No. 23 STATE OF MICHIGAN Journal of the Senate

93rd Legislature REGULAR SESSION OF 2005

Senate Chamber, Lansing, Tuesday, March 15, 2005.

10:00 a.m.

The Senate was called to order by the President pro tempore, Senator Patricia L. Birkholz.

The roll was called by the Secretary of the Senate, who announced that a quorum was not 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

Clarke—present Cropsey—present Emerson—present
Garcia—excused
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—excused
Sikkema—present
Stamas—present
Switalski—present
Thomas—present
Toy—present
Van Woerkom—present

Senator Michael D. Bishop of the 12th District offered the following invocation:

Almighty and most merciful God, who has endowed the earth with beauty and fruitfulness and has breathed into us the breath of life, You led people to this land and out of conflict; created in us a love of peace and liberty.

Sometimes we have failed You by neglecting rights and restricting freedoms, by building barriers of separation. Forgive us, God, for the divisions caused by prejudice, greed, or the desire for power. Make us compassionate, fair, and helpful to each other in both our private and professional lives. Raise up in all of us a right patriotism that sees and seeks the good of all of Your creation. Enable us to challenge the barriers and barrier builders, that nothing may separate us from our brothers and sisters and the love You have for us. Still our restless minds that we may experience Your presence. Touch our ears to the expectations that we may hear Your Word. Make clear Your inward vision that we may worship You in spirit and in truth.

We ask these things in Your name. Amen.

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

Recess

Senator Hammerstrom moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 10:04 a.m.

10:12 a.m.

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

During the recess, Senators Gilbert, Cassis, Leland, Johnson, McManus, Brown, Jelinek, Hardiman, Kuipers, Sikkema, Van Woerkom, Toy, George, Stamas, Allen, Cropsey and Goschka entered the Senate Chamber.

A quorum of the Senate was present.

Motions and Communications

Senator Hammerstrom moved that Senator Garcia be excused from this week's sessions. The motion prevailed.

Senator Schauer moved that Senator Scott be excused from today's session. The motion prevailed.

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, March 10: **House Bill Nos.** 4237 4414 4415

The Secretary announced that the following official bills were printed on Thursday, March 10, and are available at the legislative Web site:

Senate Bill Nos. 291 292 293 294 295 296 House Bill Nos. 4474 4475 4476 4477 4478 4479

The Secretary announced that the following official bills were printed on Friday, March 11, and are available at the legislative Web site:

Senate Bill Nos. 297 298 299 300 301 302 303

House Bill Nos. 4480 4481 4482

Messages from the Governor

The following message from the Governor was received on March 14, 2005, and read:

EXECUTIVE ORDER No. 2005-6

Governor's Office of Community and Faith-Based Initiatives

WHEREAS, under Section 1 of Article V of the Michigan Constitution of 1963, the executive power is vested in the Governor:

WHEREAS, under Section 8 of Article V of the Michigan Constitution of 1963 each principal department of state government is under the supervision of the Governor unless otherwise provided by the Constitution;

WHEREAS, under Section 8 of Article V of the Michigan Constitution of 1963, the Governor is responsible to take care that the laws be faithfully executed;

WHEREAS, under Section 8 of Article V of the Michigan Constitution of 1963, the Governor shall transact all necessary business with the officers of state government and may require information in writing from all executive and administrative state officers, elective and appointive, upon any subject relating to the duties of their respective offices;

WHEREAS, the State of Michigan benefits from a rich diversity of community and faith-based organizations that provide crucial aid to many Michigan residents, including assistance for the needy, children, families, and neighborhoods;

WHEREAS, committed volunteers in community and faith-based organizations bring unique skills, services, and resources to bear in assisting Michigan residents;

WHEREAS, many community and faith-based organizations lack the organizational resources to effectively engage government agencies in collaborative projects to help meet the needs of Michigan residents;

WHEREAS, community and faith-based organizations can assist the State of Michigan in addressing unmet human services needs, and in enhancing the quality of life for Michigan residents;

WHEREAS, it is beneficial to encourage communication between governmental entities and community and faith-based organizations, recognizing the importance of sharing information about, and encouraging the best practices of, community and faith-based organizations;

WHEREAS, in light of current fiscal conditions, state government must ensure that its efforts to assist community and faith-based programs and organizations are as strong, coordinated, and effective as feasible;

WHEREAS, there are many opportunities for community and faith based organizations to partner with governmental entities:

WHEREAS, it is in the State of Michigan's best interest to maximize financial support it receives from the federal government by working with the network of programs authorized under the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 related to services provided by charitable, religious, or private organizations;

WHEREAS, the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 authorizes state governments to contract with faith-based organizations and allows faith-based organizations to accept government assistance provided under the Act on the same basis as secular organizations;

WHEREAS, Michigan residents can benefit from a comprehensive and coordinated effort to improve and strengthen community and faith-based organizations in our state;

WHEREAS, the effort to support community and faith-based organizations in Michigan should be facilitated by having a prominent office with a direct relationship to the Governor;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in me by the Michigan Constitution of 1963 and Michigan law, order:

I. DEFINITIONS

As used in this Order:

A. "Department of Human Services" or "Department" means the principal department of state government created as the Department of Social Services by Section 450 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.550, renamed the Family Independence Agency by 1995 PA 223, MCL 400.1, and renamed the Department of Human Services by Executive Order 2004-38.

B. "Office" means the Governor's Office of Community and Faith-Based Initiatives created within the Department under this Order.

II. CREATION OF GOVERNOR'S OFFICE OF COMMUNITY AND FAITH-BASED INITIATIVES

A. To facilitate communication and collaboration between community and faith-based organizations and government agencies in Michigan, the Governor's Office of Community and Faith-Based Initiatives is established within the Department of Human Services.

- B. The Office shall be administered under the supervision of the Department but shall exercise its powers, duties, and functions independently of the Director of the Department. Any budgeting, procurement, and related management functions of the Office shall be performed under the direction and supervision of the Director of the Department.
- C. The Office shall be managed by a Director who shall be selected by the Governor. The Director of the Office shall serve as a liaison between the Governor and community and faith-based organizations.

III. FUNCTIONS OF GOVERNOR'S OFFICE OF COMMUNITY AND FAITH-BASED INITIATIVES

- A. The Office shall:
- 1. Advise the Governor on policies, priorities, and objectives for state government activities to enlist, equip, enable, empower, and expand the work of community and faith-based organizations to address social needs in Michigan, to enhance partnerships with governmental entities, and to replicate successful community and faith-based programs. The Office shall provide other information, recommendations, or advice as requested by the Governor.
- 2. Facilitate coordination of state government efforts relating to community and faith-based initiatives, expand opportunities for community and faith-based organizations to address social needs in Michigan, and identify obstacles to effective and efficient collaboration.
- 3. Provide a single point of contact for community and faith-based organizations to receive information, assistance, and referrals related to community and faith-based programs within state government.
- 4. Work closely with community and faith-based organizations to promote service activities and assist the organizations in identifying and applying for federal grants.
- 5. Identify, promote, and share innovative and model community and faith-based programs, initiatives, and best practices among community and faith-based organizations.
- 6. Seek financial support for the community and faith-based efforts of state government and for community and faith-based programs and services, including, but not limited to, application for funding to the Corporation for National and Community Service and other entities that administer federal grants to support the objectives established by the Office for community and faith-based programs.
- 7. Provide technical assistance, education, information, and other support to community and faith-based organizations.
- 8. Coordinate efforts with the Michigan Community Service Commission and other state departments and agencies as appropriate.
- B. Subject to available funding, the Office may hire or retain contractors, sub-contractors, advisors, consultants, and agents, and may make and enter into contracts necessary or incidental to the exercise of the powers of the Office and the performance of its duties as the Director of the Office deems advisable and necessary, in accordance with this Order, and the relevant statutes, rules, and procedures of the Civil Service Commission and the Department of Management and Budget.
- C. The Office may accept donations of labor, services, or other things of value from any public or private agency, person, or entity.
 - D. State departments and agencies shall assist the Office in the performance of its duties under this Order.

IV. LIMITATIONS ON ACTIVITIES AND USE OF FUNDS

- A. The Office shall not engage in any activity prohibited by Section 4 of Article I of the Michigan Constitution of 1963.
- B. The Office shall not engage in activity prohibited by Section 2 of Article VIII of the Michigan Constitution of 1963.
- C. No funds provided directly to institutions or organizations to provide services and administer programs under Section 104(a)(1)(A) of the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 may be expended for sectarian worship, instruction, or proselytization.

V. MISCELLANEOUS

- A. Nothing in this Order shall be construed to change the organization of the executive branch of state government or the assignment of functions among its units in a manner requiring the force of law.
- B. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected by this Order shall not abate by reason of the taking effect of this Order.
 - C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order.

This Order is effective March 15, 2005.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 14th day of March, in the year of our Lord, two thousand and five.

Jennifer M. Granholm Governor

By the Governor: Terri L. Land Secretary of State

The Executive Order was referred to the Secretary for record.

The following message from the Governor was received and read:

March 11, 2005

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 Sections 16121 and 17021 of the Public Health Code, 1978 PA 368, MCL 333.16121 and 333.17021:

Michigan Board of Medicine

Mr. Jeffrey M. Jones, M.D., of 530 Sylvan Drive, Battle Creek, Michigan 49017, county of Calhoun, succeeding Russell LaBeau, who has resigned, representing physicians, for a term commencing March 11, 2005 and expiring December 31, 2005.

Ms. Leticia J. San Diego, Ph.D., 39767 Chaffer Court, Clinton Township, Michigan 48038, county of Macomb, succeeding Tonya Schuitmaker, who has resigned, representing the general public, for a term commencing March 11, 2005 and expiring December 31, 2005.

Sincerely, Jennifer M. Granholm Governor

The appointments were referred to the Committee on Government Operations.

Messages from the House

Senate Bill No. 137, entitled

A bill to amend 1972 PA 295, entitled "Forensic polygraph examiners act," by amending section 10 (MCL 338.1710). Substitute (H-1).

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

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

Roll Call No. 36 Yeas—36

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

Nays—0

Excused—2

Garcia Scott

Not Voting—0

In The Chair: Sanborn

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

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

The Senate agreed to the full title.

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

Senate Bill No. 171, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," (MCL 421.1 to 421.75) by adding section 22b.

The House of Representatives has amended the bill as follows:

- 1. Amend page 7, line 11, by striking out the balance of enacting section 2 and inserting: "(a) Senate Bill No. 174.
- (b) House Bill No. 4414.
- (c) House Bill No. 4415.".

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pursuant to rule 3.202, the bill was laid over one day.

Senate Bill No. 174, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 41 (MCL 421.41).

The House of Representatives has amended the bill as follows:

- 1. Amend page 5, line 15, by striking out the balance of enacting section 2 and inserting:
 - "(b) House Bill No. 4414.
- (c) House Bill No. 4415.".

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pursuant to rule 3.202, the bill was laid over one day.

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. 70

Senate Bill No. 72

Senate Bill No. 223

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 70, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 360.

The question being on the passage of the bill,

Senator Birkholz offered the following amendments:

- 1. Amend page 3, line 18, after "OWNER" by inserting a comma and "TENANT, OR LESSEE".
- 2. Amend page 3, following line 18, after "(7)" by striking out the balance of the subsection and inserting "A CAUSE OF ACTION SHALL NOT ARISE AGAINST THE OWNER, TENANT, OR LESSEE OF PROPERTY FOR AN INJURY TO A PERSON WHO IS ON THAT PROPERTY WITH ORAL OR WRITTEN CONSENT BUT WHO HAS NOT PAID THE OWNER, TENANT, OR LESSEE OF THAT PROPERTY VALUABLE CONSIDERATION FOR THE USE OF THE PROPERTY TO CONDUCT WATERSHED MANAGEMENT ACTIVITIES UNDER THIS PART, UNLESS THE INJURY WAS CAUSED BY THE GROSS NEGLIGENCE OR WILLFUL AND WANTON MISCONDUCT OF THE OWNER, TENANT, OR LESSEE."

The question being on the adoption of the amendments,

Senator Hammerstrom moved that further consideration of the bill be postponed temporarily.

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 72, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1304. 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. 37

Yeas—36

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

Nays—0

Excused—2

Garcia Scott

Not Voting—0

In The Chair: Sanborn

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 223, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 38e (MCL 208.38e), as amended by 2003 PA 273.

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. 38 Yeas-30

Allen Clark-Coleman Hardiman Patterson Barcia Clarke Jacobs Sanborn Bernero Cropsey Jelinek Sikkema Birkholz Emerson Johnson Stamas George Switalski Bishop **Kuipers** Brown Gilbert McManus Toy Cassis Goschka Olshove Van Woerkom

Cherry Hammerstrom

Nays—6

Basham Leland Schauer Thomas

Prusi Brater

Excused—2

Garcia Scott

Not Voting—0

In The Chair: Sanborn

The Senate agreed to the title of the bill.

Protest

Senator Thomas, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 223.

Senator Thomas' statement is as follows:

Madam President, earlier today on Third Reading I voted "nay" on Senate Bill No. 223 not because I am against agriculture or against apprenticeships in agriculture. Certainly, I think that this is something that is worthwhile for the Legislature to look at as a whole. I voted "no" on Senate Bill No. 223, though, because we are currently going through our price of government process. I think that, unfortunately, this legislation is a budget bill masquerading itself as a tax bill. It certainly does have implications long-term on how we are going to handle our appropriations process throughout the coming months into the next fiscal year.

For that reason, I think that it would be shortsighted on my part to make an effort to reduce state treasury funds at a time when we are still uncertain as to how we are going to address our fiscal crisis. So because of that price of government process and because I don't think we have necessarily figured out how we are going to pay for this well-intentioned legislation, I was forced to vote "no" on Senate Bill No. 223.

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

Senate Bill No. 70, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 360.

(This bill was read a third time earlier today, amendments offered and consideration postponed. See p. 284.)

The question being on the adoption of the amendments offered by Senator Birkholz,

Senator Birkholz withdrew the amendments.

Senator Patterson offered the following amendment:

- 1. Amend page 3, following line 18, by striking out all of subsection (7) and inserting:
- "(7) A VOLUNTEER WHO ENTERS ON TO PRIVATE PROPERTY WITH THE OWNER'S ORAL OR WRITTEN CONSENT FOR THE PURPOSE OF CONDUCTING WATERSHED MANAGEMENT ACTIVITIES UNDER THIS PART HAS THE STATUS OF A LICENSEE FOR THE PURPOSES OF DETERMINING LIABILITY IN THE EVENT OF INJURY CAUSED BY A CONDITION OF THE LAND.".

The amendment was 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. 39 Yeas—36

Allen Hardiman Prusi Cherry Barcia Clark-Coleman Jacobs Sanborn Basham Clarke Jelinek Schauer Bernero Cropsey Johnson Sikkema Birkholz Emerson Kuipers Stamas

Leland Switalski Bishop George Gilbert McManus Thomas Brater Goschka Brown Olshove Toy Hammerstrom Van Woerkom Cassis Patterson

Nays—0

Excused—2

Garcia Scott

Not Voting—0

In The Chair: Sanborn

The Senate agreed to the title of the bill.

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 Assistant President pro tempore, Senator Sanborn, designated Senator Kuipers as Chairperson.

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

House Bill No. 4210, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 617, 617a, 618, and 619 (MCL 257.617, 257.617a, 257.618, and 257.619), section 617 as amended by 2001 PA 159 and section 619 as amended by 1999 PA 73.

Senate Bill No. 74, entitled

A bill to amend 2002 PA 712, entitled "Michigan Amber alert act," (MCL 28.751 to 28.753) by amending the title and by adding section 4.

Senate Bill No. 134, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2004 PA 150.

Senate Bill No. 193, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8117 (MCL 600.8117), as amended by 1997 PA 161.

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill: Senate Bill No. 136, entitled

A bill to prohibit the issuance and use of false academic credentials; to prohibit false claims concerning academic credentials; to provide for the powers and duties of certain state officials; and to prescribe civil sanctions. Substitute (S-5).

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: **House Bill No. 4233, entitled**

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending section 16 (MCL 431.316). 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.

Resolutions

Senate Resolution No. 14.

A resolution to memorialize Congress to enact highway reauthorization legislation with a level of funding that closes the gap between federal fuel tax dollars paid by Michigan motorists and dollars received to address Michigan's transportation needs.

The question being on the adoption of the resolution,

The resolution was adopted.

Senators Barcia, Basham, Bernero, Cherry, Clark-Coleman, Clarke, Leland, Schauer and Scott were named co-sponsors of the resolution.

Senate Concurrent Resolution No. 12.

A concurrent resolution to memorialize Congress to enact highway reauthorization legislation with a level of funding that closes the gap between federal fuel tax dollars paid by Michigan motorists and dollars received to address Michigan's transportation needs.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Senators Barcia, Basham, Bernero, Cherry, Clark-Coleman, Clarke, Leland, Schauer and Scott were named co-sponsors of the concurrent resolution.

Introduction and Referral of Bills

Senator Kuipers introduced

Senate Bill No. 304, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5503 (MCL 324.5503) and by adding section 5515a.

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

Senators Birkholz, Toy, Gilbert, Patterson, Kuipers, Jelinek, Garcia, McManus and Goschka introduced Senate Bill No. 305, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 523. The bill was read a first and second time by title and referred to the Committee on Finance.

Senator Birkholz introduced

Senate Bill No. 306, entitled

A bill to authorize the department of management and budget to convey certain parcels of state owned property in Eaton county; to prescribe conditions for the conveyances; to provide for certain powers and duties of the department of management and budget in implementing those conveyances; to provide for disposition of revenue derived from the conveyances; 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 Appropriations.

Senators Hardiman, Gilbert, Birkholz, Kuipers, Sanborn, Goschka, Stamas, Garcia, Van Woerkom and Brown introduced Senate Bill No. 307, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17015 (MCL 333.17015), as amended by 2002 PA 685.

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

Senators Olshove, Schauer, Basham, Goschka, Kuipers, Cherry, Hardiman, Bishop, Leland and Bernero introduced Senate Bill No. 308, entitled

A bill to amend 1978 PA 33, entitled "An act to prohibit the dissemination, exhibiting, or displaying of certain sexually explicit matter to minors; to prohibit certain misrepresentations facilitating the dissemination of sexually explicit matter to minors; to provide penalties; to provide for declaratory judgments and injunctive relief in certain instances; to impose certain duties upon prosecuting attorneys and the circuit court; to preempt local units of government from proscribing certain conduct; and to repeal certain acts and parts of acts," by amending section 6 (MCL 722.676), as amended by 2003 PA 192.

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

House Bill No. 4237, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 283 (MCL 18.1283). 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 Appropriations.

House Bill No. 4414, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 22 (MCL 421.22).

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 Commerce and Labor.

House Bill No. 4415, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 26 (MCL 421.26), as amended by 1984 PA 172.

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 Commerce and Labor.

Committee Reports

The Committee on Economic Development, Small Business and Regulatory Reform reported

Senate Bill No. 179, entitled

A bill to amend 1978 PA 90, entitled "Youth employment standards act," by amending section 11 (MCL 409.111), as amended by 2000 PA 418.

With the recommendation that the bill pass.

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

Alan Sanborn Chairperson

To Report Out:

Yeas: Senators Sanborn, Allen, Gilbert and Jacobs

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Economic Development, Small Business and Regulatory Reform reported

Senate Bill No. 199, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 1021 (MCL 436.2021), as amended by 2002 PA 725.

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 Sanborn Chairperson

To Report Out:

Yeas: Senators Sanborn, Allen, Gilbert, Jacobs and Basham

Navs: None

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

COMMITTEE ATTENDANCE REPORT

The Committee on Economic Development, Small Business and Regulatory Reform submitted the following: Meeting held on Wednesday, March 9, 2005, at 3:00 p.m., Rooms 402 and 403, Capitol Building Present: Senators Sanborn (C), Allen, Gilbert, Jacobs and Basham

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Higher Education submitted the following:

Meeting held on Wednesday, March 9, 2005, at 3:30 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building Present: Senators Goschka (C), Johnson, Hardiman, Cherry and Prusi

COMMITTEE ATTENDANCE REPORT

The Joint Subcommittee on Capital Outlay submitted the following:

Meeting held on Thursday, March 10, 2005, at 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building Present: Senators Johnson (C), George, Cropsey, Goschka, Hardiman, Prusi, Clarke and Cherry

COMMITTEE ATTENDANCE REPORT

The Committee on Local, Urban and State Affairs submitted the following:

Public hearing held on Thursday, March 10, 2005, at 1:00 p.m., Lecture Hall 1100, Center for Higher Education, Muskegon Community College, 221 S. Quarterline Road, Muskegon

Present: Senators Toy (C), Birkholz and Basham

Excused: Senators Goschka and Bernero

Scheduled Meetings

Agriculture, Forestry and Tourism - Thursday, March 17, 9:00 a.m., Room 110, Farnum Building (373-1635)

Appropriations -

Subcommittees -

Agriculture - Thursdays, March 17, March 24 and April 14, 2:30 p.m.; and April 21, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5932)

Capital Outlay - Tuesday, March 22, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Commerce, Labor and Economic Development - Wednesdays, March 23, April 13, April 20 and April 27, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2420)

General Government - Tuesdays, March 22, April 12, April 19 and April 26, 1:00 p.m., Room 810, Farnum Building (373-2420)

History, Arts, and Libraries - Tuesdays, March 22 and April 19, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building; and Monday, April 11, 5:00 p.m., Kalamazoo (location to be announced) (373-0793)

Judiciary and Corrections - Tuesday, March 22, 3:00 p.m., Room 810, Farnum Building (373-3760)

State Police and Military Affairs - Thursdays, March 17, March 24 and April 14, 1:00 p.m.; and April 21, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5932)

Transportation Department - Tuesdays, March 22, April 12 and April 19, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Banking and Financial Institutions - Thursday, March 17, 12:00 noon, Room 100, Farnum Building (373-2417)

Education - Thursday, March 17, 2:00 p.m., Room 210, Farnum Building (373-6920)

Families and Human Services and House Family and Children Services - Thursday, March 17, 1:00 p.m., Room 519, Anderson House Office Building (373-1801)

Finance - Wednesday, March 16, 1:00 p.m., Room 110, Farnum Building (373-1758)

Local, Urban and State Affairs - Thursday, March 17, 1:00 p.m., DiPonio Room (#500-D), VisTaTech Center, Schoolcraft Community College, 18600 Haggerty Road, Livonia (373-1707)

Senior Citizens and Veterans Affairs - Wednesday, March 16, 1:00 p.m., Room 100, Farnum Building (373-1707)

Technology and Energy - Wednesdays, March 23 and April 13, 3:00 p.m., Room 210, Farnum Building (373-7350)

Transportation, Joint Senate/House - Thursday, March 17, 6:00 p.m., Grand Region MDOT Transportation Service Center, 1420 Front Street, Grand Rapids (373-7708)

Senator Hammerstrom moved that the Senate adjourn. The motion prevailed, the time being 10:59 a.m.

The President pro tempore, Senator Birkholz, declared the Senate adjourned until Wednesday, March 16, 2005, at 10:00 a.m.

CAROL MOREY VIVENTI Secretary of the Senate