

No. 86
STATE OF MICHIGAN
Journal of the Senate
92nd Legislature
REGULAR SESSION OF 2003

Senate Chamber, Lansing, Thursday, October 16, 2003.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor John D. Cherry, Jr.

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

Allen—present
Barcia—present
Basham—present
Bernero—present
Birkholz—present
Bishop—present
Brater—present
Brown—present
Cassis—present
Cherry—present
Clark-Coleman—present
Clarke—present
Cropsey—present

Emerson—present
Garcia—present
George—present
Gilbert—present
Goschka—present
Hammerstrom—present
Hardiman—present
Jacobs—present
Jelinek—present
Johnson—present
Kuipers—present
Leland—present
McManus—present

Olshove—present
Patterson—present
Prusi—present
Sanborn—present
Schauer—present
Scott—present
Sikkema—present
Stamas—present
Switalski—present
Thomas—present
Toy—present
Van Woerkom—present

Senator Wayne Kuipers of the 30th District offered the following invocation:

Gracious God, we're grateful for a new day. We're grateful for a beautiful sunrise and for the beauty of the changing colors that we see all around us. We're grateful for fields filled with crops to be harvested. We're grateful for the many blessings You give us each day—for life, health, and happiness; for freedom to express our views; for freedom to worship. We know that oftentimes we take some of these blessings for granted, so this morning we pause for a moment to say thank You and to ask that You continue to bless us not only as a state, but as a country.

We face very difficult times. We ask today for a special blessing upon our men and women who are serving overseas in Iraq. We ask that You would bless them and fill them with the power of Your Spirit, that You would continue to protect them and bless them in the work that they are doing as they defend not only our freedom, but the freedom of the Iraqi people.

We ask that You would bless this state as well as this chamber as we in the next weeks and months begin to deliberate over some real serious budget issues. We ask for Your wisdom to be present in this place, that the power of Your Spirit will equip each one of us to make the decisions that need to be made.

So bless us now in this day as we go out into the world this weekend. We ask for Your blessing and for Your guidance. Return us here again safely next week.

We pray these things in the name of Jesus. Amen.

The President, Lieutenant Governor Cherry, led the members of the Senate in recital of the *Pledge of Allegiance*.

Motions and Communications

Senators Thomas, Garcia and Emerson entered the Senate Chamber.

The following communications were received:

Department of State

Administrative Rules Notices of Filing

September 30, 2003

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Office of Regulatory Reform, Legal Division filed at 2:22 p.m. this date, administrative rule (03-09-05) for the Department of Consumer and Industry Services, Director's Office, entitled "*Social Work - General Rules*," effective 7 days after filing with the Secretary of State.

September 30, 2003

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Office of Regulatory Reform, Legal Division filed at 2:24 p.m. this date, administrative rule (03-09-06) for the Department of Consumer and Industry Services, Director's Office, entitled "*Psychology - General Rules*," effective 7 days after filing with the Secretary of State.

Sincerely,
Terri Lynn Land
Secretary of State
Elena L. Beasley, Manager
Office of the Great Seal

The communications were referred to the Secretary for record.

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, October 15:
House Bill Nos. 4608 4914 5133

The Secretary announced that the following bills were available at the legislative Web site on Wednesday, October 15:
Senate Bill Nos. 772 773 774 775 776 778
House Bill Nos. 5155 5156 5157 5158 5159 5160 5161 5162 5163 5164 5165 5166 5167 5168
5169 5170 5171

Messages from the Governor

Senator Hammerstrom moved that consideration of the following bills be postponed for today:

Senate Bill No. 195

Senate Bill No. 364

Senate Bill No. 293

Senate Bill No. 265

Senate Bill No. 288

Senate Bill No. 540

Senate Bill No. 283

Senate Bill No. 464

Senate Bill No. 466

Senate Bill No. 395

The motion prevailed.

The following messages from the Governor were received and read:

October 15, 2003

I respectfully submit to the Senate, pursuant to Section 6 of Article 5 of the Michigan Constitution of 1963, the following appointment to state office under Section 3 of the Older Michiganians Act, 1981 PA 180, MCL 400.583:

Commission on Services to the Aging

Jewel Ware, a Democrat, of 4815 Iroquois, Detroit, Michigan 48214, county of Wayne, succeeding Elwin Johnson, who has resigned, for a term commencing October 15, 2003 and expiring July 28, 2005.

October 15, 2003

I respectfully submit to the Senate, pursuant to Section 6 of Article 5 of the Michigan Constitution of 1963, the following appointments to state office under Section 78102 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.78102:

Michigan State Waterways Commission

Mr. Curtis A. Hertel, Sr., of 1464 Blairmoor Court, Grosse Pointe Woods, Michigan 48236, county of Wayne, succeeding E. Peter Beauregard, whose term has expired, for a term commencing October 15, 2003 and expiring September 18, 2006.

Ms. Janet M. Mansfield of 4991 French Road, Alpena, Michigan 49707, county of Alpena, succeeding Robert G. Spicer, whose term has expired, representing persons residing north of townline 16 in the Lower Peninsula, for a term commencing October 15, 2003 and expiring September 18, 2006.

Ms. Carol B. Oakley of 3389 Middlefield Drive, Trenton, Michigan 48183, county of Wayne, succeeding Jon G. VanderMolen, whose term has expired, for a term commencing October 15, 2003 and expiring September 18, 2006.

Sincerely,

Jennifer M. Granholm

Governor

The appointments were referred to the Committee on Government Operations.

By unanimous consent the Senate proceeded to the order of

Third Reading of Bills

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

Senate Bill No. 496

Senate Bill No. 490

Senate Bill No. 491

Senate Bill No. 492

Senate Bill No. 493

Senate Bill No. 494

Senate Bill No. 495

Senate Bill No. 568

House Bill No. 5037

House Bill No. 4211

House Bill No. 4790

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 496, entitled

A bill to provide for the organization, operation, regulation, and supervision of credit unions; to prescribe the powers and duties of credit unions; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties, civil sanctions, and remedies; and to repeal acts and parts of acts.

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. 473

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 490, entitled

A bill to amend 1851 PA 156, entitled “An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act,” by amending section 12a (MCL 46.12a), as amended by 2002 PA 730.

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. 474

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas

Brown
Cassis
Cherry

Goschka
Hammerstrom
Hardiman

Patterson
Prusi

Toy
Van Woerkom

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 491, entitled

A bill to amend 1978 PA 322, entitled “An act to authorize financial institutions to make electronic funds transfer terminals available to their customers; to protect the privacy and security of customers; to prohibit unfair discrimination among financial institutions and monopolistic practices in the use and availability of electronic funds transfer terminals; to prescribe remedies; and to prescribe penalties,” by amending sections 2 and 3 (MCL 488.2 and 488.3).

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. 475

Yeas—38

Allen
Barcia
Basham
Bernero
Birkholz
Bishop
Brater
Brown
Cassis
Cherry

Clark-Coleman
Clarke
Cropsey
Emerson
Garcia
George
Gilbert
Goschka
Hammerstrom
Hardiman

Jacobs
Jelinek
Johnson
Kuipers
Leland
McManus
Olshove
Patterson
Prusi

Sanborn
Schauer
Scott
Sikkema
Stamas
Switalski
Thomas
Toy
Van Woerkom

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 492, entitled

A bill to amend 1950 (Ex Sess) PA 27, entitled “Motor vehicle sales finance act,” by amending section 36 (MCL 492.136).

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. 476

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 493, entitled

A bill to amend 1976 PA 331, entitled “Michigan consumer protection act,” by amending section 4 (MCL 445.904), as amended by 2000 PA 432.

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. 477

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 494, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending sections 315a and 376a (MCL 750.315a and 750.376a), as added by 1982 PA 395.

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. 478

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 495, entitled

A bill to amend 1973 PA 43, entitled “An act to permit associations, institutions and credit unions to process or handle food stamps; and to prescribe powers and duties,” by amending section 1 (MCL 400.171).

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. 479**Yeas—38**

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0**Excused—0****Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was announced:

Senate Bill No. 568, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 3115b.

(This bill was read a third time on October 8, amendment adopted and the motion to reconsider the vote postponed. See Senate Journal No. 82, p. 1788.)

The question being on the motion to reconsider the vote by which the amendment offered by Senator Brater was adopted,

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

Senator Schauer requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The motion prevailed, a majority of the members serving voting therefor, as follows:

Roll Call No. 480**Yeas—22**

Allen	Garcia	Jelinek	Sanborn
Birkholz	George	Johnson	Sikkema
Bishop	Gilbert	Kuipers	Stamas
Brown	Goschka	McManus	Toy
Cassis	Hammerstrom	Patterson	Van Woerkom
Cropsey	Hardiman		

Nays—16

Barcia	Cherry	Jacobs	Schauer
Basham	Clark-Coleman	Leland	Scott
Bernero	Clarke	Olshove	Switalski
Brater	Emerson	Prusi	Thomas

Excused—0

Not Voting—0

In The Chair: President

The question being on the adoption of the amendment,
The amendment was not adopted, a majority of the members serving not voting therefor.
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. 481

Yeas—38

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5037, entitled

A bill to amend 1992 PA 234, entitled “The judges retirement act of 1992,” by amending section 512 (MCL 38.2512), as added by 2002 PA 675.

The question being on the passage of the bill,
Senator Allen offered the following amendments:

1. Amend page 1, line 6, after the second “January” by striking out “1” and inserting “2”.
2. Amend page 2, line 10, after “to” by striking out “December 31, 1992” and inserting “**January 1, 1993**”.

The amendments were adopted, a majority of the members serving voting therefor.

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. 482**Yeas—38**

Allen	Clark-Coleman	Jacobs	Sanborn
Barcia	Clarke	Jelinek	Schauer
Basham	Cropsey	Johnson	Scott
Bernero	Emerson	Kuipers	Sikkema
Birkholz	Garcia	Leland	Stamas
Bishop	George	McManus	Switalski
Brater	Gilbert	Olshove	Thomas
Brown	Goschka	Patterson	Toy
Cassis	Hammerstrom	Prusi	Van Woerkom
Cherry	Hardiman		

Nays—0**Excused—0****Not Voting—0**

In The Chair: President

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

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

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

“An act to establish a judges retirement system; to provide for the administration and maintenance of the retirement system; to create a retirement board; to prescribe the powers and duties of the retirement board; to establish certain reserves for the retirement system; to establish certain funds; to prescribe the powers and duties of certain state departments and certain state and local officials and employees; to provide for certain disqualifications; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”.

The Senate agreed to the full title.

Senator Hammerstrom moved that consideration of the following bill be postponed for today:

House Bill No. 4211

The motion prevailed.

The following bill was read a third time:

House Bill No. 4790, entitled

A bill to amend 1964 PA 283, entitled “Weights and measures act,” by amending section 28c (MCL 290.628c), as added by 2002 PA 208.

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. 483**Yeas—25**

Allen	Garcia	Jelinek	Sikkema
Barcia	George	Johnson	Stamas
Birkholz	Gilbert	Kuipers	Switalski
Bishop	Goschka	McManus	Thomas
Brown	Hammerstrom	Patterson	Toy

Cassis
Cropsey

Hardiman

Sanborn

Van Woerkom

Nays—13

Basham
Bernero
Brater
Cherry

Clark-Coleman
Clarke
Emerson

Jacobs
Leland
Olshove

Prusi
Schauer
Scott

Excused—0

Not Voting—0

In The Chair: President

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

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

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

“An act to regulate and provide standards for weights and measures, and the packaging and advertising of certain commodities; to provide for a state director and other officials and to prescribe their powers and duties; to provide a fee system for certain inspections and tests; to provide penalties for fraud and deception in the use of false weights and measures and other violations; and to repeal certain acts and parts of acts.”.

The Senate agreed to the full title.

By unanimous consent the Senate proceeded to the order of

General Orders

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

The motion prevailed, and the President, Lieutenant Governor Cherry, designated Senator Goschka as Chairperson.

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

Senate Bill No. 742, entitled

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” (MCL 125.1501 to 125.1531) by adding section 4c.

The bill was placed on the order of Third Reading of Bills.

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

Senate Bill No. 337, entitled

A bill to amend 1917 PA 167, entitled “Housing law of Michigan,” (MCL 125.401 to 125.543) by adding section 82a. Substitute (S-3).

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. 338, entitled

A bill to amend 1975 PA 197, entitled “An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize

the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials,” by amending sections 1 and 29 (MCL 125.1651 and 125.1679), section 1 as amended by 1997 PA 202 and section 29 as amended by 2001 PA 68.

Substitute (S-2).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 339, entitled

A bill to amend 1970 PA 169, entitled “Local historic districts act,” by amending sections 1a and 3 (MCL 399.201a and 399.203), as amended by 2001 PA 67.

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 amendment, the following bill:

House Bill No. 4895, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.1100) by adding section 67.

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

1. Amend page 1, line 2, after “**James**” by inserting “**M.**”.

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

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

Senate Bill No. 476, entitled

A bill to amend 1989 PA 24, entitled “The district library establishment act,” by amending section 25 (MCL 397.195), as amended by 2002 PA 540; and to repeal acts and parts of acts.

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.

Resolutions

Senator Hammerstrom moved that consideration of the following resolution be postponed for today:

Senate Resolution No. 141

The motion prevailed.

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

Senate Resolution No. 172

Senate Resolution No. 173

Senate Resolution No. 174

The resolution consent calendar was adopted.

Senators Barcia, Sikkema and Emerson offered the following resolution:

Senate Resolution No. 172.

A resolution honoring the organizers of “Tall Ship® Celebration: Bay City” August 14-18, 2003.

“I assured him that Bay City would be up to the challenge.”

—Event Coordinator Shirley Roberts when asked if organizers would be ready to tackle the Tall Ship® event only two years after Bay City hosted its first Tall Ship® celebration.

Whereas, It is both a pleasure and a privilege to recognize the many hardworking and dedicated individuals who coordinated the “Tall Ship® Celebration 2003: Bay City.” We thank all of the organizers on behalf of the many people who took part in this successful maritime festival in August 2003; and

Whereas, Bay City was one of only six host ports in the “Tall Ships Challenge® 2003 - The Great Lakes,” an annual series of sail training races, rallies, cruises, and port festivals organized by the American Sail Training Association (ASTA). Other host ports included Cleveland, Toledo, Chicago, Muskegon, and Sarnia; and

Whereas, Due to its resounding success, the Bay City hosts earned the coveted ASTA Port of the Year Award during its Tall Ship® celebration in July 2001 and were honored to be chosen as a host port in 2003; and

Whereas, Bay City has been historically influential in the lumbering and shipbuilding business. Early settlers harvested the vast forests of lumber and built ships. Soon shipyards and dry docks opened, and by 1864, local entrepreneurs were building yachts and the largest wooden sailing ships to use the Great Lakes. It is only fitting, then, that with Bay City’s remarkable maritime history, it has had the opportunity to twice host this special celebration; and

Whereas, The “Tall Ship® Celebration 2003: Bay City” event could not have happened without the hard work, talents, and sacrifices of numerous individuals, including the Bay City Board of Directors: Kevin Dykema, Chair; Paul Birch, Chief Liaison Officer; Wanda Dziwura, Sponsorship Chair; Gena Gates, Secretary and Volunteer Chair; John Kolessar, Logistics Co-Chair; Mayor Kathleen Newsham, Logistics Co-Chair; Bruce Niederer, Ship Recruitment and Support Co-Chair; Tom Niemann, Arts and Entertainment Co-Chair; Christine Rasmussen, Treasurer and Finance Chair; Patti Stowell, Vice Chair and Marketing Chair; Doug Wirt, Ship Recruitment and Support Co-Chair; as well as the liaisons to the board: Senior Chief Mike Martin and Deputy Chief Chris Rupp; and Event Coordinator Shirley Roberts; and

Whereas, Thousands of city residents and visitors from throughout Michigan enjoyed ship tours, a Maritime Music Festival, and the Mariner’s Ball, among other events. The fifteen tall ships that lined the Saginaw River in Bay City included the Appledore IV, the Appledore V, the Caledonia (largest ship at 240 feet), the Europa, the Fair Jeanne, the Highlander Sea, the HMS Bounty, the INS Tarangini, the Larinda, the Madeline, the Mist of Avalon, the Neis Kah I (smallest ship at 60 feet), the Pride of Baltimore II, the Serenity, and the True North; now, therefore, be it

Resolved by the Senate, That we recognize the many organizers of “Tall Ship® Celebration 2003: Bay City” and extend our appreciation and thanks for their efforts and hard work in bringing this spectacular event to Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the organizers of this event as evidence of our esteem.

Senators Bishop, Brater, Cassis, Cherry, Cropsey, Goschka, Hardiman, Jacobs, Jelinek, Kuipers, Olshove, Schauer, Stamas, Thomas and Van Woerkom were named co-sponsors of the resolution.

Senator George offered the following resolution:

Senate Resolution No. 173.

A resolution honoring Bronson Healthcare Group, Inc., of Kalamazoo upon its designation as one of the best 100 companies in the nation for working mothers.

Whereas, It is with great admiration for their tremendous accomplishment that the Michigan Senate congratulates Bronson Healthcare Group, Inc., of Kalamazoo upon its designation as one of the best 100 companies in the United States for working mothers. We are proud of their standard of excellence and gratefully acknowledge their award-winning efforts to create a workplace that meets the needs of working mothers; and

Whereas, The New York magazine, *Working Mother*, has released its 18th annual list of the “100 Best Companies for Working Mothers,” and as the only national magazine for career-committed mothers, its annual company ratings are recognized as a benchmark for work/life practices in corporate America; and

Whereas, To be considered for the Top 100 Best Companies list, a company must complete a comprehensive application and is scored on more than 500 points of information, this year giving particular attention to flexible scheduling, advancement of women, and child-care options; and

Whereas, The Kalamazoo community can be very proud of having one of only three Michigan companies to be included in the 100 companies nationally recognized for their progressive policies that provide protection for women and families and strengthen our communities; and

Whereas, The Bronson Healthcare Group, Inc., has a rich history of exemplary service in the Kalamazoo Valley and now has received national recognition for its forward-thinking policies and its commitment to continually improving the quality of life for its employees; now, therefore, be it

Resolved by the Senate, That we proudly join in congratulating Bronson Healthcare Group, Inc., of Kalamazoo on its receipt of this outstanding national honor, and we pay tribute to its past and ongoing contributions to the health of the citizens of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Bronson Healthcare Group, Inc., as evidence of our high esteem.

Senators Bishop, Brater, Cassis, Cropsey, Goschka, Hardiman, Jacobs, Jelinek, Kuipers, Schauer, Stamas, Thomas and Van Woerkom were named co-sponsors of the resolution.

Senators Cherry and Emerson offered the following resolution:

Senate Resolution No. 174.

A resolution honoring the life and memory of Theodore P. Mansour.

Whereas, Ted Mansour was born and raised in Flint and graduated from St. Matthew Catholic High School. In 1944, after graduation, Ted joined the Army, where he was stationed at Fort Hood, Texas. This is where Ted honed and began his love of cooking; and

Whereas, Ted graduated from the University of Notre Dame with a degree in business administration. He helped his father and family operate a grocery store and became president of Mansour's Supermarkets. He went on to own his own grocery store, Mansour's Budget Market, and the Jolly Olive Deli and Bar; and

Whereas, He always had a keen interest in his community and in politics. Ted served as Flint Township Supervisor, Genesee County Commissioner, and was a member of the Michigan State House of Representatives from 1970 to 1972. He served his community and the state well in a number of other offices, including the Flint Township Planning Commission and the Michigan State Tax Commission; and

Whereas, Ted Mansour served longest and proudest as the director of State and Federal Relations with the Genesee Intermediate School District. It was in this capacity, serving from 1972 through 2003, that Ted made his greatest impact. His passion for children and his advocacy for fairness in education funding earned him much respect. He was a known presence in the education community; and

Whereas, In 1956, Ted married his wife of 47 years, Betty. They enjoyed spending time with their six children, Gary, Robert, Tom, Paul, Lisa, and David, their nine grandchildren, and one great grandchild. Ted enjoyed fishing and traveling with Betty. He also volunteered his time to the Genesee County Food Service Advisory Board, the Arab American Heritage Council, and the Boy Scouts of America; now, therefore, be it

Resolved by the Senate, That the members of this legislative body join in honoring the life, memory, and service of Theodore P. Mansour; and be it further

Resolved, That a copy of this resolution be transmitted to the Mansour family as a reflection of our condolences.

Senator Hammerstrom 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.

Senators Barcia, Stamas, Goschka, Olshove, Cherry, Brater, Van Woerkom, Basham and Clark-Coleman offered the following resolution:

Senate Resolution No. 175.

A resolution urging United States trade negotiators to support our nation's sugar industry.

Whereas, The sugar beet industry has been a contributor to Michigan's economy for over 100 years; and

Whereas, The Monitor Sugar Company and Michigan Sugar Company, a grower-owned cooperative, contributes \$300 million in base economic impact to the local and state economy and provides 500 full-time and 1,800 part-time jobs; and

Whereas, 2,000 growers grow sugar beets on 190,000 acres in 18 counties, and in the year 2002, produced 900 million pounds of pure sugar—approximately 11 percent of the domestic sugar production; and

Whereas, Sugar beets provide an important value-added and alternative crop from other crops produced in Michigan that are already in surplus; and

Whereas, The cumulative import potential of the sugar-exporting Free Trade Agreement candidates is 27 million metric tons—three times the United States domestic consumption; and

Whereas, Eliminating the tariff rate quota of the United States sugar program would render this no-cost program inoperable and would run counter to the administration's commitment to exclude domestic support programs from these regional and bilateral free trade agreements, contrary to the will of Congress; now, therefore, be it

Resolved by the Senate, That the United States trade negotiators are urged to not agree to any provisions in any bilateral or regional negotiations that are detrimental to the United States sugar policy or that threaten the sugar industry; and be it further

Resolved, That a copy of this resolution be transmitted to our United States trade negotiators as evidence of our commitment to the sugar industry.

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

Senator Hammerstrom 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 Hammerstrom moved that the resolution be referred to the Committee on Agriculture, Forestry and Tourism.

The motion prevailed.

By unanimous consent the Senate proceeded to the order of
Statements

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

The motion prevailed.

Senator Bishop's statement is as follows:

It is with a heavy heart that I announce today the departure of yet another one of our family members. Today we have Bob Zambiasi, who has been one of our colleagues here in the Senate for the past five and a half years and has been an incredible asset to the entire chamber. He has most recently served as a policy advisor for the committee that I chair, the Banking and Financial Institutions Committee, and has been an incredible resource and asset for us, especially during this recent credit union league update.

I want you to know that I have a great deal of respect and admiration for this man and all that he has done—his dedication to this body and to our committee. He will be sorely missed. Despite the fact that he is an Ohio State graduate, I have a lot of respect for him.

I want you all to know that he is moving to bigger and better things, so we can at least wish him well. We wish him wealth, happiness, and success, and we ask that he come back and visit us every once in awhile.

We have a nice special tribute for him to wish him well. I'd ask the chamber help me in congratulating him on his new endeavors.

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

House Bill No. 4608, entitled

A bill to amend 1937 PA 103, entitled "An act to prescribe certain conditions relative to the execution of instruments entitled to be recorded in the office of the register of deeds," (MCL 565.201 to 565.203) by adding section 2a; and to repeal acts and parts of acts.

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

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

House Bill No. 4914, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 80124a.

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

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

House Bill No. 5133, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties 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 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 section 24 (MCL 205.24), as amended by 2002 PA 657.

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

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

Committee Reports

The Committee on Judiciary reported

Senate Bill No. 767, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending sections 2 and 7b (MCL 722.22 and 722.27b), section 2 as amended by 2002 PA 9 and section 7b as amended by 1996 PA 19.

With the recommendation that bill be referred to the Committee on Senior Citizens and Veterans Affairs.

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer and Brater

Nays: None

The bill was referred to the Committee on Senior Citizens and Veterans Affairs.

The Committee on Judiciary reported

Senate Bill No. 727, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending sections 2 and 7b (MCL 722.22 and 722.27b), section 2 as amended by 2002 PA 9 and section 7b as amended by 1996 PA 19.

With the recommendation that bill be referred to the Committee on Senior Citizens and Veterans Affairs.

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer and Brater

Nays: None

The bill was referred to the Committee on Senior Citizens and Veterans Affairs.

The Committee on Judiciary reported

Senate Bill No. 734, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 7b (MCL 722.27b), as amended by 1996 PA 19.

With the recommendation that bill be referred to the Committee on Senior Citizens and Veterans Affairs.

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer and Brater

Nays: None

The bill was referred to the Committee on Senior Citizens and Veterans Affairs.

COMMITTEE ATTENDANCE REPORTS

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, October 14, 2003, at 1:00 p.m., Room 210, Farnum Building

Present: Senators Cropsey (C), Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

The Committee on Appropriations reported

House Bill No. 4386, entitled

A bill to make appropriations for certain capital outlay programs and state departments and agencies for the fiscal year ending September 30, 2004; to implement the appropriations within the budgetary process; to make appropriations for planning and construction at state agencies; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for the development of public recreation facilities; to provide for certain advances from the

general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and conditions relating to the appropriations; to provide for the expenditure of appropriations; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Shirley Johnson
Chairperson

To Report Out:

Yeas: Senators Johnson, Stamas, Brown, Goschka, Jelinek, McManus, Hardiman, George, Prusi, Barcia, Scott, Cherry and Switalski

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 Tuesday, October 14, 2003, at 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Johnson (C), Stamas, Brown, Goschka, Garcia, Jelinek, McManus, Hardiman, George, Prusi, Barcia, Scott, Cherry and Switalski

Excused: Senators Cropsey and Clarke

The Committee on Natural Resources and Environmental Affairs reported

Senate Resolution No. 148.

A resolution calling for environmental officials of Canada, the United States, Michigan, and Ontario to develop stronger safeguards for notifications when spills of toxic materials occur.

(For text of resolution, see Senate Journal No. 74, p. 1665.)

With the recommendation that the following substitute (S-1) be adopted and that the resolution then be adopted:

A resolution calling for environmental officials of Canada, the United States, Michigan, and Ontario to develop stronger safeguards for notifications when spills of toxic materials occur.

Whereas, Over the years, Michigan and Ontario have developed procedures to provide notification when spills of harmful material take place that could impact people living across the border. Recent events along the St. Clair River have called into serious question the effectiveness of those procedures; and

Whereas, During the August 14th electricity power failure, hundreds of pounds of vinyl chloride were accidentally released into the river by an Ontario plastics company. This highly dangerous substance, which may cause liver and other cancers, was released over a three-day period. By the day after the power failure, August 15th, people in Michigan living along the river were already exhibiting significant symptoms of illness, apparently from drinking water contaminated by the vinyl chloride; and

Whereas, In spite of the notification procedures that were established to prevent such problems, notification to citizens in the affected area was not made until August 19th. Clearly, the system in place failed; and

Whereas, Concerns over how to deal with toxic spills have been articulated before. The Great Lakes Conservation Task Force specifically took note of inconsistencies within the Great Lakes basin and called for binational efforts to better coordinate approaches to contamination through the use of uniform thresholds, better detection technology, and a stronger partnership; and

Whereas, It is incumbent upon Michigan and Ontario environmental officials to reexamine policies that have proven to be ineffective and to modify procedures to ensure a better response to a spill of harmful materials; now, therefore, be it

Resolved by the Senate, That we urge the Canadian Minister of the Environment, the United States Environmental Protection Agency Administrator, the U.S. Coast Guard, and Michigan and Ontario environmental officials to develop stronger safeguards for notifications when spills of toxic materials occur; and be it further

Resolved, That copies of this resolution be transmitted to the Canadian Minister of the Environment, Administrator of the United States Environmental Protection Agency, U.S. Coast Guard, Michigan State Police Emergency Management Division, Office of the Great Lakes, Michigan Department of Environmental Quality, and Ontario Ministry of the Environment.

Patricia L. Birkholz
Chairperson

To Report Out:

Yeas: Senators Birkholz, Patterson, Van Woerkom, Brater and Basham

Nays: None

The resolution and the substitute recommended by the committee were placed on the order of Resolutions.

The Committee on Natural Resources and Environmental Affairs reported
Senate Concurrent Resolution No. 11.

A concurrent resolution to memorialize the Congress of the United States and the Environmental Protection Agency to repeal a certain regulation that provides for an exemption for ballast water discharges from permit requirements under the federal Clean Water Act.

(For text of resolution, see Senate Journal No. 12, p. 130.)

With the recommendation that the following substitute (S-1) be adopted and that the concurrent resolution then be adopted:

A concurrent resolution to memorialize the Congress of the United States and the Environmental Protection Agency to repeal a certain regulation that provides for an exemption for ballast water discharges from permit requirements under the federal Clean Water Act.

Whereas, One of the most frustrating issues facing the Great Lakes is the threat from nonindigenous species. Invaders like the zebra mussel, the round goby, and the ruffe damage the ecology of the Great Lakes and connecting waterways in many ways. The impact of exotic species on municipal water systems, fishing, and aquatic plant life exacts a terrible toll on the nation's most important freshwater resource; and

Whereas, Michigan has exercised consistent leadership in the effort to prevent the arrival of more nonnative species. Our state has put incentives in place in an effort to curb the release of untreated ballast water from the ships that traverse the lakes, which is the primary source of these foreign species. As a state that has suffered significantly because of organisms released into the lakes through the discharge of ballast water, Michigan has repeatedly called for stronger steps to prevent this from happening; and

Whereas, The effort to halt the introduction and spread of nonindigenous species through ballast water discharges continues to be frustrated by federal regulations under the Clean Water Act. Although this key federal act requires permits through the National Pollution Discharge Elimination System for discharges, 40 C.F.R. § 122.3(a) provides that discharges from vessels that are incidental to normal operations are exempt from the permit requirement. Although efforts to repeal this exemption recently failed, removing the exemption remains a vitally important step to take to safeguard the Great Lakes; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we memorialize the Congress of the United States and the Environmental Protection Agency to repeal 40 C.F.R. § 122.3(a), which provides for an exemption for ballast water discharges from permit requirements under the federal Clean Water Act; and be it further

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

Patricia L. Birkholz
Chairperson

To Report Out:

Yeas: Senators Birkholz, Patterson, Van Woerkom, Brater and Basham

Nays: None

The concurrent resolution and the substitute recommended by the committee were placed on the order of Resolutions.

COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources and Environmental Affairs submitted the following:
Meeting held on Tuesday, October 14, 2003, at 3:00 p.m., Room 110, Farnum Building
Present: Senators Birkholz (C), Patterson, Van Woerkom, Brater and Basham

The Committee on Judiciary reported
Senate Bill No. 777, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16t of chapter XVII (MCL 777.16t), as amended by 2000 PA 371.

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

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 648, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," (MCL 125.401 to 125.543) by adding section 85a. With the recommendation that the following amendment be adopted and that the bill then pass:

1. Amend page 2, following line 13, by inserting:

"Enacting section 1. This amendatory act takes effect January 31, 2004.".

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 649, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7401c (MCL 333.7401c), as added by 2000 PA 314.

With the recommendation that the following amendment be adopted and that the bill then pass:

1. Amend page 4, following line 25, by inserting:

"Enacting section 1. This amendatory act takes effect January 31, 2004.".

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 650, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17766c (MCL 333.17766c), as added by 1994 PA 38.

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.

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 651, entitled

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

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.

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 652, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 367d. With the recommendation that the substitute (S-3) be adopted and that the bill then pass.

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 698, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13m of chapter XVII (MCL 777.13m), as amended by 2002 PA 711.

With the recommendation that the following amendment be adopted and that the bill then pass:

1. Amend page 5, following line 37, by inserting:

"Enacting section 1. This amendatory act takes effect January 31, 2004." and renumbering the remaining enacting section.

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

Alan L. Cropsey
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer, Bernero and Brater

Nays: None

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

The Committee on Finance reported

Senate Bill No. 770, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 355a.

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.

Nancy Cassis
Chairperson

To Report Out:

Yeas: Senators Cassis, Garcia, McManus, Thomas and Brater

Nays: None

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

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:

Meeting held on Wednesday, October 15, 2003, at 1:09 p.m., Room 110, Farnum Building

Present: Senators Cassis (C), Garcia, McManus, Thomas and Brater

The Committee on Senior Citizens and Veterans Affairs reported

House Joint Resolution G, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 5 of article XI, to establish a hiring preference for veterans in the classified state civil service.

With the recommendation that the joint resolution be adopted.

Laura M. Toy
Chairperson

To Report Out:

Yeas: Senators Toy, Stamas, Gilbert, Clark-Coleman and Olshove

Nays: None

The joint resolution was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Senior Citizens and Veterans Affairs submitted the following:
Meeting held on Wednesday, October 15, 2003, at 1:00 p.m., Room 100, Farnum Building
Present: Senators Toy (C), Stamas, Gilbert, Clark-Coleman and Olshove

COMMITTEE ATTENDANCE REPORT

The Committee on Gaming and Casino Oversight submitted the following:
Meeting held on Wednesday, October 8, 2003, at 1:00 p.m., Room 210, Farnum Building
Present: Senators Allen (C), Bishop, Birkholz, Olshove and Emerson

COMMITTEE ATTENDANCE REPORT

The Committee on Health Policy submitted the following:
Meeting held on Wednesday, October 8, 2003, at 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower
(formerly Michigan National Tower)
Present: Senators Hammerstrom (C), Patterson, George, Bernero and Jacobs

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Department of Community Health submitted the following:
Joint meeting held on Wednesday, October 8, 2003, at 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower
(formerly Michigan National Tower)
Present: Senators Stamas (C), George, Johnson and Cherry
Excused: Senators Garcia and Clarke

COMMITTEE ATTENDANCE REPORT

The Committee on Families and Human Services submitted the following:
Meeting held on Thursday, October 9, 2003, at 8:30 a.m., Room 210, Farnum Building
Present: Senators Hardiman (C), Hammerstrom, Jacobs and Clark-Coleman
Excused: Senator Sanborn

COMMITTEE ATTENDANCE REPORT

The Michigan Capitol Committee submitted the following:
Meeting held on Thursday, October 9, 2003, at 9:05 a.m., Room 426, Capitol Building
Present: Senators George (C), Garcia and Schauer
Excused: Senator Toy

Scheduled Meetings**Appropriations -****Subcommittee -**

Commerce, Labor and Economic Development and Commerce and Labor - Tuesday, October 21, 2:00 p.m.,
Senate Appropriations Room, 3rd Floor, Capitol Building (373-2420)

Commerce and Labor and Commerce, Labor and Economic Development Appropriations Subcommittee -
Tuesday, October 21, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2413)

Health Policy - Wednesday, October 22, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (formerly Michigan National Tower) (373-3543)

Judiciary - Tuesday, October 21, 1:00 p.m., Room 210, Farnum Building (373-3760)

Legislative Council - Thursday, October 23, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-0212)

Natural Resources and Environmental Affairs - Tuesday, October 21, 3:00 p.m., Room 110, Farnum Building (373-3447)

Technology and Energy - Wednesday, October 22, 3:00 p.m., Room 210, Farnum Building (373-7350)

Transportation - Tuesday, October 21, 1:00 p.m., Room 110, Farnum Building (373-7708)

Senator Hammerstrom moved that the Senate adjourn.
The motion prevailed, the time being 10:53 a.m.

The President, Lieutenant Governor Cherry, declared the Senate adjourned until Tuesday, October 21, 2003, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate