

No. 5
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, February 6, 2001.

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

The Secretary announced the printing and placement in the members' files on Monday, February 5, of:

Senate Bill Nos.	59	60	61	62	63	64	65	66	67	68	69	70	71	72
	73	74	75	76	77	78	79	80	81	82	83	84	85	86
	87	88	89	90	91	92	93	94	95	96	97	98		
Senate Joint Resolutions	E	F												

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

Messages from the Governor

The following message from the Governor was received and read:

February 5, 2001

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

Michigan Education Trust Board of Directors

Dr. William A. Sederburg, President, Ferris State University, Office of the President, 1349 Cramer Circle, BIS 421, Big Rapids, Michigan 49307-2737, county of Mecosta, as a member representing state institutions of higher learning, succeeding himself, for a term expiring on December 31, 2003.

Dr. Marilyn Liddell, 415 Centreville Street, Constantine, Michigan 49042, county of St. Joseph, as a member representing community colleges, succeeding herself, for a term expiring on December 31, 2003.

Sincerely,
John Engler
Governor

The appointments were referred to the Committee on Government Operations.

Resolutions

The question was placed on the adoption of the following resolution consent calendar:

Senate Resolution No. 8

Senate Resolution No. 9

The resolution consent calendar was adopted.

Senators Emerson and Cherry offered the following resolution:

Senate Resolution No. 8.

A resolution to commemorate the 2000 Class B State Basketball Champions from Luke M. Powers Catholic High School in Flint - the Lady Chargers.

Whereas, Winning a state championship is a dream that most high school athletes never attain. There are thousands of players and hundreds of teams that begin each season with the same goal; and

Whereas, For the 2000 season, the Lady Chargers of Flint's Luke M. Powers Catholic High School began the year with memories of playing in the finals last year but came up short. They dedicated themselves to getting back to the final game and coming home victorious; and

Whereas, Throughout the season the Lady Chargers played with determination and focus. They compiled a regular season record of 19 wins against only 1 loss. They finished the season tied for first place in the Big Nine Conference—the 11th consecutive year that the Lady Chargers have finished first in conference play; and

Whereas, The Lady Chargers exemplify team play and togetherness. Nevertheless, several players distinguished themselves over the course of this season and their careers. Kelly Koerber, a senior, passed the 1,000-point mark for career scoring and was named First Team All-State by the Associated Press, *The Detroit News*, and the *Detroit Free Press*, who also named her to their Dream Team. Junior Rachael Carney was named Second Team All-State by *The Detroit News*. Members of the Lady Chargers compiled an overall grade point average of 3.4 out of 4.0, showing that team members focused as well off the court as they did on the court; and

Whereas, Tri-Captains Mandi DeGroot, Rachael Carney, and Kelly Koerber led the team through the state playoffs. The Lady Chargers defeated 8 opponents whose combined record was 159-25, each victory coming by an average of 32 points. They presented Coach Kathy McGee with her 13th consecutive season of 20 or more wins, finishing 27-1 by defeating Detroit Country Day in the State Finals by a score of 47-42. The win not only capped an impressive season, but avenged a loss to Country Day in the 1999 finals; now, therefore, be it

Resolved by the Senate, That the Lady Chargers of Luke M. Powers Catholic High School in Flint be commemorated as state champions for the 2000 high school basketball season. May the team members, coaches, administration, parents, and all their fans know of our admiration for the achievements they have reached this season. We wish them continued success in the coming years; and be it further

Resolved, That a copy of this resolution be transmitted to Coach Kathy McGee of Luke M. Powers Catholic High School and to each of the team members, managers, and assistant coaches of the 2000 Lady Chargers.

Senators Goschka, Shugars and Young were named co-sponsors of the resolution.

Senator Schwarz offered the following resolution:

Senate Resolution No. 9.

A resolution in memory of Thomas Rocklin Shaw.

Whereas, The members of the Michigan Senate, with great respect for his accomplishments, offer this resolution recognizing the lifetime achievements of Thomas Rocklin Shaw; and

Whereas, Thomas R. Shaw was born April 2, 1935, to Franklin E. and Elizabeth (Bailes) Shaw, Jr., in Battle Creek, Michigan. He attended Battle Creek Central High School, graduating in 1953 from Lakeview High School. He then attended the University of Michigan and graduated from Wayne State University's Department of Mortuary Science in 1957, becoming a licensed funeral director; and

Whereas, He was esteemed within the funeral industry for his professionalism and dedication not only to his work, but for his gentlemanly and compassionate manner. Serving as the third generation owner and operator of Shaw Funeral Home, Thomas followed in the footsteps of his grandfather, who purchased the business in 1909, and his father. He joined the firm in 1957, taking over in 1966 with his father's passing. Thomas diligently carried on the operation, even expanding in 1975 with the Shaw Funeral Home, Lehman Chapel in Bellevue. Professionally he served as a past director of the Michigan Funeral Directors Association (MFDA), serving on many committees, was awarded an MFDA 40-year license certificate, and was past state chairman of the Order of the Golden Rule, an international association of independent funeral homes; and

Whereas, Thomas Shaw proudly served in the U.S. Air Force Reserve for four years; and

Whereas, He was active in community service from an early age. An Eagle Scout, Thomas remained a truehearted supporter of scouting throughout his life. He served as president of Goodwill Industries and the Battle Creek Rotary Club, and was a Paul Harris fellow. Thomas was an energetic and valued member of the Saladin Temple and Battle Creek Shrine Club's Mini 500 Patrol, the Battle Creek Jaycees, Battle Creek Country Club, Athlestan Club, the Knife & Fork Club, the Ira A. Beck Lodge 503, F&AM, and United Way, where he played a driving role bringing the present day Family Y Center to reality; and

Whereas, Mr. Shaw was a dutiful member of St. Thomas Episcopal Church, supporting its mission by serving on the vestry and on a variety of church committees; and

Whereas, He fully enjoyed life, passionately embracing a myriad of activities. An avid supporter and fan of the University of Michigan, member of the Alumni Association, and member of the Victors Club, Thomas was a University of Michigan football season ticket holder for more than 45 years, attending many Rose Bowl and other bowl games supporting his beloved Wolverines. Also an avid golfer, he organized the long-running annual Michigan Day Golf Outing in Battle Creek from 1969-1998. As a car enthusiast, Thomas Shaw bought and sold many classic cars and attended every Detroit Auto Show for the past 40 years. Waterfowl hunting and decoy collecting brought him satisfaction and enjoyment; and

Whereas, The love, care, and support both given to and received from his family were predominant forces in his life. He cherished them greatly—his wife, Esther M. Smith, whom he married on June 27, 1959, their two children, a son, Thomas R. "T.R." Shaw, Jr., daughter Elisabeth L. Gescheidle, and one grandson, William Thomas Gescheidle; and

Whereas, His life's journey has graciously touched the lives of many, many people and will continue to do so through the Battle Creek Foundation - Thomas R. Shaw Scholarship Fund; now, therefore, be it

Resolved by the Senate, That this accolade of tribute serve as a symbol to the family and friends of Thomas Rocklin Shaw as a token of the high regard in which his memory is held by the people of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to his wife, Esther Shaw, and the Shaw Funeral Home.

Senator Emmons moved that rule 3.204 be suspended to name the entire membership of the Senate and the Lieutenant Governor as co-sponsors of the resolution.

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

Senator Bullard offered the following resolution:

Senate Resolution No. 7.

A resolution urging the Governor to establish a Statewide Youth Advisory Commission.

Whereas, We have a community responsibility to engage young people in a constructive and wholesome manner that will enrich their lives and enhance their futures; and

Whereas, Young people must believe they are respected and valued citizens of their community, state, and nation with all the rights and responsibilities that go along with that citizenship; and

Whereas, Young people are largely underrepresented in government and need a forum to work with elected officials on issues that affect their lives; and

Whereas, The National League of Cities and the Michigan Municipal League have been very active in moving forward the involvement of young people as participants in the government process; and

Whereas, Secretary of State Colin Powell has joined with members of the United States Congress to promote bipartisan legislation, entitled "The Young Americans Act," that would establish a comprehensive national youth policy, including a youth council and youth policy office to advise the President of the United States and Congress; and

Whereas, Local youth advisory councils in Michigan cities offer a means for community leaders to talk with young people and provide a forum that allows young people's thoughts and ideas to be heard and acted upon; and

Whereas, A youth advisory commission in the state of Michigan would offer an important forum for statewide issues that affect young people and would further increase youth participation in government; now, therefore, be it

Resolved by the Senate, That we memorialize the Governor of the state of Michigan to establish a Statewide Youth Advisory Commission in the executive branch as a state commission; and be it further

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

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

Senators Goschka and Young were named co-sponsors of the resolution.

Senators Johnson, Shugars and Hammerstrom offered the following resolution:

Senate Resolution No. 10.

A resolution to memorialize the Congress of the United States to enact legislation to provide greater flexibility to the states to reform Medicaid.

Whereas, Medicaid is a joint federal-state effort to provide health care insurance to low-income Americans. Since its creation in 1965, Medicaid has become an increasingly larger component of our nation's total health care spending. According to the Health Care Financing Administration (HCFA), 41 million people received Medicaid services in 1999; and

Whereas, Total federal and state spending on Medicaid has grown exponentially, from approximately \$5 billion in 1970 to estimates for 2005 that range as high as \$285 billion. For 1999, HCFA reports that the total expenditures for Medicaid were \$180.9 billion, with \$102.5 billion in federal funds and \$78.4 billion in state funds being spent. Clearly, unless major steps are taken to rein in spending, this system cannot be sustained for the future; and

Whereas, While the states are permitted some discretion in certain aspects of administering the program, many innovations cannot be fully explored because of restrictions at the federal level. These restrictions hamper the development of new approaches based on the unique factors in each individual state. The seriousness of the financial problems looming with regard to Medicaid argue strongly for the kinds of creative solutions best explored by the states themselves; now, therefore, be it

Resolved by the Senate, That we memorialize the Congress of the United States to enact legislation to provide greater flexibility to the states to reform Medicaid; and be it further

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

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

Senator Emmons moved that the rule be suspended.

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

The question being on the adoption of the resolution,

Senator Emmons moved that the resolution be referred to the Committee on Health Policy.

The motion prevailed.

Senator Goschka was named co-sponsor of the resolution.

Senate Concurrent Resolution No. 1.

A concurrent resolution granting authority for adjournment for more than 2 days.

(For text of resolution, see Senate Journal No. 1, p. 26.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 2.

A concurrent resolution prescribing the Joint Convention Rules for the Legislature.

(For text of resolution, see Senate Journal No. 1, p. 26.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 3.

A concurrent resolution providing for a joint convention of the Senate and House of Representatives.

(For text of resolution, see Senate Journal No. 1, p. 27.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 4.

A concurrent resolution prescribing the legislative schedule.

(For text of resolution, see Senate Journal No. 1, p. 27.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

By unanimous consent the Senate proceeded to the order of
Statements

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

The motion prevailed.

Senator Emmons' statement is as follows:

This is the birthday of former President Ronald Reagan, and I could not let this day go by without commemorating what a great contribution he has made to our nation not only in getting rid of the worst scourge of my young life, the cold war, but actually moving the federal government to begin to leave our money with us. So I would wish the President happy returns and Godspeed.

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

Senators Bennett, McManus, McCotter, Dunaskiss, Bullard and Steil introduced

Senate Joint Resolution G, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 25 to article I, to recognize a right to hunt and take game and fish.

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

Senators Johnson and Jaye introduced

Senate Joint Resolution H, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 26 of article IV, to provide for concurrence of 3/5 of the members of each house to impose certain taxes or to make certain modifications to certain taxes.

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

Senator Stille introduced

Senate Bill No. 99, entitled

A bill to amend 1966 PA 291, entitled "Fire fighters training council act of 1966," by amending sections 2, 3, 4, 6, 9, 12, 13, 14, and 15 (MCL 29.362, 29.363, 29.364, 29.366, 29.369, 29.372, 29.373, 29.374, and 29.375), sections 2 and 3 as amended by 1987 PA 196, section 6 as amended by 1980 PA 10, and section 9 as amended by 1988 PA 458.

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

Senator Stille introduced

Senate Bill No. 100, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 452.

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

Senator Hammerstrom introduced

Senate Bill No. 101, entitled

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

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

Senator Hammerstrom introduced

Senate Bill No. 102, 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 416c.

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

Senators Hammerstrom and Goschka introduced

Senate Bill No. 103, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15 of chapter XVII (MCL 777.15), as amended by 2000 PA 279.

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

Senators Goschka and Hammerstrom introduced

Senate Bill No. 104, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2162 (MCL 600.2162), as amended by 2000 PA 182.

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

Senators Sikkema, Hammerstrom, Dunaskiss, Gougeon, Bennett, North and Bullard introduced

Senate Bill No. 105, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” (MCL 18.1101 to 18.1594) by adding section 353f.

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

Senators Goschka, Hammerstrom, Dunaskiss, Gougeon, Shugars, Bennett, North, Bullard and Stille introduced

Senate Bill No. 106, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 5303 (MCL 324.5303).

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

Senators Sikkema, Hammerstrom, Dunaskiss, Gougeon, Shugars, Bennett, North and Bullard introduced

Senate Bill No. 107, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding part 50.

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

Senators Jaye, Hammerstrom, Dunaskiss, Gougeon, Shugars, Bennett, North, Bullard and Stille introduced

Senate Bill No. 108, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 8807 (MCL 324.8807), as added by 1998 PA 287, and by adding section 3112d.

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

Senators Johnson, Hammerstrom, Dunaskiss, Gougeon, Shugars, North and Bullard introduced
Senate Bill No. 109, 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 16.

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

Senator Schuette introduced

Senate Bill No. 110, entitled

A bill to create the office of protocol in the executive branch; to provide for the appointment and term of certain state officers; and to prescribe certain duties and responsibilities for certain state officers.

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 Schuette introduced

Senate Bill No. 111, entitled

A bill to create the Michigan-Canada advisory commission in the executive branch; and to prescribe certain duties and responsibilities for certain state officers and commissions.

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 Schuette introduced

Senate Bill No. 112, entitled

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending sections 2, 3, 4, 10, and 12 (MCL 124.502, 124.503, 124.504, 124.510, and 124.512), section 2 as amended by 1995 PA 108 and section 10 as amended by 1985 PA 10.

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 Schuette introduced

Senate Bill No. 113, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 203 (MCL 339.203), as amended by 1988 PA 463.

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 Schuette introduced

Senate Bill No. 114, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 946 (MCL 600.946).

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 Schuette introduced

Senate Bill No. 115, entitled

A bill to amend 1846 RS 14, entitled "Of county officers," by amending section 60 (MCL 49.160).

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

Senator Schuette introduced

Senate Bill No. 116, entitled

A bill to amend 1917 PA 273, entitled “An act to regulate and license pawnbrokers in cities and incorporated villages of this state, having a population of more than 3,000,” by amending the title and sections 1, 2, 3, 5, 6, 8, and 19 (MCL 446.201, 446.202, 446.203, 446.205, 446.206, 446.208, and 446.219), section 5 as amended by 1998 PA 233.

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

Senators Steil, Johnson, Hart, North, Bennett, Gougeon, Van Regenmorter, Hammerstrom, Dunaskiss, Sikkema, Shugars, Goschka, Jaye and Bullard introduced

Senate Bill No. 117, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending section 31 (MCL 208.31), as amended by 1999 PA 115.

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

Senators Steil, Johnson, Hart, Byrum, North, McManus, Bennett, Gougeon, Stille, Gast, Hammerstrom, Dunaskiss, Sikkema, Shugars, Goschka, Jaye and Bullard introduced

Senate Bill No. 118, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 30 (MCL 206.30), as amended by 2000 PA 400.

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

Senators Bennett, McManus, McCotter, Dunaskiss and Steil introduced

Senate Bill No. 119, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 675 (MCL 257.675), as amended by 1999 PA 34.

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

Senators Bennett, McCotter, Dunaskiss, Bullard and Steil introduced

Senate Bill No. 120, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending section 9 (MCL 208.9), as amended by 1998 PA 539.

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

Senator Jaye introduced

Senate Bill No. 121, entitled

A bill to amend 1943 PA 240, entitled “State employees’ retirement act,” (MCL 38.1 to 38.69) by adding section 18a. The bill was read a first and second time by title and referred to the Committee on Appropriations.

Senator Jaye introduced

Senate Bill No. 122, entitled

A bill to amend 1964 PA 154, entitled “Minimum wage law of 1964,” by amending the title and section 3 (MCL 408.383).

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

Senator Jaye introduced

Senate Bill No. 123, entitled

A bill to amend 1994 PA 295, entitled “Sex offender registration act,” by amending section 7 (MCL 28.727), as amended by 1999 PA 85.

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

Senator Jaye introduced

Senate Bill No. 124, entitled

A bill to amend 1994 PA 295, entitled “Sex offenders registration act,” by amending sections 8 and 8a (MCL 28.728 and 28.728a), section 8 as amended and section 8a as added by 1999 PA 85.

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

Senator Jaye introduced

Senate Bill No. 125, entitled

A bill to prohibit expenditures of state taxpayer money on public employee labor organization activities; and to prescribe penalties.

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

Senator Jaye introduced

Senate Bill No. 126, entitled

A bill to require an employee to use the value of vacation time accrued during a work year by the end of that work year; and to prohibit an employer from carrying forward the value of an employee’s vacation time accrued during a work year to a subsequent work year.

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

Senator Jaye introduced

Senate Bill No. 127, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” (MCL 125.2001 to 125.2093) by adding section 14a.

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

Senator Jaye introduced

Senate Bill No. 128, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding section 57m.

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

Senator Jaye introduced

Senate Bill No. 129, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” (MCL 205.51 to 205.78) by adding section 4bb.

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

Senators Jaye and Steil introduced

Senate Bill No. 130, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 1 (MCL 205.51), as amended by 2000 PA 390.

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

Senator Jaye introduced

Senate Bill No. 131, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” (MCL 211.1 to 211.157) by adding section 7gg.

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

Senators Johnson, Hammerstrom and Bullard introduced

Senate Bill No. 132, entitled

A bill to amend 1961 PA 44, entitled “An act to provide for the release of misdemeanor prisoners by giving bond to the arresting officer in certain circumstances not inconsistent with public safety; and to repeal certain acts and parts of acts,” by amending sections 1 and 2a (MCL 780.581 and 780.582a), section 1 as amended and section 2a as added by 1990 PA 308.

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

Senator Bennett introduced

Senate Bill No. 133, entitled

A bill to amend 1974 PA 163, entitled “L.E.I.N. policy council act of 1974,” by amending the title and sections 1, 2, 3, and 4 (MCL 28.211, 28.212, 28.213, and 28.214), section 4 as amended by 2000 PA 320, and by adding sections 1a and 3a; and to repeal acts and parts of acts.

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

Senator Bennett introduced

Senate Bill No. 134, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 801 (MCL 257.801), as amended by 2000 PA 502.

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

Senator Bennett introduced

Senate Bill No. 135, entitled

A bill to amend 1951 PA 33, entitled “An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and cities under 15,000 population; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal certain acts and parts of acts,” by amending section 5 (MCL 41.805).

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

Senator Bennett introduced

Senate Bill No. 136, entitled

A bill to amend 1909 PA 278, entitled “The home rule village act,” by amending section 23 (MCL 78.23), as amended by 1999 PA 258.

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

Senator Bennett introduced

Senate Bill No. 137, entitled

A bill to amend 1947 PA 359, entitled “The charter township act,” by amending section 23 (MCL 42.23).

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

Senator Bennett introduced

Senate Bill No. 138, entitled

A bill to amend 1956 PA 62, entitled “An act to authorize the director of the department of state police to promulgate a uniform traffic code; to authorize a city, township, or village to adopt the uniform traffic code by reference without publication in full; and to prescribe criminal penalties and civil sanctions for violation of the code,” by amending sections 1 and 3 (MCL 257.951 and 257.953), section 1 as amended by 1998 PA 69.

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

Senator Bennett introduced

Senate Bill No. 139, entitled

A bill to amend 1909 PA 279, entitled “The home rule city act,” by amending section 3 (MCL 117.3), as amended by 1999 PA 260.

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

Senator Bennett introduced

Senate Bill No. 140, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 4 of chapter VI (MCL 66.4), as amended by 1999 PA 259.

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

Senator Bennett introduced

Senate Bill No. 141, entitled

A bill to amend 1945 PA 246, entitled "An act to authorize township boards to adopt ordinances and regulations to secure the public health, safety and general welfare; to provide for the establishment of a township police department; to provide for policing of townships by certain law enforcement officers and agencies; to provide for the publication of ordinances; to prescribe powers and duties of township boards and certain local and state officers and agencies; to provide sanctions; and to repeal all acts and parts of acts in conflict with the act," by amending sections 1, 4, and 5 (MCL 41.181, 41.184, and 41.185), as amended by 1999 PA 257.

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

Senator Bennett introduced

Senate Bill No. 142, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1272d, 1279, and 1613 (MCL 380.1272d, 380.1279, and 380.1613), section 1272d as amended by 1993 PA 335, section 1279 as amended by 1997 PA 175, and section 1613 as added by 1982 PA 333, and by adding section 1292; and to repeal acts and parts of acts.

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

Senator Bennett introduced

Senate Bill No. 143, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 951, 954, 955, and 971 (MCL 380.951, 380.954, 380.955, and 380.971), section 951 as amended by 1990 PA 147 and section 971 as amended by 1995 PA 289, and by adding section 957.

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

Senator Bennett introduced

Senate Bill No. 144, entitled

A bill to amend 1967 PA 288, entitled "Land division act," by amending section 192 (MCL 560.192), as amended by 1982 PA 529.

The bill was read a first and second time by title and referred to the Committee on Farming, Agribusiness and Food Systems.

Senator Bennett introduced

Senate Bill No. 145, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain

other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 12 (MCL 247.662), as amended by 1997 PA 79, and by adding section 20b.

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

Senators DeBeaussiaert, Smith, Peters, Cherry, Steil, Miller, Byrum and Dingell introduced

Senate Bill No. 146, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 11513a.

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

Senators DeBeaussiaert, Smith, Peters, Cherry and Miller introduced

Senate Bill No. 147, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 6.

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

Senators DeBeaussiaert, Peters, Cherry and Miller introduced

Senate Bill No. 148, entitled

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending section 12 (MCL 432.212), as amended by 1997 PA 69.

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

Senators DeBeaussiaert, Peters, Cherry and Miller introduced

Senate Bill No. 149, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1772) by adding section 10.

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

Committee Reports

The Committee on Government Operations reported

Senate Joint Resolution D, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 12 of article IV, to provide that the state officers compensation commission's determination of certain salaries and expense allowances become effective only upon approval by the legislature for the following legislative session.

With the recommendation that the substitute (S-2) be adopted and that the joint resolution then be adopted.

Thaddeus G. McCotter
Chairperson

To Report Out:

Yeas: Senators McCotter, Hammerstrom, Sikkema, Byrum and Miller

Nays: None

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

COMMITTEE ATTENDANCE REPORT

The Committee on Government Operations submits the following:

Meeting held on Thursday, February 1, 2001, at 1:03 p.m., Room 405, Capitol Building

Present: Senators McCotter (C), Hammerstrom, Sikkema, Byrum and Miller

Scheduled Meetings

Appropriations - Wednesday, February 14, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Appropriations, Joint Senate/House - Thursday, February 8, 11:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Education - Wednesday, February 7, 3:00 p.m., Room 810, Farnum Building (373-7350)

Families, Mental Health and Human Services - Wednesday, February 7, 3:00 p.m., Room 100, Farnum Building (373-3543)

Judiciary - Wednesday, February 7, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-6920)

Natural Resources and Environmental Affairs - Tuesday, February 13, 1:00 p.m., 8th Floor Conference Room, Farnum Building (373-0797)

Senator Emmons moved that the Senate adjourn.

The motion prevailed, the time being 10:29 a.m.

The President, Lieutenant Governor Posthumus, declared the Senate adjourned until Wednesday, February 7, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.