

No. 29
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, April 14, 1998.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Connie B. Binsfeld.

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

Bennett—present
Berryman—present
Bouchard—present
Bullard—present
Byrum—excused
Cherry—present
Cisky—excused
Conroy—excused
DeBeaussaert—present
DeGrow—present
Dingell—present
Dunaskiss—present
Emmons—present

Gast—present
Geake—present
Gougeon—present
Hart—present
Hoffman—present
Jaye—present
Koivisto—present
McManus—present
Miller—present
North—present
O'Brien—excused
Peters—excused

Posthumus—present
Rogers—present
Schuette—present
Schwarz—present
Shugars—present
A. Smith—present
V. Smith—excused
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—present
Young—present

Senator Walter H. North of the 37th District offered the following invocation:

As we assemble again after a two-week recess, let us use our renewed energy, and grant us the wisdom, O Lord, to work in a progressive and satisfactory manner to serve those who have sent us to this chamber to work on problem resolution. Grant us the wisdom to make just and fair decisions that impact on everyone, and let us not forget that we not only serve those who sent us here, but we are Your servants. We ask this in Thy name. Amen.

Motions and Communications

The following communication was received:
Michigan Supreme Court

Re: Section 314 of Public Act 375; Circuit Court Family Counseling Services Act

March 18, 1998

Enclosed are the results of the statewide survey of the Circuit Court Family Counseling Services Fund. The survey is presented in two parts—a statewide narrative with breakdowns by category and individual reports from the circuit courts.

Please do not hesitate to contact me if you have any questions or need additional information.

Sincerely,
John D. Ferry, Jr.
State Court Administrator

The communication was referred to the Secretary for record.

The following communications were received:
Department of State

Administrative Rules Notices of Filing

March 23, 1998

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 1:25 p.m. this date, administrative rule (98-3-4) for the Department of Environmental Quality, Drinking Water and Radiological Protection Division, entitled "*Drinking Water*," effective 15 days hereafter.

April 6, 1998

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 1:07 p.m. this date, administrative rule (98-4-1) for the Department of Consumer and Industry Services, Director's Office, entitled "*Pharmacy General Rules*," effective 15 days hereafter.

April 6, 1998

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 1:09 p.m. this date, administrative rule (98-4-2) for the Department of Consumer and Industry Services, Director's Office, entitled "*Optometry*," effective 15 days hereafter.

Sincerely,
Candice S. Miller
Secretary of State
Helen Kruger, Supervisor
Office of the Great Seal

The communications were referred to the Secretary for record.

The following communications were received:
Joint Committee on Administrative Rules

Certificates of Approval

Date: March 25, 1998
Subject: Trans. No. 98-08

I hereby certify that the Joint Committee on Administrative Rules approved the rescission of administrative rules from the Department of Environmental Quality, Air Quality Division, pertaining to Disbursement of Air Pollution Surveillance Fees to Local Units, dated October 28, 1997.

Date: March 25, 1998
Subject: Trans. No. 98-09

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Environmental Quality, Land and Water Management Division, pertaining to Floodplains and Floodways, dated October 27, 1997.

Date: March 25, 1998
Subject: Trans. No. 98-10

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of State Police, Forensic Science Division, pertaining to DNA Profiling System, dated November 26, 1997.

Date: March 25, 1998
Subject: Trans. No. 98-11

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Consumer and Industry Services, Director's Office, pertaining to Pharmacy, dated December 23, 1997.

Date: March 25, 1998
Subject: Trans. No. 98-13

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Treasury, Revenue Division, pertaining to Tobacco Products Tax, dated January 5, 1998.

Date: March 25, 1998
Subject: Trans. No. 98-15

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Consumer and Industry Services, Director's Office, pertaining to Optometry, dated January 6, 1998.

Sincerely,
Senator Walter H. North
Chair

COMMITTEE ATTENDANCE REPORT

The Joint Committee on Administrative Rules submits the following:
Meeting held on Wednesday, March 25, 1998, at 8:30 a.m., Rooms 402 and 403, Capitol Building
Present: Senators North (C), Dingell and Byrum
Excused: Senators Schwarz and Van Regenmorter

The following communications were received:
Office of the Auditor General

March 25, 1998

Enclosed is a copy of the following audit report and/or executive digest:
Performance Audit of the Child Day Care and Child Welfare Licensing Divisions within the Bureau of Regulatory Services, Department of Consumer and Industry Services.

March 25, 1998

Enclosed is a copy of the following audit report and/or executive digest:
 Financial Audit of the Michigan Judges Retirement System, Department of Management and Budget, October 1, 1994 through September 30, 1996

March 25, 1998

Enclosed is a copy of the following audit report and/or executive digest:
 Financial Audit of the School Bond Loan Fund and the School Loan Bond Redemption Fund, Department of Treasury, October 1, 1995 through September 30, 1997.

April 1, 1998

Enclosed is a copy of the following audit report and/or executive digest:
 Financial Related Audit of the Department of Military and Veterans Affairs October 1, 1995 through September 30, 1997.

April 2, 1998

Enclosed is a copy of the following audit report and/or executive digest:
 Financial Audit, Including the Provisions of the Single Audit Act, of the Department of Civil Rights, October 1, 1994 through September 30, 1996.

April 8, 1998

Enclosed is a copy of the following audit report and/or executive digest:
 Financial Audit, Including the Provisions of the Single Audit Act, of the Michigan Jobs Commission, October 1, 1994 through September 30, 1996.

April 8, 1998

Enclosed is a copy of the following audit report and/or executive digest:
 Performance Audit of the Correctional Mental Health Program, Bureau of Forensic Mental Health Services, Department of Community Health, April 1998.

April 8, 1998

Enclosed is a copy of the following audit report and/or executive digest:
 Financial Audit of the Information Technology Revolving Fund, Department of Management and Budget, October 1, 1994 through September 30, 1996.

Sincerely,
 Thomas H. McTavish, C.P.A.
 Auditor General

The communications were referred to the Secretary for record.

The following communication was received:
 Department of State Police

April 1, 1998

Enclosed is a copy of the FY97 Annual Report and Evaluation for the Secondary Road Patrol and Traffic Accident Prevention Program.

This report satisfies the reporting requirements contained in Public Act 416 of 1978, as amended. Copies of this report are transmitted to the Governor's Office, Clerk of the House, Secretary of the Senate, Chair of the House Appropriations Committee, Chair of the Senate Appropriations Committee, each county sheriff, the Michigan Sheriffs Association, and the Deputy Sheriffs Association of Michigan.

Should you have any questions about this report, please contact me at (517) 334-5301.

Sincerely,
 Betty J. Mercer
 Division Director
 Office of Highway Safety Planning

The communication was referred to the Secretary for record.

The following communication was received:
Department of Management and Budget

April 3, 1998

Pursuant to section 38(1) of Act No. 240 of the Public Acts of 1943, there is hereby submitted to the legislature the actuarial valuation for the State Employees' Retirement System for the fiscal year ended September 30, 1997. This transmittal conforms to the requirement of section 38(1).

Sincerely,
Janet E. Phipps
Director

The communication was referred to the Secretary for record.

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, March 26:
House Bill Nos. 5268 5271 5306 5307 5308 5612

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, March 31:
House Bill Nos. 4765 5535 5593 5597 5604 5608

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, April 2:
House Bill Nos. 4201 4332 4363 4482 4535 4611 4742 4932 5053 5059 5282

The Secretary announced the enrollment printing and presentation to the Governor on Monday, April 6, for his approval the following bill:

Enrolled Senate Bill No. 824 at 2:00 p.m.

The Secretary announced the enrollment printing and presentation to the Governor on Tuesday, April 7, for his approval the following bills:

Enrolled Senate Bill No. 717 at 11:44 a.m.
Enrolled Senate Bill No. 732 at 11:46 a.m.
Enrolled Senate Bill No. 790 at 11:48 a.m.
Enrolled Senate Bill No. 795 at 11:50 a.m.
Enrolled Senate Bill No. 856 at 11:52 a.m.

The Secretary announced the enrollment printing and presentation to the Governor on Monday, April 13, for his approval the following bill:

Enrolled Senate Bill No. 793 at 10:25 a.m.

The Secretary announced the printing and placement in the members' files on Thursday, March 26 of:
Senate Bill Nos. 1029 1030 1031 1032 1033

The Secretary announced the printing and placement in the members' files on Monday, March 30, of:
Senate Bill Nos. 1034 1035 1036 1037 1038
House Bill Nos. 5712 5713 5714 5715 5716 5717

The Secretary announced the printing and placement in the members' files on Thursday, April 2 of:
House Bill Nos. 5724 5725 5726

Messages from the Governor

The following messages from the Governor were received:

Date: March 27, 1998
Time: 3:47 p.m.

To the President of the Senate:

Madam—I have this day approved and signed
Enrolled Senate Bill No. 834 (Public Act No. 46), being

An act to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought

in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with, or contravening any of the provisions of this act,” by amending section 8138 (MCL 600.8138).

(Filed with the Secretary of State on March 30, 1998, at 10:49 a.m.)

Date: March 27, 1998

Time: 3:49 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 747 (Public Act No. 47), being

An act to amend 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with, or contravening any of the provisions of this act,” by amending section 8132 (MCL 600.8132).

(Filed with the Secretary of State on March 30, 1998, at 10:50 a.m.)

Date: March 27, 1998

Time: 4:00 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 775 (Public Act No. 48), being

An act to amend 1962 PA 192, entitled “An act authorizing the creation of professional service corporations; providing definitions; providing exceptions; providing the manner and method of creating such corporations; providing for individual liability of officers, employees and agents of such corporations in certain instances; authorizing certain investments of corporate funds; regulating the issuance and transfer of capital stock; providing forfeiture of corporate franchise in certain instances; and requiring identification as a corporation,” by amending sections 2, 8, and 10 (MCL 450.222, 450.228, and 450.230), sections 2 and 10 as amended by 1990 PA 166.

(Filed with the Secretary of State on March 30, 1998, at 10:52 a.m.)

Date: March 27, 1998

Time: 4:02 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 370 (Public Act No. 49), being

An act to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 3b of chapter XI and section 19a of chapter XV (MCL 771.3b and 775.19a), section 3b of chapter XI as amended by 1994 PA 426 and section 19a of chapter XV as amended by 1982 PA 203.

(Filed with the Secretary of State on March 30, 1998, at 10:54 a.m.)

Date: March 27, 1998

Time: 4:04 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 389 (Public Act No. 50), being

An act to amend 1986 PA 54, entitled “An act to regulate and register building officials, plan reviewers, building inspectors, electrical inspectors, mechanical inspectors, and plumbing inspectors; to prescribe the powers and duties of the state construction code commission; to create a building officials advisory board; to require the approval of educational and training programs for building officials, plan reviewers, and inspectors; to provide for the establishment and disposition of fees; to provide for the promulgation of rules; and to prescribe penalties,” by amending section 3 (MCL 338.2303).

(Filed with the Secretary of State on March 30, 1998, at 10:56 a.m.)

Date: March 31, 1998

Time: 11:40 a.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 614 (Public Act No. 51), being

An act to amend 1966 PA 331, entitled “An act to revise and consolidate the laws relating to community colleges; to provide for the creation of community college districts; to provide a charter for such districts; to provide for the government, control and administration of such districts; to provide for the election of a board of trustees; to define the powers and duties of the board of trustees; to provide for the assessment, levy, collection and return of taxes therefor; and to repeal certain acts and parts of acts,” (MCL 389.1 to 389.195) by adding sections 128, 129, 130, and 131.

(Filed with the Secretary of State on March 31, 1998 at 2:47 p.m.)

Date: March 31, 1998

Time: 11:42 a.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 758 (Public Act No. 52), being

An act to amend 1976 PA 451, entitled “An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, and intermediate school districts; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, and intermediate school districts; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,” (MCL 380.1 to 380.1852) by adding sections 1606b, 1606c, 1606d, and 1606e.

(Filed with the Secretary of State on March 31, 1998, at 2:49 p.m.)

Date: March 31, 1998

Time: 11:44 a.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 759 (Public Act No. 53), being

An act to amend 1933 (Ex Sess) PA 8, entitled “An act to create a liquor control commission for the control of the alcoholic beverage traffic within the state of Michigan, and to prescribe its powers, duties and limitations; to provide for the control of the alcoholic liquor traffic within the state of Michigan and the establishment of state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges thereto; to provide for the licensing and taxation thereof, and the disposition of the moneys received under this act; to prescribe liability for retail licensees under certain circumstances; to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for the confiscation and disposition of property seized under the provisions of this act; to provide a referendum in certain cases; to repeal

certain acts and parts of acts; and to repeal certain parts of this act on a specific date," by amending sections 1 and 33c (MCL 436.1 and 436.33c), section 1 as amended by 1983 PA 11 and section 33c as amended by 1995 PA 122.

(Filed with the Secretary of State on March 31, 1998, at 2:51 p.m.)

Date: April 8, 1998

Time: 2:50 p.m.

To the President of the Senate:

Madam—I have this day approved and signed

Enrolled Senate Bill No. 824 (Public Act No. 55), being

An act to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with, or contravening any of the provisions of this act," by amending section 803 (MCL 600.803), as amended by 1980 PA 129.

(Filed with the Secretary of State on April 8, 1998, at 4:00 p.m.)

Respectfully,
John Engler
Governor

Messages from the House

Senate Bill No. 3, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7410 (MCL 333.7410), as amended by 1994 PA 174.

The House of Representatives has amended the bill as follows:

1. Amend page 1, line 9, after "not" by striking out "less than 1 year nor".
2. Amend page 2, line 14, after the fourth "PARK" by striking out "shall" and inserting "MAY".
3. Amend page 2, line 16, after "not" by striking out "less than 2 years or".
4. Amend page 2, line 26, after "7214(a)(iv)" by striking out "shall" and inserting "MAY".
5. Amend page 2, line 27, after "not" by striking out "less than 2 years or".
6. Amend page 3, line 10, by striking out all of subsection (5) and renumbering the remaining subsections.
7. Amend page 4, following line 3, by striking out all of enacting section 1 and inserting:

"Enacting section 1. This amendatory act takes effect August 1, 1998."

The House of Representatives has passed the bill as amended, ordered that the bill 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. 38, entitled

A bill to regulate benefits provided to certain public employee retirement system participants in this state; and to prescribe powers and duties of certain retirement systems, state departments, public officials, and public employees.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1) and ordered that it be given immediate effect.

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

Senate Bill No. 415, entitled

A bill to amend 1939 PA 288, entitled "An act to revise and consolidate the statutes relating to certain aspects of the organization and jurisdiction of the probate court of this state, the powers and duties of such court and the judges and other officers thereof, certain aspects of the statutes of descent and distribution of property, and the statutes governing the change of name of adults and children, the adoption of adults and children, and the jurisdiction of the juvenile division of the probate court; to prescribe the powers and duties of the juvenile division of the probate court, and the judges and other officers thereof; to prescribe the manner and time within which actions and proceedings may be

brought in the juvenile division of the probate court; to prescribe pleading, evidence, practice, and procedure in actions and proceedings in the juvenile division of the probate court; to provide for appeals from the juvenile division of the probate court; to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties for the violation of this act," by amending section 39 of chapter X (MCL 710.39), as amended by 1996 PA 409.

The House of Representatives has amended the bill as follows:

1. Amend page 2, line 13, after "care" by inserting "IN ACCORDANCE WITH THE PUTATIVE FATHER'S ABILITY TO PROVIDE SUCH SUPPORT OR CARE".

2. Amend page 2, line 23, after "purposes." by striking out the balance of the subsection and inserting "UPON ENTRY OF AN ORDER GRANTING CUSTODY AND LEGITIMATING THE CHILD, THE CLERK OF THE COURT SHALL COLLECT A FEE OF \$35.00 FROM THE PUTATIVE FATHER. THE CLERK SHALL RETAIN \$9.00 OF THE FEE AND REMIT THE \$26.00 BALANCE, ALONG WITH A WRITTEN REPORT OF THE ORDER GRANTING CUSTODY AND LEGITIMATING THE CHILD, TO THE DIRECTOR OF THE DEPARTMENT OF COMMUNITY HEALTH. THE REPORT SHALL BE ON A FORM PRESCRIBED BY OR IN A MANNER APPROVED BY THE DIRECTOR OF THE DEPARTMENT OF COMMUNITY HEALTH. REGARDLESS OF WHETHER THE FEE REQUIRED BY THIS SECTION IS COLLECTED, THE CLERK SHALL TRANSMIT AND THE DEPARTMENT OF COMMUNITY HEALTH SHALL RECEIVE THE REPORT OF THE ORDER GRANTING CUSTODY AND LEGITIMATING THE CHILD.

Enacting section 1. This amendatory act takes effect September 1, 1998."

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

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

Senate Bill No. 720, entitled

A bill to amend 1971 PA 140, entitled "State revenue sharing act of 1971," by amending section 11a (MCL 141.911a), as added by 1996 PA 342.

The House of Representatives has amended the bill as follows:

1. Amend page 2, line 4, after "BEFORE" by striking out "MARCH 2" and inserting "JUNE 30".

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. 752, entitled

A bill to amend 1956 PA 5, entitled "Michigan uniform municipal court act," by amending section 23 (MCL 730.523) and by adding section 23a.

The House of Representatives has amended the bill as follows:

1. Amend page 2, line 7, after "SECTION" by inserting a comma and "AND APPLIES ONLY TO ACTIONS COMMENCED ON OR AFTER THE DATE ON WHICH THAT RESOLUTION IS SUBMITTED TO THE STATE COURT ADMINISTRATIVE OFFICE".

2. Amend page 2, line 11, by striking out the balance of the bill and inserting:

"Enacting section 1. This amendatory act takes effect July 1, 1998.

Enacting section 2. This amendatory act does not take effect unless House Bill No. 5271 of the 89th Legislature is enacted into law."

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. 796, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 307 (MCL 257.307), as amended by 1996 PA 205.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), 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. 797, entitled

A bill to amend 1996 PA 236, entitled "Regulated occupation support enforcement act," (MCL 338.3431 to 338.3436) by amending the title and by adding section 4a.

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

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Senate Bill No. 798, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2813 and 16177 (MCL 333.2813 and 333.16177), section 16177 as amended by 1993 PA 80, and by adding section 21533.

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

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

A bill to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending the title and sections 2811, 2813, and 16177 (MCL 333.2811, 333.2813, and 333.16177), the title as amended by 1994 PA 170 and section 16177 as amended by 1993 PA 80, and by adding section 21533.

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

Senate Bill No. 799, entitled

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages, for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the provisions of the same," by amending section 2 (MCL 551.102).

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

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

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages, for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the provisions of the same," by amending the title and section 2 (MCL 551.102).

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

Senate Bill No. 800, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43559 (MCL 324.43559), as amended by 1996 PA 585, and by adding section 81116a.

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

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

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending section 43559 (MCL 324.43559), as amended by 1996 PA 585.

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

Senate Bill No. 801, entitled

A bill to amend 1956 PA 205, entitled "The paternity act," by amending sections 2, 4, 5, 6, and 9 (MCL 722.712, 722.714, 722.715, 722.716, and 722.719), sections 4 and 6 as amended by 1996 PA 308, section 5 as amended by 1989 PA 258, and section 9 as amended by 1996 PA 18.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1956 PA 205, entitled "An act to confer upon circuit courts jurisdiction over proceedings to compel and provide support of children born out of wedlock; to prescribe the procedure for determination of such liability; to authorize agreements providing for furnishing of such support and to provide for the enforcement thereof; and to prescribe penalties for the violation of certain provisions of this act," by amending sections 1, 2, 4, 4a, 5, 6, and 9 (MCL 722.711, 722.712, 722.714, 722.714a, 722.715, 722.716, and 722.719), section 1 as amended by 1986 PA 107, sections 4 and 6 as amended by 1996 PA 308, section 4a as added by 1994 PA 388, section 5 as amended by 1989 PA 258, and section 9 as amended by 1996 PA 18, and by adding section 6a.

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

Senate Bill No. 802, entitled

A bill to amend 1846 RS 84, entitled "Of divorce," by amending section 27 (MCL 552.27), as amended by 1990 PA 243. The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1) and ordered that it be given immediate effect. Pursuant to rule 3.202, the bill was laid over one day.

Senate Bill No. 803, entitled

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending sections 2, 3, 4, 7, 9, 11, 11a, 12, 13, 14, 17, 19, 23, 25, 26, 26a, 26b, 28, 29, 30, 33, 35, 44, and 45 (MCL 552.602, 552.603, 552.604, 552.607, 552.609, 552.611, 552.611a, 552.612, 552.613, 552.614, 552.617, 552.619, 552.623, 552.625, 552.626, 552.626a, 552.626b, 552.628, 552.629, 552.630, 552.633, 552.635, 552.644, and 552.645), sections 2, 3, and 23 as amended and sections 28, 29, 30, and 45 as added by 1996 PA 239, sections 4 and 19 as amended by 1992 PA 291, sections 7 and 14 as amended and section 25 as added by 1985 PA 210, sections 9 and 11a as amended and sections 26, 26a, and 26b as added by 1995 PA 236, sections 11 and 17 as amended by 1996 PA 367, sections 33 and 35 as amended by 1996 PA 336, and section 44 as amended by 1996 PA 301, and by adding sections 24a, 25a, and 25b.

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

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Senate Bill No. 804, entitled

A bill to amend 1971 PA 174, entitled "Office of child support act," by amending the title and sections 1, 2, 3, 4, and 5 (MCL 400.231, 400.232, 400.233, 400.234, and 400.235), the title and sections 1, 2, 3, and 5 as amended by 1985 PA 209, and by adding sections 3b, 4a, 4b, and 4c.

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

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

A bill to amend 1971 PA 174, entitled "An act to create the office of child support; and to prescribe certain powers and duties of the office, certain public agencies, and certain employers and former employers," by amending the title and sections 1, 2, 3, 3a, 4, and 5 (MCL 400.231, 400.232, 400.233, 400.233a, 400.234, and 400.235), the title and sections 1, 2, 3, and 5 as amended by 1985 PA 209 and section 3a as amended by 1996 PA 3, and by adding sections 4a, 4b, and 4c.

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

Senators Bullard, Schuette, Hoffman, Dunaskiss, McManus, Gougeon, Rogers, Gast, Geake, Jaye, Van Regenmorter, Bennett, Bouchard, Stille, Steil, Posthumus and Emmons entered the Senate Chamber.

A quorum of the Senate was present.

Senator Berryman moved that Senator Dingell be temporarily excused from today's session. The motion prevailed.

Senator Berryman moved that Senators Byrum, O'Brien Conroy, and V. Smith be excused from today's session. The motion prevailed.

Senator Berryman moved that Senator Peters be excused from this week's sessions. Senator Peters is participating in military training sessions with the U.S. Naval Battalion at Camp Lejeune, North Carolina. The motion prevailed.

Senator DeGrow moved that Senator Cisky be excused from today's session. The motion prevailed.

By unanimous consent the Senate returned to the order of
Messages from the Governor

The following messages from the Governor were received and read:

March 27, 1998

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

Michigan Board of Medicine

Dr. Gwen Andrew, 1132 Woodland Trail, Haslett, Michigan 48840, county of Ingham, as a member representing the general public, succeeding herself, for a term expiring on December 31, 2001.

Ms. Kathryn E. Lawter, 3934 LeValley, Columbiaville, Michigan 48421, county of Lapeer, as a member representing the general public, succeeding herself, for a term expiring on December 31, 2001.

Mrs. Preeti P. Gadola, 5959 Buttonwood Drive, Haslett, Michigan 48840, county of Ingham, as a member representing the general public, succeeding Mr. Robert W. BuWalda of Troy, whose term has expired, for a term expiring on December 31, 2001.

Mr. Augustin Martinez, Jr., 1514 Newton Circle, Rochester Hills, Michigan 48306, county of Oakland, as a member representing the general public, succeeding himself, for a term expiring on December 31, 2001.

Ms. Nancy P. Hillemonds, 47088 Brooks Lane, Plymouth, Michigan 48170, county of Wayne, as a member representing the general public, succeeding herself, for a term expiring on December 31, 2001.

April 1, 1998

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

Residential Builders' and Maintenance and Alteration Contractors' Licensing Board

Mr. David Lee Satterlee, 8680 Sunset Drive, Orleans, Michigan 48865, county of Ionia, as a member representing maintenance and alteration contractors, succeeding himself, for a term expiring on March 31, 2002.

Ms. Annette L. Stetler, 15833 B Avenue East, Augusta, Michigan 49012, county of Kalamazoo, as a member representing residential builders, succeeding herself, for a term expiring on March 31, 2002.

April 7, 1998

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

Blue Cross Blue Shield of Michigan Board of Directors

Ms. Barbara A. Dumouchelle, 29755 East River Road, Grosse Ile, Michigan 48138-936, county of Wayne, as a member representing general public retirees over age 62, succeeding herself, for a term expiring on February 18, 2000.

Mr. Wallace D. Riley, 86 Lothrop Road, Grosse Pointe Farms, Michigan 48236, county of Wayne, as a member representing the general public, succeeding himself, for a term expiring on February 18, 2000.

Mr. Roy A. Westran, 5835 Griffith Drive, Brighton, Michigan 48116, county of Livingston, as a member representing general public retirees over 62, succeeding himself, for a term expiring on February 18, 2000.

The Honorable Maureen P. Reilly, 812 Park Lane, Grosse Pointe, Michigan 48230, county of Wayne, as a member representing the general public, succeeding Ms. Susan Heintz of Clinton Township, whose term has expired, for a term expiring on February 18, 2000.

April 7, 1998

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

Commission on Disability Concerns

Ms. Lydia M. Graber, 21700 Meri Drive, Belleville, Michigan 48111, county of Wayne, as a member representing the general public and as Chair, succeeding herself, for a term expiring on March 5, 2001.

Mr. Alphonso Swain, 1639 West Lake Drive, Apt. 83, Haslett, Michigan 48840, county of Ingham, as a member representing the general public, succeeding himself, for a term expiring on March 5, 2001.

Mr. Clark B. Shuler, 3000 Glazier Way, #140, Ann Arbor, Michigan 48105, county of Washtenaw, as a member representing the general public, succeeding himself, for a term expiring on March 5, 2001.

Ms. Heidi L. Van Arnem, 6139 Dakota Circle, Bloomfield Hills, Michigan 48301, county of Oakland, as a member representing the general public, succeeding Ms. Karen D. Shilling of Battle Creek, whose term has expired, for a term expiring on March 5, 2001.

Mr. Christian Lee Mageli, 3524 Syracuse, Dearborn, Michigan 48124, county of Wayne, as a member representing the general public and as Vice Chair, succeeding himself, for a term expiring on March 5, 2001.

Mr. William Joseph Axtell, 813 West Drayton, Ferndale, Michigan 48220, county of Oakland, as a member representing the general public, succeeding himself, for a term expiring on March 5, 2001.

Mr. John L. Tuitel, 1806 Willard SE, Grand Rapids, Michigan 49507, county of Kent, as a member representing the general public, succeeding Dr. John Michael Coyne of Marquette, who has resigned, for a term expiring on March 5, 2001.

Sincerely,
John Engler
Governor

The appointments were referred to the Committee on Government Operations.

The following message from the Governor was received and read:

CIVIL RIGHTS; HANDICAPPER DISCRIMINATION

March 31, 1998

Today I have vetoed and am returning to you herewith, Enrolled Senate Bill 385. This bill has the admirable purpose of changing all references to "handicapped persons" in the Revised School Code to "persons with disabilities." I fully support the legislature's efforts in this regard.

However, under the requirement of Article IV, section 25 of the state constitution, Enrolled Senate Bill 385 reenacts a number of sections of the Revised School Code that have been altered by Executive Order 1996-12. Executive Order 1996-12 transferred certain rulemaking and administrative functions from the State Board of Education to the Superintendent of Public Instruction.

While the Ingham County Circuit Court permanently enjoined Executive Order 1996-12 prior to its effective date of July 1, 1997, that action was appealed to the Michigan Court of Appeals on the basis of the decisions in House Speaker v Governor, 443 Mich 560 (1993) and Morris v Governor, 214 Mich App 604 (1995). Signing Enrolled Senate Bill 385 into law (a subsequent statutory enactment) would reconstitute certain administrative and rulemaking authority in the State Board of Education, undoing some of the transfers contained in Executive Order 1996-12.

Should the legislature see fit to send me a revised version of Enrolled Senate Bill 385 which parallels the relevant provisions of Executive Order 1996-12 with respect to administrative and rulemaking authority, I would gladly sign it. However, because of the unintended consequences that are part of Enrolled Senate Bill 385, I am returning this legislation to you without signature.

Sincerely,
John Engler
Governor

This bill was returned from the Governor on March 31, 1998, at 3:19 p.m.

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding, Senator DeGrow moved that the veto message be referred to the Committee on Government Operations.

The motion prevailed.

By unanimous consent the Senate returned to the order of

Messages from the House

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

Senate Bill No. 200

Senate Bill No. 97

House Bill No. 4289

The motion prevailed.

Senate Bill No. 361, entitled

A bill to amend 1987 PA 230, entitled "Municipal health facilities corporations act," by amending section 306 (MCL 331.1306), as amended by 1988 PA 502.

(For text of amendment, see Senate Journal 19, p. 303.)

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

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

Roll Call No. 167**Yeas—29**

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hoffman	Rogers	Van Regenmorter
DeBeaussaert	Jaye	Schuetz	Vaughn
DeGrow	Koivisto	Schwarz	Young
Dunaskiss			

Nays—0**Excused—7**

Byrum	Conroy	O'Brien	Smith, V.
Cisky	Dingell	Peters	

Not Voting—1

Hart

In The Chair: President

The Senate agreed to the full title.

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

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

The motion prevailed.

Senator Bouchard's statement is as follows:

I am pleased to introduce to you and my colleagues, Katherine Wale, a guest from the district that I represent, a young lady who is 13 years old, and coincidentally, I represent District 13. She is a very special young woman who has been recognized nationally by the Prudential Spirit Community Award in partnership with the National Association of Secondary School Principals for her activities, her dedication, her leadership, and her volunteerism in the community. Specifically, she donated her time to computerizing a whole library by entering the data for 2,000 books into the school's database. It's those kinds of efforts that were rewarded and recognized on a national basis. She and her family join us today, Madam Governor, and I think this kind of young lady, this kind of spirit that she exemplifies is exactly the type of thing we need to support and encourage. It has been done so on a national level, and I want to let her and the body know how much I appreciate it as well. I would ask you, Madam Governor, and my colleagues to join us in welcoming her.

Senate Bill No. 371, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 19a, 39a, 67b, 252d, 321a, 674, 675, 742, 803d, 803e, 803f, 803h, 803i, 803j, 803k, 803l, 803n, and 803o (MCL 257.19a, 257.39a, 257.67b, 257.252d, 257.321a, 257.674, 257.675, 257.742, 257.803d, 257.803e, 257.803f, 257.803h, 257.803i, 257.803j, 257.803k, 257.803l, 257.803n, and 257.803o), section 19a as amended by 1996 PA 198, section 675 as amended by 1994 PA 432, section 39a as added by 1987 PA 257, sections 67b, 674, 803e, 803f, 803i, 803j, 803k, 803l, 803n, and 803o as amended by 1994 PA 104, sections 252d and 742 as amended by 1989 PA 89, section 321a as amended by 1996 PA 493, section 803d as amended by 1984 PA 175, and section 803h as added by 1988 PA 419.

Substitute (H-2).

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. 168**Yeas—30**

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0**Excused—7**

Byrum	Conroy	O'Brien	Smith, V.
Cisky	Dingell	Peters	

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.
 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. 373, entitled

A bill to amend 1956 PA 62, entitled "An act to authorize the director of the department of state police to promulgate a uniform traffic code; to authorize a city, township, or village to adopt the uniform traffic code by reference without publication in full; and to prescribe criminal penalties and civil sanctions for violation of the code," by amending section 1 (MCL 257.951), as amended by 1993 PA 225.

(For text of amendment, see Senate Journal No. 19, p. 304.)

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

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

Roll Call No. 169**Yeas—30**

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0

Excused—7Byrum
CiskyConroy
DingellO'Brien
Peters

Smith, V.

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

Senate Bill No. 377, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 34a (MCL 791.234a), as amended by 1994 PA 427.

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. 170**Yeas—30**Bennett
Berryman
Bouchard
Bullard
Cherry
DeBeaussaert
DeGrow
DunaskissEmmons
Gast
Geake
Gougeon
Hart
Hoffman
Jaye
KoivistoMcManus
Miller
North
Posthumus
Rogers
Schuette
SchwarzShugars
Smith, A.
Steil
Stille
Van Regenmorter
Vaughn
Young**Nays—0****Excused—7**Byrum
CiskyConroy
DingellO'Brien
Peters

Smith, V.

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.
The Senate agreed to the title as amended.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 381, entitled

A bill to amend 1965 PA 380, entitled "Executive organization act of 1965," by amending section 396 (MCL 16.496).
(For text of amendments, see Senate Journal No. 19, p. 304.)

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

Roll Call No. 171**Yeas—30**

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0**Excused—7**

Byrum	Conroy	O'Brien	Smith, V.
Cisky	Dingell	Peters	

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.
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. 384, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 91 (MCL 38.1391), as amended by 1989 PA 193.

Substitute (H-3).

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. 172**Yeas—30**

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.

Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0

Excused—7

Byrum	Conroy	O'Brien	Smith, V.
Cisky	Dingell	Peters	

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.

The Senate agreed to the title as amended.

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

Senate Bill No. 386, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 51a and 105 (MCL 388.1651a and 388.1705), as added by 1996 PA 300.

Substitute (H-4).

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. 173

Yeas—30

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0

Excused—7

Byrum	Conroy	O'Brien	Smith, V.
Cisky	Dingell	Peters	

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.
The Senate agreed to the title as amended.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 387, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 509b, 40102, 40103, 40107, 70103, 81101, 81123, 81127, and 81133 (MCL 324.509b, 324.40102, 324.40103, 324.40107, 324.70103, 324.81101, 324.81123, 324.81127, and 324.81133), sections 40102, 40103, and 40107 as added by 1995 PA 57 and sections 70103, 81101, 81123, 81127, and 81133 as added by 1995 PA 58.

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. 174**Yeas—30**

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0**Excused—7**

Byrum	Conroy	O'Brien	Smith, V.
Cisky	Dingell	Peters	

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.
The Senate agreed to the title as amended.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 388, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan

transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal certain acts and parts of acts," by amending section 10e (MCL 247.660e), as amended by 1990 PA 73.

Substitute (H-2).

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. 175

Yeas—30

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0

Excused—7

Byrum	Conroy	O'Brien	Smith, V.
Cisky	Dingell	Peters	

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.

The Senate agreed to the title as amended.

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

Senate Bill No. 400, entitled

A bill to amend 1984 PA 387, entitled “State food stamp distribution act,” by amending sections 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 15, 16, 18, 19, and 20 (MCL 400.753, 400.754, 400.755, 400.757, 400.758, 400.759, 400.760, 400.761, 400.762, 400.763, 400.765, 400.766, 400.768, 400.769, and 400.770).

(For text of amendment, see Senate Journal No. 19, p. 306.)

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

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

Roll Call No. 176

Yeas—30

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille
Cherry	Hart	Rogers	Van Regenmorter
DeBeaussaert	Hoffman	Schuette	Vaughn
DeGrow	Jaye	Schwarz	Young
Dunaskiss	Koivisto		

Nays—0

Excused—7

Byrum	Conroy	O’Brien	Smith, V.
Cisky	Dingell	Peters	

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.

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. 362, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 116 (MCL 330.1116), as amended by 1995 PA 290.

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. 177

Yeas—30

Bennett	Emmons	McManus	Shugars
Berryman	Gast	Miller	Smith, A.
Bouchard	Geake	North	Steil
Bullard	Gougeon	Posthumus	Stille

Cherry
DeBeaussaert
DeGrow
Dunaskiss

Hart
Hoffman
Jaye
Koivisto

Rogers
Schuette
Schwarz

Van Regenmorter
Vaughn
Young

Nays—0

Excused—7

Byrum
Cisky

Conroy
Dingell

O'Brien
Peters

Smith, V.

Not Voting—0

In The Chair: President

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. 391, entitled

A bill to amend 1984 PA 22, entitled "Michigan civilian conservation corps act," by amending section 6 (MCL 409.306), as amended by 1985 PA 30.

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

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. 392, entitled

A bill to amend 1978 PA 454, entitled "Truth in renting act," by amending section 3 (MCL 554.633), as amended by 1991 PA 131.

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

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. 393, entitled

A bill to amend 1988 PA 112, entitled "The handicapper business opportunity act," by amending the title and sections 1, 2, 3, 4, and 5 (MCL 450.791, 450.792, 450.793, 450.794, and 450.795).

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

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. 394, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending sections 700a, 701a, 901, 905, 911, 915, 921, and 925 (MCL 418.700a, 418.701a, 418.901, 418.905, 418.911, 418.915, 418.921, and 418.925), sections 700a and 701a as added by 1993 PA 198 and sections 921 and 925 as amended by 1985 PA 103.

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

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

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

The Senate agreed to the full title.

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

Senator Dingell entered the Senate Chamber.

Senate Bill No. 395, entitled

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 4a (MCL 124.404a), as added by 1988 PA 481.

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

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. 396, entitled

A bill to amend 1981 PA 230, entitled "Michigan economic and social opportunity act of 1981," by amending section 11 (MCL 400.1111).

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

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. 397, entitled

A bill to amend 1983 PA 173, entitled "An act to promote the delivery of services by community-based organizations pursuant to the job training partnership act; and to provide for criteria for the selection of service providers," by amending section 1 (MCL 421.151), as amended by 1990 PA 146.

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

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

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

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

Senate Bill No. 398, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 5431, 5817, 9315, 20201, 21034, and 21761 (MCL 333.5431, 333.5817, 333.9315, 333.20201, 333.21034, and 333.21761), section 5431 as amended by 1992 PA 81 and sections 20201 and 21034 as amended by 1982 PA 354.

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

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. 399, entitled

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending section 13a (MCL 38.1013a), as amended by 1981 PA 123.

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

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. 401, entitled

A bill to amend 1984 PA 218, entitled "Third party administrator act," by amending sections 40 and 44 (MCL 550.940 and 550.944).

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

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. 402, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 316, 2005, 2515, and 2518 (MCL 339.316, 339.2005, 339.2515, and 339.2518), section 2005 as amended by 1992 PA 103 and section 2515 as amended and section 1518 as added by 1993 PA 93.

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

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 Joint Resolution I, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 8 of article VIII, to change the term "handicapped" to "disabled".

The House of Representatives has adopted the joint resolution by a 2/3 vote.

The joint resolution was referred to the Secretary for enrollment printing, certification and filing with the Secretary of State.

By unanimous consent the Senate proceeded to the order of

General Orders

Senator DeGrow 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 Binsfeld, designated Senator Geake as Chairperson. After some time spent therein, the Committee arose; and, the President, Lieutenant Governor Binsfeld, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

House Bill No. 5566, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending section 2 (MCL 125.2152), as amended by 1998 PA 1.

Senate Bill No. 1019, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 1204c (MCL 500.1204c), as amended by 1996 PA 466.

House Bill No. 4784, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2211.

House Bill No. 4972, entitled

A bill to amend 1990 PA 48, entitled "An act to prohibit the use of a facsimile machine to transmit unsolicited advertising messages; to prescribe the powers and duties of certain state agencies and officials; and to provide remedies and prescribe penalties," by amending section 6 (MCL 445.1776).

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

Resolutions

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

Senate Resolution No. 165**Senate Resolution No. 166****Senate Resolution No. 167**

The resolution consent calendar was adopted.

Senator Young offered the following resolution:

Senate Resolution No. 165.

A resolution of tribute commemorating the 11th Annual Law Day celebration of Wayne County Neighborhood Legal Services - Children's Center for Justice and Peace.

Whereas, It is with the greatest pleasure that the members of the Michigan Senate commemorate the 11th Annual Law Day celebration of Wayne County Neighborhood Legal Services - Children's Center for Justice and Peace. This occasion scheduled for Friday, May 1, 1998, in Detroit, is a most appropriate opportunity to recognize the role of law in American life; and

Whereas, May 1 serves as Law Day all across the nation. The United States of America has been the citadel of individual liberty and a beacon of hope and opportunity for more than 200 years to millions who have sought our shores; and

Whereas, The foundation of individual freedom and liberty is the body of law that governs us. The Constitution of the United States and the Bill of Rights are the heart of that body of law, which guarantees us many freedoms, including freedom of religious belief, freedom to have and hold property inviolate, freedom of assembly, freedom of speech, freedom of press, freedom of petition, and due process of law, among others; and

Whereas, This year marks the 41st Annual nationwide observance of Law Day, and the 11th Annual celebrated by Wayne County Neighborhood Legal Services - Children's Center for Justice and Peace. The President and the Congress of the United States, by official proclamation, have set aside May 1 as a special day for all Americans to acknowledge the importance of law in their lives; now, therefore, be it

Resolved by the Senate, That the highest tribute be hereby accorded in commemoration of the 11th Annual Law Day celebration of Wayne County Neighborhood Legal Services - Children's Center for Justice and Peace being celebrated May 1, 1998, in Detroit; and be it further

Resolved, That a copy of this resolution be transmitted to the organizers of this event as evidence of our esteem and best wishes for the continued success of their endeavors to increase citizen awareness of the role of law in our lives.

Senator McManus was named co-sponsor of the resolution.

Senator Bouchard offered the following resolution:

Senate Resolution No. 166.

A resolution to memorialize the life and work of sculptor Marshall Fredericks from Birmingham.

Whereas, The members of the Michigan Senate wish to extend heartfelt condolences to the family and friends of Marshall Fredericks, whose inspirational works leave a lasting impression on all those who encounter them; and

Whereas, Marshall Fredericks' warm, yet intense spirit is reflected in his sculptures, drawings and paintings, which are displayed throughout Michigan and around the world. A recipient of numerous awards for artistic excellence, Mr. Fredericks will long be remembered in Michigan, and Metro-Detroit, specifically for his uplifting "Spirit of Detroit" sculpture which is prominently displayed in front of the City-County Building in downtown Detroit; and

Whereas, While his works range from impressive reflections of religious images to lighthearted animal figures, one theme remains constant—an exuberant celebration of life, in all forms—the beauty, sadness, freedom, and strength of spirit are profoundly embodied in bronze, stone, paint, and other materials; and

Whereas, The passing of Marshall Fredericks touches and saddens us. We are deeply grateful for his generous gifts that radiantly adorn this world. Clearly, this man's vision and devotion to capturing the living spirit is exhibited in his sculptures, drawings and paintings which will continue to live on in his work forever. We will always be able to celebrate the beauty of life through his remarkable contributions; now, therefore, be it

Resolved by the Senate, That Marshall Fredericks' family and friends find comfort and faith knowing that many people share in their bereavement and that his memory will endure; and be it further

Resolved, That a copy of this resolution be transmitted to Marshall Fredericks' family as a tribute and a memorial in honor of him.

Senator Bouchard offered the following resolution:

Senate Resolution No. 167.

A resolution commending the people of Harley-Davidson, Inc. on the company's Ninety-fifth Anniversary.

Whereas, Few issues have been more important to the people of Michigan in recent years than efforts to point out the pride and ability of the American workforce. With the technical knowledge that our citizens possess, especially in the area of motorized transportation, the Ninety-fifth Anniversary of Harley-Davidson, Inc.—the only major American-based motorcycle manufacturer—is a milestone of interest to many of our citizens; and

Whereas, There are many parallels between the automobile industry experience in Michigan and history of Harley-Davidson. Like many early car companies, Harley-Davidson traces its beginnings to a family operation, with the Davidson brothers building their first motorcycle in the backyard of their Milwaukee home. The development of this project grew with innovation and disappointment, much as cars did. Like the automobile, motorcycle production contributed to the military in time of war. More recently, Harley-Davidson experienced record losses—the erosion of its reputation—and new challenges as a result of foreign imports. With innovation and a new spirit, Harley-Davidson has met these challenges with great success; and

Whereas, To mark the Ninety-fifth Anniversary of this company, an ambitious cross-country fund-raising ride in support of the work of the Muscular Dystrophy Association has been developed. This course will include riders in all parts of the country celebrating this highly respected American manufacturer. The riders will travel through New York and Pennsylvania, passing through Detroit on June 5, and continue up to Mackinaw City and over to Green Bay on June 8, arriving in Milwaukee on June 9; now, therefore, be it

Resolved by the Senate, That tribute be hereby accorded to honor the men and women of Harley-Davidson, Inc. as the company marks its Ninety-fifth Anniversary; and be it further

Resolved, That copies of this resolution be transmitted to coordinators of this celebration as evidence of our congratulations.

Senate Concurrent Resolution No. 61.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Grand Rapids Community College relative to the Grand Rapids Community College Science Facility.

(For text of resolution, see Senate Journal No. 11, p. 152.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 62.

A concurrent resolution to change the scope of the Remodeling and Upgrade of the College of Engineering and Applied Sciences Buildings project at Western Michigan University.

(For text of resolution, see Senate Journal No. 11, p. 153.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 64.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections St. Louis Correctional Facility.

(For text of resolution, see Senate Journal No. 11, p. 154.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 65.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Mid Michigan Community College relative to the Mid Michigan Community College Instructional Classrooms, Laboratories, and Student Services Facilities Harrison Campus.

(For text of resolution, see Senate Journal No. 11, p. 155.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 66.

A concurrent resolution approving an increase in the total facility cost and a lease among the State of Michigan, the State Building Authority, and Eastern Michigan University relative to the Eastern Michigan University College of Education Building (Renovation of Existing Library).

(For text of resolution, see Senate Journal No. 11, p. 156.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 67.

A concurrent resolution approving an increase in the total facility cost and a lease among the State of Michigan, the State Building Authority, and Oakland Community College relative to the Oakland Community College Renovation of Building "F".

(For text of resolution, see Senate Journal No. 11, p. 157.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 68.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Board of Trustees of Michigan State University relative to the Michigan State University Animal Agriculture-Farms Buildings Modernization.

(For text of resolution, see Senate Journal No. 11, p. 158.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 69.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Ferris State University relative to the Ferris State University Elastomer Institute.

(For text of resolution, see Senate Journal No. 11, p. 158.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 70.

A concurrent resolution to increase the total project cost of the Grand Valley State University School of Business and Graduate Library project.

(For text of resolution, see Senate Journal No. 14, p. 215.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Senate Concurrent Resolution No. 71.

A concurrent resolution to increase the total project cost and change the scope of the University of Michigan-Flint Professional Studies and Classroom Building project.

(For text of resolution, see Senate Journal No. 14, p. 216.)

The House of Representatives has adopted the concurrent resolution.

The concurrent resolution was referred to the Secretary for record.

Introduction and Referral of Bills

Senators Bullard, Dunaskiss, Geake, Steil, Cisky, Cherry, Miller, DeBeaussaert, Conroy, Peters, Bennett and A. Smith introduced

Senate Bill No. 1039, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 11f, 11g, 11h, and 11i (MCL 388.1611, 388.1611f, 388.1611g, 388.1611h, and 388.1611i), section 11 as amended and sections 11f, 11g, 11h, and 11i as added by 1997 PA 142, and by adding sections 11j, 11k, and 11l.

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

Senators Cisky, McManus, Stille, Shugars, Hoffman, Bouchard and Gougeon introduced

Senate Bill No. 1040, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 62b (MCL 791.262b), as amended by 1988 PA 492.

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

Senator Stille introduced

Senate Bill No. 1041, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 803r.

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

Senators Byrum, Dingell, Koivisto, A. Smith, O'Brien and Cherry introduced

Senate Bill No. 1042, entitled

A bill to establish the ABC health plan purchasing alliance to provide certain health benefits to certain children residing in this state; to establish the ABC board and prescribe its powers and duties; and to establish the ABC health plan fund.

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

Senators Byrum, Berryman, Dingell, A. Smith, O'Brien, Cherry and DeBeaussaert introduced

Senate Bill No. 1043, entitled

A bill to regulate certain managed care plans; to create the office of the managed care ombudsman and to prescribe its powers and duties; to create a health care data committee and to prescribe its powers and duties; to prescribe the powers and duties of certain state agencies and persons; to provide for certain surveys and reports; and to prescribe penalties.

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

Senator Young introduced

Senate Bill No. 1044, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," (MCL 432.1 to 432.47) by adding section 24.

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

Senator Young introduced

Senate Bill No. 1045, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1164. The bill was read a first and second time by title and referred to the Committee on Education.

Senator Young introduced

Senate Bill No. 1046, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 803q. The bill was read a first and second time by title and referred to the Committee on Transportation and Tourism.

Senators Shugars and A. Smith introduced

Senate Bill No. 1047, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 54a. The bill was read a first and second time by title and referred to the Committee on Health Policy and Senior Citizens.

Senator Young introduced

Senate Bill No. 1048, entitled

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending sections 50a, 61, and 62 (MCL 38.1050a, 38.1061, and 38.1062), section 50a as amended by 1994 PA 359 and sections 61 and 62 as added by 1996 PA 486.

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

House Bill No. 4201, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 217a (MCL 257.217a), as amended by 1988 PA 419.

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 and Tourism.

House Bill No. 4332, entitled

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending section 19c (MCL 436.19c), as amended by 1996 PA 440.

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 Economic Development, International Trade and Regulatory Affairs.

House Bill No. 4363, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 78101 and 78110 (MCL 324.78101 and 324.78110), as added by 1995 PA 58, and by adding sections 78113, 78114, 78115, and 78116.

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. 4482, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 368 (MCL 750.368) and by adding sections 217c and 478a.

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. 4535, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 601 (MCL 339.601), as amended by 1994 PA 400.

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 Economic Development, International Trade and Regulatory Affairs.

House Bill No. 4611, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 11510 (MCL 324.11510), as amended by 1996 PA 358.

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. 4742, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4m.

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. 4765, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 207a.

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 and Tourism.

House Bill No. 4932, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 13 (MCL 247.663), as amended by 1997 PA 79.

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. 5053, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1 (MCL 205.51), as amended by 1997 PA 193.

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. 5059, entitled

A bill to amend 1994 PA 35, entitled "The forensic laboratory funding act," by amending the title and sections 2 and 6 (MCL 12.202 and 12.206); 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 Appropriations.

House Bill No. 5268, entitled

A bill to amend 1956 PA 5, entitled "Michigan uniform municipal court act," by amending sections 22 and 30 (MCL 730.522 and 730.530).

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. 5271, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 2 and 3 of chapter X and sections 34, 43, and 44 of chapter XIV (MCL 770.2, 770.3, 774.34, 774.43, and 774.44), section 2 of chapter X as amended by 1981 PA 205, section 3 of chapter X as amended by 1994 PA 374, and sections 34, 43, and 44 of chapter XIV as amended by 1980 PA 506.

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. 5282, entitled

A bill to amend 1879 PA 237, entitled "An act to provide for the execution, acknowledgment, and recording of contracts for the sale of land," (MCL 565.351 to 565.355) by adding sections 6, 7, 8, 9, 10, and 11; 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 Financial Services.

House Bill No. 5306, entitled

A bill to permit the establishment and maintenance of individual or family development accounts; to provide penalties and remedies; to provide for certain tax deductions; and to prescribe the requirements of and restrictions on individual or family development accounts.

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 Economic Development, International Trade and Regulatory Affairs.

House Bill No. 5307, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86; 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 Economic Development, International Trade and Regulatory Affairs.

House Bill No. 5308, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 9 (MCL 208.9), as amended by 1996 PA 347.

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 Economic Development, International Trade and Regulatory Affairs.

House Bill No. 5535, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 4038 (MCL 500.4038), as added by 1993 PA 349.

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 Financial Services.

House Bill No. 5593, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for certain reports and

the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

The House of Representatives has passed the bill.

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

House Bill No. 5597, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

The House of Representatives has passed the bill.

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

House Bill No. 5604, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding sections 1490, 1491, 1492, 1493, and 1494.

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. 5608, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 224, 476a, and 5256 (MCL 500.224, 500.476a, and 500.5256), section 224 as amended by 1994 PA 228 and sections 476a and 5256 as amended by 1990 PA 256.

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 Financial Services.

House Bill No. 5612, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 6023 (MCL 600.6023), as amended by 1989 PA 5.

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 Financial Services.

Statements

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

The motion prevailed.

Senator Dingell's statement is as follows:

Some while ago, I was asked to go and speak before the Law Enforcement Information Network Policy Council. The day they asked me to come and speak was this morning. It was my hope that I could have disposed of my discussions with them before the Senate started, but that was not possible.

For some years now, constituents have been expressing concern to me about police information networks, record keeping networks, and the security of those information systems, preventing their misuse while making information that is needed available. It has been my feeling for some while that the Law Enforcement Information Network Policy Council is not being responsive to the needs of the people of Michigan. This year through the budget process I have been trying to underline for them that displeasure and some avenues that they may want to pursue. We had a lengthy discussion—I represented the views of my constituents in the forceful of fashions. I even took along with me today two constituents who have been the subject of misuse of information from the Law Enforcement Information Network. I think the discussions this morning were very fruitful. I don't think that the Law Enforcement Information Network Policy Council has been chewed out by a state legislator before. I've got to say I felt real good afterwards, especially because the constituents who were upset with them seemed really pleased with my work.

Committee Reports

The Committee on Finance reported

House Bill No. 5358, entitled

A bill to amend 1993 PA 330, entitled "State real estate transfer tax act," by amending section 6 (MCL 207.526), as amended by 1994 PA 255.

With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 848, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4q; and to repeal acts and parts of acts.

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

1. Amend page 1, line 10, after "DEPARTMENT." by striking out the balance of the subdivision.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

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. 847, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by repealing section 4d (MCL 205.54d).

With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 1027, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 39 (MCL 211.39).

With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 666, entitled

A bill to amend 1976 PA 225, entitled "An act to provide for conditions of eligibility for such a deferment; to prescribe the powers and duties of the department of treasury, local assessing officers, and local collecting officers; to

provide for the advancement of moneys by the state to indemnify special assessment districts for losses from deferment of collections; to provide for the advancement of money by the state to an owner for the repayment of loans used by the owner to pay special assessments; to provide for the collection of deferred special assessments and interest thereon, and the disposition of these collections; to make an appropriation; and to prescribe penalties," by amending section 3 (MCL 211.763), as amended by 1980 PA 403.

With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 1012, entitled

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to create the position and to define the powers and duties of the state commissioner of revenue; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; and to declare the effect of this act," by amending section 21 (MCL 205.21), as amended by 1993 PA 13.

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

1. Amend page 2, line 3, after "tax." by striking out "By" and inserting "THE DEPARTMENT, BY".
2. Amend page 2, line 5, after "PERSON," by striking out "the department".
3. Amend page 2, line 7, after "tax." by inserting "HOWEVER, THE DEPARTMENT IS NOT REQUIRED TO GIVE THE NOT-LESS-THAN-24-HOUR NOTICE TO A PERSON TO EXAMINE BOOKS, RECORDS, AND PAPERS OR TO AUDIT THE ACCOUNTS OR RECORDS IF THE COMMISSIONER OR THE COMMISSIONER'S DESIGNATED REPRESENTATIVE REASONABLY BELIEVES THAT A PERSON LIABLE FOR A TAX ADMINISTERED UNDER THIS ACT DOES OR INTENDS TO DO 1 OR MORE OF THE FOLLOWING:

- (A) QUICKLY DEPART FROM THIS STATE.
- (B) REMOVE PROPERTY FROM THIS STATE.
- (C) CONCEAL A PERSON OR PROPERTY IN THIS STATE.
- (D) COMMIT FRAUD.
- (E) UNDERREPORT TAX."

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

Nays: None

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

The Committee on Finance reported

Senate Bill No. 106, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 266.

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.

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

Nays: None

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

The Committee on Finance reported

Senate Bill No. 105, entitled

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

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.

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Shugars and Peters

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 submits the following:

Meeting held on Wednesday, March 25, 1998, at 2:30 p.m., Room 100, Farnum Building

Present: Senators Emmons (C), Bullard, Shugars and Peters

Excused: Senator V. Smith

The Committee on Transportation and Tourism reported

Senate Bill No. 886, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 803q.

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.

Walter North
Chairperson

To Report Out:

Yeas: Senators North, Stille, Jaye, O'Brien and Hart

Nays: None

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

The Committee on Transportation and Tourism reported

Senate Bill No. 941, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 41a, 226a, 248, 251, 801, and 807 (MCL 257.41a, 257.226a, 257.248, 257.251, 257.801, and 257.807), sections 41a, 248, 251, and 807 as amended by 1993 PA 300, section 226a as amended by 1996 PA 59, and section 801 as amended by 1997 PA 80.

With the recommendation that the bill pass.

Walter North
Chairperson

To Report Out:

Yeas: Senators North, Stille, Jaye, O'Brien and Hart

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Transportation and Tourism reported

House Bill No. 5290, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 907 (MCL 257.907), as amended by 1995 PA 287.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

Walter North
Chairperson

To Report Out:

Yeas: Senators North, Stille, Jaye, O'Brien and Hart

Nays: None

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

The Committee on Transportation and Tourism reported

House Bill No. 5583, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending sections 20c and 24a (MCL 259.20c and 259.24a), as added by 1996 PA 370, and by adding chapter IA and section 20d.

With the recommendation that the bill pass.

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

Walter North
Chairperson

To Report Out:

Yeas: Senators North, Stille, Jaye, O'Brien and Hart

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Transportation and Tourism reported

House Bill No. 5584, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending sections 86a and 89 (MCL 259.86a and 259.89), section 86a as added and section 89 as amended by 1996 PA 370.

With the recommendation that the bill pass.

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

Walter North
Chairperson

To Report Out:

Yeas: Senators North, Stille, Jaye, O'Brien and Hart

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Transportation and Tourism submits the following:

Meeting held on Wednesday, March 25, 1998, at 3:00 p.m., Room 405, Capitol Building

Present: Senators North (C), Stille, Jaye, O'Brien and Hart

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

House Bill No. 4061, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 503 and 2132 (MCL 324.503 and 324.2132), section 503 as amended by 1996 PA 133 and section 2132 as added by 1995 PA 60, and by adding part 610.

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.

Bill Schuette
Chairperson

To Report Out:

Yeas: Senators Schuette, Shugars, Jaye and Peters

Nays: None

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

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

House Bill No. 4259, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 61503c.

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.

Bill Schuette
Chairperson

To Report Out:

Yeas: Senators Schuette, Shugars and Peters

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 Economic Development, International Trade and Regulatory Affairs submits the following:

Meeting held on Wednesday, March 25, 1998, at 2:25 p.m., Room 210, Farnum Building

Present: Senators Schuette (C), Shugars, Jaye and Peters

Excused: Senator O'Brien

The Committee on Families, Mental Health and Human Services reported

Senate Bill No. 1020, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 57a (MCL 400.57a), as added by 1995 PA 223.

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.

Joel Gougeon
Chairperson

To Report Out:

Yeas: Senators Gougeon, Bouchard and Geake

Nays: Senators V. Smith and Peters

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on Thursday, March 26, 1998, at 1:00 p.m., Room 100, Farnum Building

Present: Senators Gougeon (C), Bouchard, Geake, V. Smith and Peters

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Retirement submits the following:

Meeting held on Thursday, March 19, 1998, at 1:00 p.m., Senate Appropriations Room, Capitol Building

Present: Senators Steil (C) and A. Smith

Excused: Senator Cisky

Scheduled Meetings

Appropriations Committee - Wednesday, April 15, at 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-6960).

Family Independence Agency Appropriations Subcommittee - Wednesdays, April 29 and May 6, at 3:00 p.m., and May 13, at 1:00, Senate Appropriations Room, 3rd Floor, Capitol Building (3-1707).

Families, Mental Health and Human Services Committee - Thursday, April 16, at 1:00 p.m., Room 100, Farnum Building (3-1777).

Hunting, Fishing and Forestry Committee - Thursday, April 16, at 2:30 p.m., Room 110, Farnum Building (3-7670).

Legislative Council - Wednesday, May 6, at 12:30 p.m., Rooms 402 and 403, Capitol Building (3-0212).

Legislative Retirement Board of Trustees - Wednesday, April 22, at 12:00 Noon, Elijah Myers Room, 2nd Floor, Capitol Building (3-1725)

Local, Urban and State Affairs Committee - Wednesday, April 15, at 1:00 p.m., Room 100, Farnum Building (3-1635).

Michigan Sentencing Commission - Tuesday, April 21, at 5:30 p.m., Holiday Inn South Convention Center, Lansing (3-7676).

Senator DeGrow moved that the Senate adjourn.
The motion prevailed, the time being 11:56 a.m.

The President, Lieutenant Governor Binsfeld, declared the Senate adjourned until Wednesday, April 15, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.