

No. 78
STATE OF MICHIGAN
Journal of the Senate
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REGULAR SESSION OF 2013

Senate Chamber, Lansing, Thursday, October 3, 2013.

10:00 a.m.

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

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

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

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

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

Pastor Clyde Wonders of Wheatland Congregational Church of Pittsford offered the following invocation:

Our loving Father, we bow before You this morning. We thank You for the privilege to be still and know Thou art God. There's none other; You are God Almighty. Lord, we stand as a people today, and we need Your help. We need to bend our knees before You, and Lord, we pray Your blessing upon the meeting today. The decisions that will be made, may they be decisions that will honor and glorify You.

We thank You in Jesus' name. Amen.

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

Motions and Communications

Senator Hopgood moved that Senators Hunter and Young be temporarily excused from today's session. The motion prevailed.

Senator Hopgood moved that Senator Johnson be excused from today's session. The motion prevailed.

The following communication was received and read:
Office of the Senate Majority Leader

October 3, 2013

Pursuant to Senate Rule 3.203, I am hereby re-referring House Concurrent Resolution 11 from the Senate Committee on Appropriations to the Senate Committee on Government Operations.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,
Randy Richardville
Senate Majority Leader

The communication was referred to the Secretary for record.

The Secretary announced that the following bills were printed and filed on Wednesday, October 2, and are available at the Michigan Legislature website:

Senate Bill Nos.	560	561	562	563	564	565	566	567	568	569	570	571	572	573
	574	575	576	577	578	579	580							
House Bill Nos.	5020	5021	5022	5023	5024	5025	5026	5027	5028	5029	5030	5031	5032	5033
	5034	5035	5036	5037	5038									

Senator Meekhof moved that Senators Moolenaar and Green be temporarily excused from today's session. The motion prevailed.

Senators Moolenaar and Green entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of
Resolutions

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

Senate Resolution No. 34

The motion prevailed.

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

Senate Resolution No. 89

Senate Resolution No. 90

The resolution consent calendar was adopted.

Senator Meekhof offered the following resolution:

Senate Resolution No. 89.

A resolution designating October 5, 2013, as Buy Nearby Get Caught Blue-Handed Day in the state of Michigan.

Whereas, Buy Nearby is an ongoing, year-round campaign launched by the Michigan Retailers Association to benefit retail businesses and local communities across Michigan; and

Whereas, The campaign is intended to serve as a personal call to action, a symbol of pride and celebration, a rallying cry across Michigan, and an economic driver for our state; and

Whereas, Buying nearby is Pure Michigan. The Buy Nearby campaign has partnered with Pure Michigan whose website acknowledges: “Whether we’re shopping for something specific, something to remind us of the good times we had in Michigan or just shopping for the fun of it, there’s no limit to what we can find in Michigan stores. From custom-made goods to unbeatable bargains, this is where the shopping is always Pure Michigan”; and

Whereas, Retailing is responsible for 850,000 jobs in Michigan, and if shoppers commit to buying nearby in Michigan, we can create more local jobs through increased local purchases; and

Whereas, Roughly half of every dollar used to Buy Nearby in Michigan stores goes back into the Michigan economy, keeping more money within Michigan communities. This improves the vitality of Michigan’s local economies and their quality of life and directly supports our communities, our schools, and our infrastructure; and

Whereas, If Michigan consumers switched only 1 in 10 of their purchases from out-of-state merchants to buying nearby, Michigan retail sales would increase by at least \$750 million annually, providing a boost to our local and state economies; and

Whereas, Buy Nearby seeks to build upon and strengthen existing shop-local groups by expanding and elevating the Buy Nearby in Michigan movement to a statewide campaign; and

Whereas, The year-round Buy Nearby campaign has designated October 5, 2013, as Get Caught Blue-Handed Day, a day to celebrate local retail businesses and their importance and to encourage consumers to “get caught” buying nearby; and

Whereas, Communities and retailers are encouraged to participate by offering special events, promotions, and prizes to promote local shopping and stimulate Michigan’s economy on Get Caught Blue-Handed Day; and

Whereas, Buy Nearby will demonstrate that buying nearby can be fun and rewarding to local communities and consumers; now, therefore, be it

Resolved by the Senate, That October 5, 2013, be hereby designated as Buy Nearby Get Caught Blue-Handed Day in the state of Michigan; and be it further

Resolved, That the people of the state of Michigan are encouraged to buy nearby on this day and every day; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Retailers Association.

Senators Booher, Brandenburg, Emmons, Hansen, Jones, Marleau, Pappageorge and Proos were named co-sponsors of the resolution.

Senator Proos offered the following resolution:

Senate Resolution No. 90.

A resolution designating October 4, 2013, as Michigan Manufacturers Day in the state of Michigan.

Whereas, Since the nineteenth century, manufacturing has played an integral role in Michigan’s economy; and

Whereas, By the 1890s, Michigan had become a national leader in the manufacture of vehicles, with over 125 manufacturers and 7,000 workers; and

Whereas, Michigan was also a pioneer in the manufacture of iron, steel, paper products, and consumer goods, such as furniture, cereal, pharmaceuticals, and appliances and continues to create all of these products as well as many others; and

Whereas, Today, manufacturing in the state of Michigan is responsible for more than \$70 billion in total output and one-fifth of the state’s gross state product; and

Whereas, There are currently more than 550,000 manufacturing jobs in Michigan, representing 13.5 percent of nonfarm employment; and

Whereas, Jobs in manufacturing pay 37 percent better than the private average wage, providing families and communities with stability in a changing world; now, therefore, be it

Resolved by the Senate, That the members of this legislative body hereby designate October 4, 2013, as Michigan Manufacturers Day.

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

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

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Meekhof moved that rule 3.902 be suspended to allow the guests of Senator Proos admittance to the Senate floor, including the center aisle.

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

Senator Meekhof moved that rule 3.901 be suspended to allow photographs to be taken from the Senate floor. The motion prevailed, a majority of the members serving voting therefor.

Recess

Senator Meekhof moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 10:08 a.m.

10:16 a.m.

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

During the recess, Senator Proos introduced Joe Sobieralski of the Southwest Michigan Growth Alliance and Berrien County Manufacturers Council and Cory Corolla of Connexus, Inc., and the Berrien County Tooling Coalition; and presented them with Senate Resolution No. 90, designating October 4, 2013, as Michigan Manufacturers Day.

Mr. Corolla responded briefly.

During the recess, Senators Young and Hunter entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of

General Orders

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

The motion prevailed, and the President, Lieutenant Governor Calley, designated Senator Kowall as Chairperson.

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

Senate Bill No. 473, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 703 (MCL 206.703), as amended by 2013 PA 15.

House Bill No. 4586, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 30c (MCL 205.30c), as amended by 2007 PA 194.

House Bill No. 4334, entitled

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending section 904 (MCL 450.4904), as amended by 2010 PA 126.

House Bill No. 4654, entitled

A bill to amend 1972 PA 284, entitled "Business corporation act," by amending section 284 (MCL 450.1284), as added by 2012 PA 569.

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

By unanimous consent the Senate returned to the order of
Third Reading of Bills

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

House Bill No. 4002

Senate Bill No. 372

The motion prevailed.

The following bill was read a third time:

House Bill No. 4002, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 30 (MCL 205.30), as amended by 1993 PA 14.

The question being on the passage of the bill,

Senator Brandenburg offered the following substitute:

Substitute (S-1).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 388

Yeas—37

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

Nays—0

Excused—1

Johnson

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 of the bill.

The following bill was read a third time:

Senate Bill No. 372, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 8 and 27 (MCL 211.8 and 211.27), section 8 as amended by 2006 PA 633 and section 27 as amended by 2012 PA 409.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 389

Yeas—37

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

Nays—0

Excused—1

Johnson

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senator Jones introduced

Senate Bill No. 581, entitled

A bill to amend 1962 PA 60, entitled "An act to provide for the day parole of prisoners in county jails to permit them to be gainfully employed outside the jail or pursue other activities; to provide for the granting of reductions in terms of imprisonment and the regulation thereof; and to provide for the disposition of earnings from such employment," by amending section 1 (MCL 801.251), as amended by 2012 PA 613.

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

Senators Marleau, Jones, Rocca, Bieda, Ananich, Kowall, Anderson, Nofs, Pappageorge, Hildenbrand, Robertson, Young, Hopgood, Smith, Schuitmaker and Meekhof introduced

Senate Bill No. 582, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 234a and 234b (MCL 750.234a and 750.234b), as amended by 2005 PA 303.

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

Senators Ananich, Marleau, Jones, Rocca, Bieda, Kowall, Anderson, Nofs, Pappageorge, Robertson, Hildenbrand, Young, Hopgood, Smith, Schuitmaker and Meekhof introduced

Senate Bill No. 583, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16m of chapter XVII (MCL 777.16m), as amended by 2012 PA 124.

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

Senators Emmons, Bieda, Hansen, Anderson, Gregory, Warren, Jansen, Proos, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Hopgood, Ananich, Casperson, Moolenaar, Brandenburg, Marleau, Rocca, Meekhof, Caswell, Booher, Colbeck, Young, Hildenbrand, Richardville and Kahn introduced

Senate Bill No. 584, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 24 of chapter VII (MCL 767.24), as amended by 2012 PA 363.

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

Senators Nofs, Hansen, Anderson, Gregory, Warren, Jansen, Proos, Robertson, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Caswell, Booher, Colbeck, Hildenbrand, Kahn, Richardville and Emmons introduced

Senate Bill No. 585, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending the title and sections 448, 449, and 450 (MCL 750.448, 750.449, and 750.450), the title as amended by 2010 PA 107, section 448 as amended by 2002 PA 45, and sections 449 and 450 as amended by 2002 PA 46, and by adding sections 451b and 451c.

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

Senators Rocca, Hansen, Anderson, Gregory, Warren, Jansen, Proos, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Hopgood, Ananich, Marleau, Casperson, Moolenaar, Brandenburg, Meekhof, Caswell, Booher, Colbeck, Hildenbrand, Richardville, Kahn and Emmons introduced

Senate Bill No. 586, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 2 of chapter XIII (MCL 712A.2), as amended by 2001 PA 211, and by adding section 11a to chapter XIII.

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

Senators Gregory, Hansen, Anderson, Warren, Proos, Nofs, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Ananich, Robertson, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Caswell, Jansen, Booher, Colbeck, Young, Hildenbrand, Richardville, Kahn and Emmons introduced

Senate Bill No. 587, entitled

A bill to amend 1994 PA 203, entitled "Foster care and adoption services act," by amending section 4c (MCL 722.954c), as added by 1997 PA 172.

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

Senators Jansen, Hansen, Anderson, Gregory, Warren, Proos, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Ananich, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Caswell, Booher, Colbeck, Young, Hildenbrand, Richardville, Kahn and Emmons introduced

Senate Bill No. 588, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 21d to chapter VIII.

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

Senators Caswell, Hansen, Anderson, Warren, Jansen, Proos, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Ananich, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Booher, Colbeck, Hildenbrand, Kahn, Emmons and Richardville introduced

Senate Bill No. 589, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 19b of chapter XIA (MCL 712A.19b), as amended by 2012 PA 386.

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

Senators Proos, Warren, Anderson, Hopgood, Young, Ananich, Gregory, Bieda, Robertson, Pappageorge, Casperson, Moolenaar, Brandenburg, Marleau, Rocca, Meekhof, Caswell, Jansen, Hansen, Booher, Colbeck, Jones, Emmons, Hildenbrand, Pavlov, Kahn and Richardville introduced

Senate Bill No. 590, entitled

A bill to provide remedies for the victims of human trafficking.

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

Senators Proos, Warren, Anderson, Hopgood, Young, Gregory, Bieda, Robertson, Pappageorge, Casperson, Moolenaar, Brandenburg, Marleau, Rocca, Meekhof, Caswell, Jansen, Hansen, Booher, Colbeck, Jones, Emmons, Hildenbrand, Pavlov, Kahn and Richardville introduced

Senate Bill No. 591, entitled

A bill to amend 1965 PA 213, entitled “An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties,” by amending sections 1, 2, and 4 (MCL 780.621, 780.622, and 780.624), section 1 as amended by 2011 PA 64, section 2 as amended by 1994 PA 294, and section 4 as added by 1982 PA 495.

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

Senators Proos, Warren, Anderson, Hopgood, Young, Gregory, Bieda, Robertson, Pappageorge, Casperson, Moolenaar, Brandenburg, Marleau, Rocca, Meekhof, Caswell, Jansen, Hansen, Booher, Colbeck, Jones, Hildenbrand, Pavlov, Kahn, Richardville and Emmons introduced

Senate Bill No. 592, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding section 109m.

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

Senators Warren, Proos, Anderson, Jansen, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Ananich, Casperson, Moolenaar, Brandenburg, Marleau, Rocca, Meekhof, Caswell, Hansen, Booher, Colbeck, Hildenbrand, Kahn, Richardville and Emmons introduced

Senate Bill No. 593, entitled

A bill to amend 1994 PA 203, entitled “Foster care and adoption services act,” (MCL 722.951 to 722.960) by adding section 4e.

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

Senators Emmons, Hansen, Anderson, Warren, Jansen, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Ananich, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Caswell, Booher and Colbeck introduced

Senate Bill No. 594, entitled

A bill to authorize a local unit of government to enact an ordinance requiring any person employed at an adult entertainment business to obtain a work permit; and to provide for the powers and duties of certain government officials.

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

Senators Green, Hansen, Anderson, Warren, Jansen, Jones, Schuitmaker, Bieda, Hopgood, Ananich, Robertson, Pappageorge, Marleau, Casperson, Moolenaar, Brandenburg, Meekhof, Caswell, Booher, Kahn and Emmons introduced

Senate Bill No. 595, entitled

A bill to impose a state excise tax on persons engaged in the business of operating an adult entertainment facility; to provide for the levy, assessment, and collection of the tax; to provide for the disposition of the collections from the tax; and to prescribe the powers and duties of certain state officers.

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

Senators Robertson, Hansen, Anderson, Gregory, Warren, Jansen, Proos, Nofs, Jones, Pappageorge, Ananich, Hopgood, Casperson, Moolenaar, Brandenburg, Marleau, Rocca, Meekhof, Caswell, Booher, Colbeck, Young, Hildenbrand, Kahn, Richardville, Bieda and Emmons introduced

Senate Bill No. 596, entitled

A bill to create the human trafficking board act; to provide for an interdepartmental human trafficking board; to prescribe the membership of the human trafficking board; and to prescribe the duties and responsibilities of the human trafficking board.

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

Senators Warren, Proos, Anderson, Jansen, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Ananich, Casperson, Moolenaar, Brandenburg, Marleau, Rocca, Meekhof, Caswell, Hansen, Booher, Colbeck, Young, Hildenbrand, Richardville, Kahn and Emmons introduced

Senate Bill No. 597, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16148 and 17060 (MCL 333.16148 and 333.17060), section 16148 as amended by 1995 PA 115 and section 17060 as amended by 1990 PA 247.

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

Senators Casperson, Hansen, Anderson, Warren, Gregory, Proos, Nofs, Jones, Pappageorge, Bieda, Hopgood, Ananich, Jansen, Robertson, Marleau, Moolenaar, Rocca, Brandenburg, Meekhof, Caswell, Booher, Colbeck, Hildenbrand, Kahn, Emmons and Richardville introduced

Senate Bill No. 598, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 159g (MCL 750.159g), as amended by 2012 PA 351.

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

Senators Hansen, Bieda, Anderson, Gregory, Warren, Jansen, Proos, Nofs, Jones, Pappageorge, Schuitmaker, Ananich, Hopgood, Robertson, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Caswell, Booher, Colbeck, Hildenbrand, Kahn, Richardville and Emmons introduced

Senate Bill No. 599, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 145d (MCL 750.145d), as amended by 2012 PA 353.

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

Senators Jones, Nofs, Pappageorge, Schuitmaker, Bieda, Hopgood, Ananich, Proos, Robertson, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Jansen, Caswell, Hansen, Booher, Colbeck, Hildenbrand, Richardville, Kahn and Emmons introduced

Senate Bill No. 600, entitled

A bill to amend 1966 PA 189, entitled "An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts," by amending section 1 (MCL 780.651), as amended by 2009 PA 11, and by adding section 1a.

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

Senators Jones, Bieda, Hopgood, Ananich, Proos, Robertson, Pappageorge, Marleau, Casperson, Moolenaar, Brandenburg, Rocca, Meekhof, Jansen, Caswell, Hansen, Booher, Colbeck, Hildenbrand, Richardville, Kahn and Emmons introduced

Senate Bill No. 601, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 539d (MCL 750.539d), as amended by 2004 PA 156.

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

Senators Hune, Hansen, Anderson, Gregory, Warren, Jansen, Proos, Robertson, Nofs, Jones, Pappageorge, Schuitmaker, Bieda, Hopgood, Moolenaar, Casperson, Brandenburg, Rocca, Marleau, Meekhof, Caswell, Booher, Colbeck, Hildenbrand, Richardville, Kahn and Emmons introduced

Senate Bill No. 602, entitled

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending section 2 (MCL 28.722), as amended by 2011 PA 17.

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

Statements

Senators Bieda and Young asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Bieda's statement is as follows:

Today, I have a number of constituents from my district and many of your constituents visiting the Capitol today, and they will be stopping by a number of offices. It's Chiari Malformation Awareness Day for them. There is going to be a House resolution a little later on today, but I wanted to bring up a couple facts on Chiari malformation. It's something that most of us probably have not heard about. It's a neurological disorder where the cerebellum of the brain descends out of the skull and places pressure on the brain and the spinal cord.

Individuals with Chiari malformation also struggle with many other related conditions. A few of them have hydrocephalus, tethered spinal cord, intracranial hypertension, and spina bifida. It's estimated that Chiari malformations occur in 1 in 1,000 births. However, now that the use of MRI is becoming much more frequent, it is believed that this malformation is much more prevalent.

There are four different types of these Chiari malformations, all differing by the amount of herniation protruding from the skull. It doesn't discriminate; it affects people of any age. The average age of diagnosis is in the mid-thirties. However, as pediatricians are slowly learning more about the condition, it is being found in children more frequently.

I wanted to bring this to the attention of the Capitol today. There are some very sincere and adamant individuals in my district who have been working to bring this to the attention of individuals not only in the state, but in the State Legislature. I wanted out of respect to them and respect to the body to share this information with you under Statements. I wanted to wish them a very successful day as they visit their members of the Legislature.

Senator Young's statement is as follows:

Mr. President, I would like to start with a quote: "Justice is the end of government." James Madison said that. Mr. President, if we are truly going to uphold the ideal of justice, of life, liberty, and the pursuit of happiness, that here in America this is the land of the free and the home of the brave, we must eliminate, we must repeal this unconstitutional emergency manager law. Once again, Mr. President, the emergency manager doesn't listen to the people, doesn't even have hearings, and doesn't even tell the local elected officials about what he does with one of the city's jewels, one of the city's treasures—Belle Isle. He just wakes up and decides, like any emperor, like any dictator, like any despot: "I'm just going to just give this asset away. If you don't like it, tough, because I'm the EM and you're not." It's wrong, fundamentally.

In a democracy, in a democratic republic, the people should at least be aware of what this man does, and the fact that they're not, the fact that they weren't even talked to, the fact that they didn't even have an opportunity to go before the public, just shows how truly dangerous this is. For democracy to reign supreme and for the people's will to be ultimate in our government, we must get rid of the emergency manager law. We are in a democracy with checks and balances, with three branches of government. For them not to even be consulted; for the people to be sold out and betrayed; for this municipal treason to occur, it is wrong. It has no place in our government; it has no place in this state.

We will never be able to go about the business of perfecting our pleasant peninsula with this unconstitutional law. So, for the sake of liberty; for the sake of us pledging our lives, our fortune, and our sacred honor; for the sake of us being able to be men and women of distinction and valor, let's repeal the emergency manager law, Mr. President.

Committee Reports

The Committee on Reforms, Restructuring and Reinventing reported
Senate Bill No. 387, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 161 (MCL 418.161), as amended by 2012 PA 83.

With the recommendation that the bill pass.

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

Mark C. Jansen
Chairperson

To Report Out:

Yeas: Senators Jansen, Colbeck, Casperson, Kowall, Robertson, Young and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Reforms, Restructuring and Reinventing reported

Senate Bill No. 427, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 43 (MCL 421.43), as amended by 2004 PA 243.

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.

Mark C. Jansen
Chairperson

To Report Out:

Yeas: Senators Jansen, Colbeck, Casperson, Kowall, Robertson, Young and Warren

Nays: None

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

The Committee on Reforms, Restructuring and Reinventing reported

Senate Bill No. 541, entitled

A bill to amend 2011 PA 152, entitled "Publicly funded health insurance contribution act," by amending section 2 (MCL 15.562).

With the recommendation that the bill pass.

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

Mark C. Jansen
Chairperson

To Report Out:

Yeas: Senators Jansen, Colbeck, Casperson, Kowall, Robertson and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Reforms, Restructuring and Reinventing reported

Senate Bill No. 542, entitled

A bill to amend 2011 PA 152, entitled "Publicly funded health insurance contribution act," by amending section 3 (MCL 15.563).

With the recommendation that the bill pass.

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

Mark C. Jansen
Chairperson

To Report Out:

Yeas: Senators Jansen, Casperson, Kowall, Robertson and Warren

Nays: Senator Colbeck

The bill was referred to the Committee of the Whole.

The Committee on Reforms, Restructuring and Reinventing reported

Senate Bill No. 543, entitled

A bill to amend 2011 PA 152, entitled "Publicly funded health insurance contribution act," by amending section 4 (MCL 15.564).

With the recommendation that the bill pass.

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

Mark C. Jansen
Chairperson

To Report Out:

Yeas: Senators Jansen, Casperson, Kowall, Robertson and Warren

Nays: Senator Colbeck

The bill was referred to the Committee of the Whole.

The Committee on Reforms, Restructuring and Reinventing reported

Senate Bill No. 544, entitled

A bill to amend 2011 PA 152, entitled "Publicly funded health insurance contribution act," by amending section 5 (MCL 15.565).

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

Mark C. Jansen
Chairperson

To Report Out:

Yeas: Senators Jansen, Colbeck, Casperson, Kowall, Robertson and Warren
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Reforms, Restructuring and Reinventing reported

Senate Bill No. 545, entitled

A bill to amend 2011 PA 152, entitled "Publicly funded health insurance contribution act," by amending section 8 (MCL 15.568).

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

Mark C. Jansen
Chairperson

To Report Out:

Yeas: Senators Jansen, Colbeck, Casperson, Kowall, Robertson and Warren
Nays: None
The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Reforms, Restructuring and Reinventing submitted the following:
Meeting held on Wednesday, October 2, 2013, at 8:30 a.m., Rooms 402 and 403, Capitol Building
Present: Senators Jansen (C), Colbeck, Casperson, Kowall, Robertson, Young and Warren

The Committee on Finance reported

Senate Bill No. 295, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 78m (MCL 211.78m), as amended by 2006 PA 498.

With the recommendation that the bill be referred to the Committee on Banking and Financial Institutions.

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Jansen, Pappageorge, Proos, Robertson, Bieda and Warren
Nays: None
The bill was referred to the Committee on Banking and Financial Institutions.

The Committee on Finance reported

House Bill No. 4289, entitled

A bill to amend 1995 PA 29, entitled "Uniform unclaimed property act," by amending section 31 (MCL 567.251), as amended by 1997 PA 195.

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.

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Jansen, Pappageorge, Proos, Robertson, Bieda and Warren
Nays: None
The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:
Meeting held on Wednesday, October 2, 2013, at 12:30 p.m., Room 210, Farnum Building
Present: Senators Brandenburg (C), Jansen, Pappageorge, Proos, Robertson, Bieda and Warren

The Committee on Education reported

Senate Bill No. 492, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1147 (MCL 380.1147), as amended by 2012 PA 198.

With the recommendation that the bill pass.

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

Phillip J. Pavlov
Chairperson

To Report Out:

Yeas: Senators Pavlov, Emmons, Colbeck and Hopgood

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Meeting held on Wednesday, October 2, 2013, at 12:00 noon, Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Pavlov (C), Emmons, Colbeck, Hopgood and Young

COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Joint meeting held on Wednesday, October 2, 2013, at 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Pavlov (C), Emmons, Colbeck, Hopgood and Young

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Department of Human Services submitted the following:

Meeting held on Wednesday, October 2, 2013, at 2:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Caswell (C), Jansen and Proos

Excused: Senator Gregory

COMMITTEE ATTENDANCE REPORT

The Subcommittee on K-12, School Aid, Education submitted the following:

Joint meeting held on Wednesday, October 2, 2013, at 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Walker (C), Caswell, Pappageorge and Hopgood

COMMITTEE ATTENDANCE REPORT

The Subcommittee on State Police and Military Affairs submitted the following:

Meeting held on Thursday, October 3, 2013, at 8:00 a.m., Rooms 402 and 403, Capitol Building

Present: Senators Colbeck (C), Pappageorge and Gregory

Scheduled Meetings

Appropriations -

Subcommittees -

Human Services Department - Tuesdays, October 8, October 22, and November 5, 2:00 p.m., Room 405, Capitol Building (373-2768)

State Police and Military Affairs - Thursday, October 10, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

Senator Meekhof moved that the Senate adjourn.
The motion prevailed, the time being 10:40 a.m.

The President, Lieutenant Governor Calley, declared the Senate adjourned until Tuesday, October 8, 2013, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate