

**No. 49**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**96th Legislature**  
**REGULAR SESSION OF 2012**

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Senate Chamber, Lansing, Tuesday, May 22, 2012.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Brian N. Calley.

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

Anderson—present  
Bieda—present  
Booher—present  
Brandenburg—present  
Casperson—present  
Caswell—present  
Colbeck—present  
Emmons—present  
Gleason—present  
Green—present  
Gregory—present  
Hansen—present  
Hildenbrand—present

Hood—present  
Hopgood—present  
Hune—present  
Hunter—present  
Jansen—present  
Johnson—excused  
Jones—present  
Kahn—present  
Kowall—present  
Marleau—present  
Meekhof—present  
Moolenaar—present  
Nofs—present

Pappageorge—present  
Pavlov—present  
Proos—present  
Richardville—present  
Robertson—present  
Rocca—present  
Schuitmaker—present  
Smith—present  
Walker—present  
Warren—present  
Whitmer—present  
Young—present

Pastor Josh Presley of Colonville Bible Church of Clare offered the following invocation:

Gracious Heavenly Father, we bow before Your throne, acknowledging that You are the Creator and sustainer of life and liberty, and true happiness is found in submission to You alone.

Father, we thank You for Your grace that You have given to us as a nation. We are blessed and because of Your blessings, we have been able to bless other nations. We ask for Your mercy that we might be the light that shines in the darkness. I pray that we would make decisions that would honor You and reflect Your glory. We know that Your word teaches that there is no authority except from You, and those who have been placed in authority have been placed there by You. So we thank You for putting every one of these Senators in a place of authority that they are in.

Father, I pray that the decisions that are made here today would honor You as the supreme authority of absolute truth. Father, we need to humbly seek You and ask for forgiveness for the times that we have cared about vain praise and temporary pleasures instead of seeking true fellowship with You through the provision of Your Son Jesus Christ.

As we open the Senate this morning, I pray for Your wisdom to shine through. I pray the same thing that the writer of Proverbs wrote that we would trust in the Lord with all our heart and not lean on our own understanding, and in all our ways that we would acknowledge You and ask that You would straighten our paths.

Lord, help us to be wise not in our own eyes. Help us to fear the Lord and to turn away from evil, both individually and as a nation. May we call upon the name of the Lord through the person of Jesus Christ. May the discussion and votes that take place here today honor and glorify You. We pray in the name of Jesus. Amen.

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

### Motions and Communications

Senator Hopgood entered the Senate Chamber.

Senator Bieda moved that Senator Hunter be temporarily excused from today's session.  
The motion prevailed.

Senator Bieda moved that Senator Johnson 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, May 17:  
**House Bill Nos. 4591 5291 5444 5445 5496 5504 5553 5562 5563**

The Secretary announced the enrollment printing and presentation to the Governor on Monday, May 21, for his approval the following bills:

**Enrolled Senate Bill No. 768 at 3:18 p.m.**  
**Enrolled Senate Bill No. 769 at 3:20 p.m.**  
**Enrolled Senate Bill No. 887 at 3:22 p.m.**  
**Enrolled Senate Bill No. 888 at 3:24 p.m.**  
**Enrolled Senate Bill No. 929 at 3:26 p.m.**  
**Enrolled Senate Bill No. 908 at 3:28 p.m.**

The Secretary announced that the following official bills were printed on Friday, May 18, and are available at the legislative website:

**Senate Bill Nos. 1131 1132 1133**

### Messages from the Governor

The following messages from the Governor were received and read:

May 7, 2012

I respectfully submit to the Senate the following appointments to office:

**Governor's Council on Physical Fitness, Health and Sports**

Thomas L. Minter of 2161 Arundel Place, Okemos, Michigan 48864, county of Ingham, succeeding himself, is appointed for a term expiring April 30, 2014.

James M. Pivarnik of 923 Huntington Road, East Lansing, Michigan 48823, county of Ingham, succeeding himself, is appointed for a term expiring April 30, 2014.

Lila B. Lazarus of 5091 Commerce Road, Orchard Lake, Michigan 48324, county of Oakland, succeeding herself, is appointed for a term expiring April 30, 2014.

Terence A. Thomas of 611 University Drive, Grosse Pointe, Michigan 48230, county of Wayne, succeeding himself, is appointed for a term expiring April 30, 2014.

Anuja Rajendra of 1707 Harding Road, Ann Arbor, Michigan 48104, county of Washtenaw, succeeding Peter Ajluni, is appointed for a term expiring April 30, 2014.

Cynthia D. VanderSloot of 17645 Nancy Drive, Big Rapids, Michigan 49307, county of Mecosta, succeeding Patricia Ball, is appointed for a term expiring April 30, 2014.

Paul J. Barbeau of 2101 Norwood Drive, Midland, Michigan 48640, county of Midland, succeeding Daniel Varner, is appointed for a term expiring April 30, 2014.

Ronald J. Winter of 1028 Stafford Road, Kalamazoo, Michigan 49006, county of Kalamazoo, succeeding Barry Franklin, is appointed for a term expiring April 30, 2014.

May 18, 2012

I respectfully submit to the Senate the following appointment to office:

**Michigan Board of Pharmacy**

James G. Stevenson of 16766 Old Bedford Road, Northville, Michigan 48167, county of Wayne, representing professionals, succeeding Sara Fakhoury, is appointed for a term that commences July 1, 2012, and expires June 30, 2016.

Sincerely,  
Rick Snyder  
Governor

The appointments were referred to the Committee on Government Operations.

**Third Reading of Bills**

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

**Senate Bill No. 1086**

**Senate Bill No. 1087**

**Senate Bill No. 1088**

**Senate Bill No. 1104**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 1086, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 9208 (MCL 333.9208), as amended by 2000 PA 90.

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. 363**

**Yeas—36**

Anderson	Green	Kahn	Richardville
Bieda	Gregory	Kowall	Robertson
Booher	Hansen	Marleau	Rocca
Brandenburg	Hildenbrand	Meekhof	Schuitmaker
Casperson	Hood	Moolenaar	Smith
Caswell	Hopgood	Nofs	Walker
Colbeck	Hune	Pappageorge	Warren
Emmons	Jansen	Pavlov	Whitmer
Gleason	Jones	Pros	Young



The following bill was read a third time:

**Senate Bill No. 1088, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1177 (MCL 380.1177), as amended by 2000 PA 91.

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. 365**

**Yeas—36**

Anderson	Green	Kahn	Richardville
Bieda	Gregory	Kowall	Robertson
Booher	Hansen	Marleau	Rocca
Brandenburg	Hildenbrand	Meekhof	Schuitmaker
Casperson	Hood	Moolenaar	Smith
Caswell	Hopgood	Nofs	Walker
Colbeck	Hune	Pappageorge	Warren
Emmons	Jansen	Pavlov	Whitmer
Gleason	Jones	Proos	Young

**Nays—0**

**Excused—2**

Hunter	Johnson
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**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

Senator Hunter entered the Senate Chamber.

The following bill was read a third time:

**Senate Bill No. 1104, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 703 (MCL 206.703), as amended by 2011 PA 188.

The question being on the passage of the bill,

Senator Johnson offered the following amendment:

1. Amend page 9, following line 17, by inserting:

“Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 519 of the 96th Legislature is enacted into law.”.

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hopgood requested the yeas and nays.

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

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

**Roll Call No. 366**

**Yeas—18**

Anderson	Gregory	Jones	Smith
Bieda	Hildenbrand	Nofs	Warren

Brandenburg  
Gleason  
Green

Hood  
Hopgood  
Hunter

Robertson  
Rocca

Whitmer  
Young

**Nays—19**

Booher  
Casperson  
Caswell  
Colbeck  
Emmons

Hansen  
Hune  
Jansen  
Kahn  
Kowall

Marleau  
Meekhof  
Moolenaar  
Pappageorge  
Pavlov

Proos  
Richardville  
Schuitmaker  
Walker

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: President

Senator Gregory offered the following amendment:

1. Amend page 9, following line 17, by inserting:

“Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 1036 of the 96th Legislature is enacted into law.”.

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hopgood requested the yeas and nays.

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

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

**Roll Call No. 367**

**Yeas—11**

Anderson  
Bieda  
Gleason

Gregory  
Hood  
Hopgood

Hunter  
Smith  
Warren

Whitmer  
Young

**Nays—26**

Booher  
Brandenburg  
Casperson  
Caswell  
Colbeck  
Emmons  
Green

Hansen  
Hildenbrand  
Hune  
Jansen  
Jones  
Kahn  
Kowall

Marleau  
Meekhof  
Moolenaar  
Nofs  
Pappageorge  
Pavlov

Proos  
Richardville  
Robertson  
Rocca  
Schuitmaker  
Walker

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: President

Senator Johnson offered the following amendment:

1. Amend page 9, following line 17, by inserting:

“Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 1128 of the 96th Legislature is enacted into law.”.

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. 368****Yeas—37**

Anderson	Gregory	Kahn	Richardville
Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hood	Meekhof	Schuitmaker
Casperson	Hopgood	Moolenaar	Smith
Caswell	Hune	Nofs	Walker
Colbeck	Hunter	Pappageorge	Warren
Emmons	Jansen	Pavlov	Whitmer
Gleason	Jones	Proos	Young
Green			

**Nays—0****Excused—1**

Johnson

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Gregory’s statement is as follows:

I rise today to call on this body to support my amendment to restore the Michigan earned income tax credit. Michigan’s working families—emphasis on working—rely on the EITC to survive, to keep a roof over their heads, clothes on their backs, and food on their tables.

In 2008, over 702,000 families and childless individuals in Michigan received the state credit, bringing nearly \$144 million to local economies in Michigan. That is over 700,000 working families who could have about a thousand dollars more in their pocket to buy a new stove, fix their car to get to work, take a sick child to the doctor, or heat their home. Do these seem like extravagant expenses to you? I think not, and I urge you to support this amendment.

I urge you to treat Michigan's working families as well as you treat businesses. I call on all of my colleagues to support this amendment to restore the Michigan earned income tax credit that helps working families make ends meet. I ask for your support.

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

Senator Meekhof 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 Calley, designated Senator Nofs as Chairperson.

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

**Senate Bill No. 861, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34a (MCL 791.234a), as added by 2010 PA 194.

**Senate Bill No. 570, 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 13f.

**Senate Bill No. 978, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 7103, 7401, 7602, 7603, and 7815 (MCL 700.7103, 700.7401, 700.7602, 700.7603, and 700.7815), sections 7103 and 7401 as amended and sections 7602, 7603, and 7815 as added by 2009 PA 46, and by adding section 7820a.

**Senate Bill No. 979, entitled**

A bill to amend 2008 PA 148, entitled "Personal property trust perpetuities act," by amending sections 2 and 3 (MCL 554.92 and 554.93).

**Senate Bill No. 980, entitled**

A bill to amend 1967 PA 224, entitled "Powers of appointment act of 1967," by amending sections 2, 5, 12, 14, and 20 (MCL 556.112, 556.115, 556.122, 556.124, and 556.130), section 20 as amended by 2000 PA 68, and by adding section 5a.

**Senate Bill No. 1107, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 13m (MCL 421.13m), as amended by 2011 PA 269.

**House Bill No. 5328, entitled**

A bill to amend 1996 PA 305, entitled "Acknowledgment of parentage act," by amending section 7 (MCL 722.1007), as amended by 2006 PA 105; and to repeal acts and parts of acts.

**House Bill No. 5329, entitled**

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 10 (MCL 722.720), as amended by 2001 PA 109.

**Senate Bill No. 1106, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 46 (MCL 421.46), as amended by 2011 PA 269.

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 amendments, the following bill:

**House Bill No. 5130, entitled**

A bill to amend 2000 PA 92, entitled "Food law of 2000," by amending sections 1101, 1105, 1107, 1109, 1111, 1113, 2119, 2125, 2127, 2129, 3103, 3105, 3125, 3127, 3133, 4102, 4103, 4105, 4111, 4117, 4123, 4125, 4127, 4129, 5101, 5105, 6101, 6107, 6129, 6135, 7101, 7113, 7133, 7137, and 8107 (MCL 289.1101, 289.1105, 289.1107, 289.1109, 289.1111, 289.1113, 289.2119, 289.2125, 289.2127, 289.2129, 289.3103, 289.3105, 289.3125, 289.3127, 289.3133, 289.4102, 289.4103, 289.4105, 289.4111, 289.4117, 289.4123, 289.4125, 289.4127, 289.4129, 289.5101, 289.5105, 289.6101, 289.6107, 289.6129, 289.6135, 289.7101, 289.7113, 289.7133, 289.7137, and 289.8107), section 1105 as amended by 2010 PA 113, section 1107 as amended by 2008 PA 338, sections 1109, 2119, 2125, 2129, 3103, 3125, 3127, and 4103 as amended by 2007 PA 113, section 4102 as added by 2010 PA 112, section 4105 as amended by 2010 PA 145, sections 4111, 4117, 4125, 5101, 5105, 6101, 6129, 7113, 7137, and 8107 as amended by 2007 PA 114, and section 7101 as amended by 2002 PA 487, and by adding sections 2132, 4114, 7104, 7112, and 7114; and to repeal acts and parts of acts.

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

1. Amend page 13, line 4, by striking out all of subparagraph (iv).
2. Amend page 34, line 19, after "exceed" by striking out "\$15,000.00" and inserting "\$24,999.00".
3. Amend page 37, line 14, by striking out "\$15,000.00" and inserting "\$24,999.00".
4. Amend page 57, line 16, by striking out all of subdivision (N) and relettering the remaining subdivisions.
5. Amend page 61, following line 15, by inserting:

**"(10) THIS ACT DOES NOT APPLY TO A PERSON WHO MEETS ALL OF THE FOLLOWING REQUIREMENTS:**

**(A) IS DIRECTLY RESPONSIBLE FOR PRODUCING EGGS FROM FEWER THAN 3,000 HENS.**

**(B) ONLY SELLS EGGS DIRECTLY TO CONSUMERS OR FIRST RECEIVERS.**

**(C) ONLY SELLS EGGS IN CONTAINERS THAT EACH BEAR A LABEL STATING "PACKAGED IN A FACILITY THAT HAS NOT BEEN INSPECTED BY THE DEPARTMENT".**

**(D) DOES NOT SELL EGGS THROUGH THE INTERNET OR BY MAIL ORDER OR CONSIGNMENT."**

6. Amend page 65, following line 8, by inserting:

"Enacting section 2. This amendatory act takes effect October 1, 2012."

The Senate agreed to the amendments 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. 1094, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," (MCL 421.1 to 421.75) by adding sections 28b, 28c, 28d, 28e, 28f, 28g, 28h, 28i, 28j, 28k, 28l, and 28m.

Substitute (S-1).

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

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

**Senate Bill No. 862, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34c (MCL 211.34c), as amended by 2006 PA 646.

Substitute (S-4).

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

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

**Senate Bill No. 1052, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30301, 30305, 30306, 30312, 32501, 32502, 32503, 32505, 32510, 32512, 32512a, and 32513 (MCL 324.30301, 324.30305, 324.30306, 324.30312, 324.32501, 324.32502, 324.32503, 324.32505, 324.32510, 324.32512, 324.32512a, and 324.32513), sections 30301, 30306, 30312, and 32512a as amended by 2009 PA 120, sections 30305, 32501, and 32512 as amended by 2003 PA 14, sections 32502, 32505, and 32510 as added by 1995 PA 59, section 32503 as amended by 2004 PA 325, and section 32513 as amended by 2011 PA 90; 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.

By unanimous consent the Senate proceeded to the order of

**Introduction and Referral of Bills**

Senator Nofs introduced

**Senate Bill No. 1134, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," (MCL 460.1 to 460.11) by adding section 9t.

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

Senators Caswell and Nofs introduced

**Senate Bill No. 1135, entitled**

A bill to provide energy assistance for low-income households; and to prescribe certain powers and duties of certain state departments and agencies.

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

**House Bill No. 4591, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending sections 5k, 5l, and 5o (MCL 28.425k, 28.425l, and 28.425o), section 5k as added by 2000 PA 381, section 5l as amended by 2012 PA 32, and section 5o as amended by 2008 PA 407.

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 Judiciary.

**House Bill No. 5291, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 71.

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 Transportation.

**House Bill No. 5444, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4r (MCL 205.54r), as amended by 2004 PA 173.

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.

**House Bill No. 5445, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 4k (MCL 205.94k), as amended by 2009 PA 54.

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.

**House Bill No. 5496, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1076.

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 Transportation.

**House Bill No. 5504, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 76.

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 Transportation.

**House Bill No. 5553, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 461 (MCL 18.1461), as amended by 1999 PA 8.

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. 5562, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as amended by 2008 PA 577, and by adding section 136d.

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 Judiciary.

**House Bill No. 5563, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2008 PA 521.

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 Judiciary.

### Committee Reports

The Committee on Local Government and Elections reported

**House Bill No. 4653, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 744 (MCL 168.744), as amended by 1995 PA 261, and by adding section 744a.

With the recommendation that the bill pass.

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

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Meekhof and Brandenburg

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Local Government and Elections reported

**House Bill No. 4656, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 931a.

With the recommendation that the bill pass.

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

David B. Robertson  
Chairperson

## To Report Out:

Yeas: Senators Robertson, Meekhof and Brandenburg

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Local Government and Elections reported

**House Bill No. 5059, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 3, 4, 6, 11, 33, and 34 (MCL 169.203, 169.204, 169.206, 169.211, 169.233, and 169.234), section 3 as amended by 1989 PA 95, sections 4, 6, and 11 as amended by 2012 PA 31, and sections 33 and 34 as amended by 1999 PA 238.

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.

David B. Robertson  
Chairperson

## To Report Out:

Yeas: Senators Robertson, Meekhof and Brandenburg

Nays: None

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

The Committee on Local Government and Elections reported

**House Bill No. 5061, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 761, 813, and 829 (MCL 168.761, 168.813, and 168.829), section 761 as amended by 2005 PA 71 and sections 813 and 829 as added by 2004 PA 92, and by adding sections 38 and 764c.

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.

David B. Robertson  
Chairperson

## To Report Out:

Yeas: Senators Robertson, Meekhof and Brandenburg

Nays: Senator Young

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

The Committee on Local Government and Elections reported

**House Bill No. 5062, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 31, 33, 514, 679a, 811, 847, 931, and 942 (MCL 168.31, 168.33, 168.514, 168.679a, 168.811, 168.847, 168.931, and 168.942), section 31 as amended by 2005 PA 71, section 33 as amended by 2002 PA 91, section 514 as amended by 1992 PA 195, section 679a as added by 2004 PA 256, sections 847 and 942 as amended by 1995 PA 261, and section 931 as amended by 1996 PA 583, and by adding section 31a.

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

1. Amend page 10, line 1, by striking out all of section 931.

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

David B. Robertson  
Chairperson

## To Report Out:

Yeas: Senators Robertson, Meekhof and Brandenburg

Nays: Senator Young

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

The Committee on Local Government and Elections reported

**House Bill No. 5119, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 677 (MCL 168.677), as amended by 1997 PA 158.

With the recommendation that the bill pass.

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

David B. Robertson  
Chairperson

## To Report Out:

Yeas: Senators Robertson, Meekhof and Brandenburg  
Nays: Senator Young  
The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Local Government and Elections submitted the following:  
Meeting held on Thursday, May 17, 2012, at 9:00 a.m., Room 100, Farnum Building  
Present: Senators Robertson (C), Meekhof, Brandenburg and Young

The Committee on Banking and Financial Institutions reported

**Senate Bill No. 1108, entitled**

A bill to amend 1986 PA 89, entitled "Michigan BIDCO act," by amending the title and sections 104, 105, 203, 301, 303, 401, and 403 (MCL 487.1104, 487.1105, 487.1203, 487.1301, 487.1303, 487.1401, and 487.1403), sections 104, 105, 301, 303, 401, and 403 as amended by 1997 PA 150, and by adding sections 304 and 304a.

With the recommendation that the bill pass.

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

Darwin L. Booher  
Chairperson

## To Report Out:

Yeas: Senators Booher, Green, Marleau, Rocca and Smith  
Nays: None  
The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Banking and Financial Institutions submitted the following:  
Meeting held on Thursday, May 17, 2012, at 2:14 p.m., Room 100, Farnum Building  
Present: Senators Booher (C), Green, Marleau, Rocca and Smith  
Excused: Senators Nofs and Hunter

The Committee on Regulatory Reform reported

**House Bill No. 5009, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 303a (MCL 750.303a), as added by 1996 PA 539.

With the recommendation that the bill pass.

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

Tory Rocca  
Chairperson

## To Report Out:

Yeas: Senators Rocca, Jones, Meekhof, Pavlov, Johnson and Warren  
Nays: None  
The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Reform submitted the following:  
Meeting held on Thursday, May 17, 2012, at 2:25 p.m., Room 110, Farnum Building  
Present: Senators Rocca (C), Jones, Meekhof, Pavlov, Johnson and Warren  
Excused: Senator Hune

The Committee on Health Policy reported

**Senate Bill No. 1122, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 9155.

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.

James A. Marleau  
Chairperson

To Report Out:

Yeas: Senators Marleau, Robertson, Jones, Schuitmaker, Warren and Gleason

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 Health Policy submitted the following:

Meeting held on Thursday, May 17, 2012, at 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Marleau (C), Robertson, Jones, Schuitmaker, Warren and Gleason

Excused: Senators Emmons and Hune

#### Scheduled Meetings

**Banking and Financial Institutions** - Thursday, May 24, 1:30 p.m., Room 100, Farnum Building (373-5324)

**Economic Development** - Wednesday, May 23, 1:30 p.m., Room 110, Farnum Building (373-5323)

**Education** - Wednesday, May 23, 8:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5323)

**Finance** - Wednesday, May 23, 12:30 p.m., Room 210, Farnum Building (373-5307)

**Legislative Retirement Board of Trustees -**

**Subcommittee -**

**Investment** - Friday, May 25, 12:15 p.m., Room H-65, Capitol Building (373-0573)

**Outdoor Recreation and Tourism** - Thursday, May 24, 12:30 p.m., Room 210, Farnum Building (373-5323)

**Reforms, Restructuring and Reinventing** - Wednesday, May 23, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-5307)

Senator Meekhof moved that the Senate adjourn.

The motion prevailed, the time being 10:59 a.m.

The President, Lieutenant Governor Calley, declared the Senate adjourned until Wednesday, May 23, 2012, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate