17014 as added by 1993 PA 133 and section 17015 as amended by 2000 PA 345.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.



Senator Emmons moved that the bills be referred to the Committee on Families, Mental Health and Human Services. The motion prevailed.

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

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

The motion prevailed.

Senator Shugars' statement is as follows:

I want to first of all thank all my colleagues who supported the package of bills that we dealt with. I know the time was quick for everyone. I want to thank all the staff who worked on putting the bills together. I want to thank the Majority Leader for his leadership and help. And I want to thank the House of Representatives—Representative Tom George from our district and Representative Jerry Vander Roest and Representative Sandy Lipsey—for putting this together. But I also want everyone to know that it's not just for Kalamazoo. These bills are going to affect everyone in the state of Michigan. So it could be located in Ann Arbor and Kalamazoo and those type of places.

So I just want to thank everybody, and I think we're on the right road in making Michigan the mecca of research and development with the University of Michigan as a jewel, the Van Andel Institute from Grand Rapids, Pharmacia and Pfizer, and other biochemical technological type of organizations in the state of Michigan. This just complements the Life Sciences Corridor that we have started two years ago, and I just want to thank everybody.

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

Senator Byrum introduced  
**Senate Bill No. 1457, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 30e, 581, 822, and 842 (MCL 168.30e, 168.581, 168.822, and 168.842).

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. 1458, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 862, 868, 879, 881, 882, and 894 (MCL 168.862, 168.868, 168.879, 168.881, 168.882, and 168.894), sections 868, 881, and 882 as amended by 1995 PA 261 and section 879 as amended by 1999 PA 216, and by adding section 877a.

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. 1459, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 509t (MCL 168.509t), as amended by 1998 PA 21.

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. 1460, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 31 (MCL 168.31), as amended by 1999 PA 220.

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. 1461, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 497, 499, 504, 509n, 509o, 509p, 509q, 509r, 509s, 509t, 509u, 509v, 509w, 509x, and 509y (MCL 168.497, 168.499, 168.504, 168.509n,

168.509o, 168.509p, 168.509q, 168.509r, 168.509s, 168.509t, 168.509u, 168.509v, 168.509w, 168.509x, and 168.509y), section 497 as amended by 1989 PA 142, section 499 as amended by 1995 PA 213, sections 504 and 509t as amended by 1998 PA 21, section 509n as amended by 1999 PA 216, and sections 509o, 509p, 509q, 509r, 509s, 509u, 509v, 509w, 509x, and 509y as added by 1994 PA 44.

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. 1462, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 750a.

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. 1463, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 792a (MCL 168.792a), as amended by 1996 PA 583.

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. 1464, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 31 (MCL 168.31), as amended by 1999 PA 220.

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. 1465, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 31a.

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. 1466, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 871 (MCL 168.871), as amended by 2000 PA 207.

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. 1467, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 673.

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. 1468, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 509n (MCL 168.509n), as amended by 1999 PA 216.

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. 1469, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 523 (MCL 168.523), as amended by 1996 PA 583.

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. 1470, entitled**

A bill to make, supplement, and adjust appropriations for the department of state for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

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

Senator Byrum introduced

**Senate Bill No. 1471, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 523 (MCL 168.523), as amended by 1996 PA 583.

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. 1472, entitled**

A bill to require public employers to grant public employees a leave of absence to serve as precinct election inspectors without loss of pay or benefits; to impose certain duties on public employees who request a leave of absence to serve as precinct election inspectors; and to impose certain duties on certain public officials.

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

Senators Johnson and Sanborn introduced

**Senate Bill No. 1473, entitled**

A bill to provide for the creation of a regional water supply and sewerage assembly; to provide for the review of certain charges and actions proposed by certain water supply and sewerage providers; to provide for the membership of certain administrative bodies of certain water supply and sewerage providers; to provide certain employment criteria for certain employees of certain water supply and sewerage providers; to provide for the powers and duties of certain governmental officials and entities; to create the office of a regional water supply and sewerage assembly ombudsman; and to prescribe the powers and duties of the office of the ombudsman.

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

Senators Byrum, Smith, DeBeaussaert and Hammerstrom introduced

**Senate Bill No. 1474, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406r.

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

Senators Byrum, Smith, DeBeaussaert and Hammerstrom introduced

**Senate Bill No. 1475, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416d.

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

Senators Hammerstrom, Byrum, Sikkema, North and Bullard introduced

**Senate Bill No. 1476, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13e of chapter XVII (MCL 777.13e), as added by 2002 PA 30.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senators Hammerstrom, Byrum, Sikkema, North and Bullard introduced

**Senate Bill No. 1477, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 413.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senators Sikkema, Hammerstrom, Byrum, North and Bullard introduced

**Senate Bill No. 1478, entitled**

A bill to amend 1996 PA 199, entitled "Michigan aquaculture development act," by amending sections 2 and 4 (MCL 286.872 and 286.874).

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senators Sanborn, Byrum, Sikkema, North and Bullard introduced

**Senate Bill No. 1479, entitled**

A bill to amend 1988 PA 466, entitled "Animal industry act," by amending sections 4, 6, 12, and 31 (MCL 287.704, 287.706, 287.712, and 287.731), sections 4, 6, and 12 as amended by 2002 PA 458 and section 31 as amended by 2000 PA 323.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senators Hammerstrom, Byrum, Sikkema, North and Bullard introduced

**Senate Bill No. 1480, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 45901, 45906, 45908, 48701, 48735, and 48738 (MCL 324.45901, 324.45906, 324.45908, 324.48701, 324.48735, and 324.48738), sections 45901, 45906, 45908, 48735, and 48738 as added by 1995 PA 57 and section 48701 as amended by 2002 PA 434, and by adding part 413.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senators Hammerstrom, Byrum, Sikkema, North and Bullard introduced

**Senate Bill No. 1481, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13e of chapter XVII (MCL 777.13e), as added by 2002 PA 30.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senator Peters introduced

**Senate Bill No. 1482, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 74.

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

Senator Smith introduced

**Senate Bill No. 1483, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," (MCL 125.2001 to 125.2093) by adding section 15.

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

Senator Smith introduced

**Senate Bill No. 1484, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 398.

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

Senator DeBeaussiaert introduced

**Senate Bill No. 1485, entitled**

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending section 3 (MCL 207.803), as amended by 2000 PA 428.

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

Senator DeBeaussaert introduced

**Senate Bill No. 1486, entitled**

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," (MCL 125.2681 to 125.2696) by adding section 10a.

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

Senator DeBeaussaert introduced

**Senate Bill No. 1487, entitled**

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending section 2 (MCL 125.2152), as amended by 2000 PA 248.

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

Senator Peters introduced

**Senate Bill No. 1488, entitled**

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 2 (MCL 207.552), as amended by 2002 PA 280.

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

Senator Cherry introduced

**Senate Bill No. 1489, entitled**

A bill to amend 2000 PA 146, entitled "Obsolete property rehabilitation act," by amending section 2 (MCL 125.2782).

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

Senator Byrum introduced

**Senate Bill No. 1490, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 2 (MCL 125.2652), as amended by 2002 PA 254.

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

### Committee Reports

The Committee on Economic Development, International Trade and Regulatory Affairs reported

**Senate Bill No. 1437, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," (MCL 338.2201 to 338.2277) by adding section 4.

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, Sanborn and Peters

Nays: None

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

The Committee on Economic Development, International Trade and Regulatory Affairs reported  
**Senate Bill No. 1438, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 409, 411, and 2504 (MCL 339.409, 339.411, and 339.2504), section 409 as added by 1988 PA 463, section 411 as amended by 1989 PA 261, and section 2504 as amended by 1984 PA 413.

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, Sanborn and Peters

Nays: None

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

The Committee on Health Policy reported

**Senate Bill No. 1436, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 22201, 22203, 22205, 22207, 22209, 22211, 22213, 22215, 22221, 22226, 22230, 22231, 22239, 22241, 22247, 22255, and 22260 (MCL 333.22201, 333.22203, 333.22205, 333.22207, 333.22209, 333.22211, 333.22213, 333.22215, 333.22221, 333.22226, 333.22230, 333.22231, 333.22239, 333.22241, 333.22247, 333.22255, and 333.22260), sections 22201, 22211, 22230, and 22255 as added by 1988 PA 332, sections 22203, 22207, 22209, 22213, 22215, 22221, 22231, 22239, 22241, 22247, and 22260 as amended by 1993 PA 88, section 22205 as amended by 2000 PA 253, and section 22226 as added by 1988 PA 331, and by adding section 20930 and part 132; and to repeal acts and parts of acts.

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.

Dale L. Shugars  
 Chairperson

To Report Out:

Yeas: Senators Shugars, Hammerstrom and Schwarz

Nays: Senators Byrum and Emerson

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

#### COMMITTEE ATTENDANCE REPORT

The Committee on Health Policy submitted the following:

Meeting held on Tuesday, September 24, 2002, at 3:00 p.m., Room 100, Farnum Building

Present: Senators Shugars (C), Hammerstrom, Schwarz, Byrum and Emerson

The Committee on Appropriations reported

**House Bill No. 6054, entitled**

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending section 5 (MCL 390.1455).

With the recommendation that the bill pass.

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

Harry Gast  
 Chairperson

To Report Out:

Yeas: Senators Gast, Schwarz, McManus, Johnson, North, Gougeon, Bennett, Goschka, Smith, Koivisto, Young, Scott, DeBeaussaert and Dingell

Nays: None

The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Appropriations submitted the following:

Meeting held on Wednesday, September 25, 2002, at 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Gast (C), Schwarz, McManus, Johnson, North, Gougeon, Bennett, Goschka, Smith, Koivisto, Young, Scott, DeBeaussaert and Dingell

Excused: Senators Hoffman and Stille

COMMITTEE ATTENDANCE REPORT

The Committee on Families, Mental Health and Human Services submitted the following:

Meeting held on Wednesday, September 25, 2002, at 3:00 p.m., Senate Hearing Room, Ground Floor, Michigan National Tower

Present: Senators Hammerstrom (C), Johnson, Goschka, Sanborn and Scott

Excused: Senators Gougeon and Hart

Senator Emmons moved that the Senate adjourn.

The motion prevailed, the time being 12:05 p.m.

Pursuant to House Concurrent Resolution No. 70, the President pro tempore, Senator Schwarz, declared the Senate adjourned until Tuesday, November 12, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate.

