

**No. 61**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**93rd Legislature**  
**REGULAR SESSION OF 2005**

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Senate Chamber, Lansing, Thursday, June 23, 2005.

10:00 a.m.

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

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

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

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

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

Pastor Stephen Burkhart of Eagle Wesley Chapel of Eagle offered the following invocation:

Our Lord, we want to thank You for this opportunity that we have to come into this place and, Lord, that we can do business that matters to people and to You.

Lord, we want to thank You for our heritage. What a wonderful Judeo-Christian heritage we have. Lord, I pray that we would be true to that heritage today. We pray that You would lead and direct us. We pray for Your mercy upon this land; that You would bless. We thank You, Lord, for all the way that You've brought us. We thank You, Lord, for the public servants You have given us. We pray that You would lead them and give them wisdom.

We pray, O God, that You would have mercy on us where we have gone astray; that, Lord, You would forgive us in cases where we have been selfish and self-indulgent; and, Lord, where we would not compromise Your truth, but we would stand for Your truth. In a day where it seems that the truth is so neglected, we pray that we would stand up for it and we would be Yours.

O God, have Your way. May we do Your will. May we be faithful and not give up in this cause of walking with You and doing what's right. We pray this in Your precious name. Amen.

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

### Recess

Senator Hammerstrom moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 10:04 a.m.

11:18 a.m.

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

During the recess, Senators McManus, Leland, Allen, Emerson, Bernero, Stamas, Hardiman, Gilbert, Brown, Patterson, Bishop, Cassis, Jelinek, George, Kuipers, Birkholz, Van Woerkom, Goschka, Garcia, Sikkema, Sanborn and Johnson entered the Senate Chamber.

A quorum of the Senate was present.

### Motions and Communications

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

**Senate Bill No. 246**

The motion prevailed.

Senator Hammerstrom moved that the Committee on Appropriations be discharged from further consideration of the following bill:

**House Bill No. 4831, entitled**

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2006; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator Hammerstrom moved that the rules be suspended and that the following bill, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

**House Bill No. 4831**

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

The Secretary announced that the Majority Leader has made the appointment of the following standing committee:

**Finance** - Senator Garcia (VC) replacing Senator Sanborn.

The standing committee appointment was approved, a majority of the members serving voting therefor.

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, June 23:  
**House Bill Nos. 4217 4328 4801 4887**

The Secretary announced that the following official bills and joint resolutions were printed on Wednesday, June 22, and are available at the legislative website:

**Senate Bill Nos. 618 619 620 621 622 623 633 634**  
**Senate Joint Resolution D**  
**House Bill Nos. 4975 4976 4977 4978 4979 4980 4981**  
**House Joint Resolution L**

### Messages from the Governor

The following message from the Governor was received and read:

June 22, 2005

I respectfully submit to the Senate, pursuant to Section 6 of Article 5 of the Michigan Constitution of 1963, the following appointments to state office under Section 6 of the Michigan Economic and Social Opportunity Act of 1981, 1981 PA 230, MCL 400.1106:

#### **Commission on Community Action and Economic Opportunity**

Ms. Karol J. Bolton of 923 East Church Street, Adrian, Michigan 49221, county of Lenawee, appointed to represent elected public officials, for a term commencing June 22, 2005 and expiring June 21, 2008.

Ms. Sheilah P. Clay of 24376 Millcreek Court, Farmington Hills, Michigan 48336, county of Oakland, appointed to represent low income individuals, for a term commencing June 22, 2005 and expiring June 21, 2008.

Mr. William J. Dubord of 716 South 19th Street, Escanaba, Michigan 49829, county of Delta, appointed to represent community action agencies, for a term commencing June 22, 2005 and expiring June 21, 2008.

Mr. Gary W. Gilbert of 660 West Main Street, Mecosta, Michigan 49332, county of Mecosta, appointed to represent community action agencies, for a term commencing June 22, 2005 and expiring June 21, 2008.

Ms. Sonia M. Harb of 6451 Schaefer, Dearborn, Michigan 48126, county of Wayne, appointed to represent the private sector, for a term commencing June 22, 2005 and expiring June 21, 2008.

Ms. Alicia E. Harrison of 7825 Madeline Street, Saginaw, Michigan 48609, county of Saginaw, appointed to represent low income individuals, for a term commencing June 22, 2005 and expiring June 21, 2008.

Ms. Marsha A. Kreucher of 134 West Michigan, Suite 300, Jackson, Michigan 49201, county of Jackson, appointed to represent community action agencies, for a term commencing June 22, 2005 and expiring June 21, 2008.

Ms. Tracey I. Nash of 112 Johnson, Gowen, Michigan 49326, county of Montcalm, appointed to represent low income individuals, for a term commencing June 22, 2005 and expiring June 21, 2008.

Ms. Eva L. Ozier of 421 Phelps Avenue, Kalamazoo, Michigan 49048, county of Kalamazoo, appointed to represent elected public officials, for a term commencing June 22, 2005 and expiring June 21, 2008.

Mr. Daniel J. Piepszowski of 3424 Kensington Road, Detroit, Michigan 48224, county of Wayne, appointed to represent the private sector, for a term commencing June 22, 2005 and expiring June 21, 2008.

Ms. Sonia M. Harb of 6451 Schaefer, Dearborn, Michigan 48126, county of Wayne, is also designated to serve as Chairperson of the Commission on Community Action and Economic Opportunity, to serve as Chairperson for a term expiring at the pleasure of the Governor.

Sincerely,  
 Jennifer M. Granholm  
 Governor

The appointments were referred to the Committee on Government Operations.

By unanimous consent the Senate proceeded to the order of

#### **General Orders**

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

The motion prevailed, and the President pro tempore, Senator Birkholz, designated Senator Hardiman as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Birkholz, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

#### **Senate Bill No. 564, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 97.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**House Bill No. 4607, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 627a (MCL 257.627a), as amended by 2000 PA 110.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**House Bill No. 4831, entitled**

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2006; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

By unanimous consent the Senate returned to the order of

**Third Reading of Bills**

Senator Hammerstrom moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

**House Bill No. 4831**

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

The following bill was read a third time:

**House Bill No. 4831, entitled**

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2005 and September 30, 2006; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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. 279**

**Yeas—22**

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

**Nays—14**

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

**Excused—0**

**Not Voting—2**

Bernero

Emerson

In The Chair: Birkholz

The Senate agreed to the title of the bill.

By unanimous consent the Senate returned to the order of  
**Messages from the House**

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

**Senate Bill No. 352**  
**House Bill No. 4434**  
**Senate Bill No. 189**  
**Senate Bill No. 513**

The motion prevailed.

**Senate Bill No. 412, entitled**

A bill to amend 1964 PA 183, entitled “An act creating the state building authority with power to acquire, construct, furnish, equip, own, improve, enlarge, operate, mortgage, and maintain facilities for the use of the state or any of its agencies; to act as a developer or co-owner of facilities as a condominium project for the use of the state or any of its agencies; to authorize the execution of leases pertaining to those facilities by the building authority with the state or any of its agencies; to authorize the payment of true rentals by the state; to provide for the issuance of revenue obligations by the building authority to be paid from the true rentals to be paid by the state and other resources and security provided for and pledged by the building authority; to authorize the creation of funds; to authorize the conveyance of lands by the state or any of its agencies for the purposes authorized in this act; to authorize the appointment of a trustee for bondholders; to permit remedies for the benefit of parties in interest; to provide for other powers and duties of the authority; and to provide for other matters in relation to the authority and its obligations,” by amending sections 1, 1a, 3, and 7 (MCL 830.411, 830.411a, 830.413, and 830.417), sections 1 and 7 as amended by 1994 PA 252 and sections 1a and 3 as amended by 1988 PA 248.

The House of Representatives has passed the bill and ordered 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.

By unanimous consent the Senate proceeded to the order of

**Resolutions****Senate Resolution No. 44.**

A resolution honoring the 150th Anniversary of the Soo Locks in Sault Sainte Marie, Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

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

The motion prevailed.

Senator Allen’s statement is as follows:

The 150th anniversary of the Soo Locks has been an important part of Michigan’s transportation system. Having more shipping traffic than the Suez Canal or the Panama Canal, this has served as a strategic port, a strategic point for our state. It has been critical for the development of the upper Great Lakes, and the 150th anniversary will be a celebration to talk about the economic impact and the historical impact going back to the fur traders.

We’re also excited about the future and the importance of this area as it develops in the upper Great Lakes. I ask for your support on this very important resolution.

### Introduction and Referral of Bills

Senators Stamas and Bishop introduced

**Senate Bill No. 639, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending sections 1a, 2, and 4 (MCL 445.1651a, 445.1652, and 445.1654), section 1a as amended by 2002 PA 391, section 2 as amended by 2002 PA 4, and section 4 as amended by 1996 PA 210.

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

Senators Thomas and Hardiman introduced

**Senate Bill No. 640, entitled**

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

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

Senators Thomas and Hardiman introduced

**Senate Bill No. 641, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 35d.

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

Senators Hardiman and Thomas introduced

**Senate Bill No. 642, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 272.

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

Senators Bishop and Van Woerkom introduced

**Senate Bill No. 643, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 622 and 1223 (MCL 380.622 and 380.1223), section 622 as amended by 2001 PA 127 and section 1223 as amended by 1997 PA 47.

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

Senators Van Woerkom and Bishop introduced

**Senate Bill No. 644, entitled**

A bill to amend 1943 PA 20, entitled "An act relative to the investment of funds of public corporations of the state; and to validate certain investments," by amending section 1 (MCL 129.91), as amended by 1997 PA 196.

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

Senators Hammerstrom, Birkholz, Kuipers, Hardiman, Barcia, Toy and Scott introduced

**Senate Bill No. 645, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16625 (MCL 333.16625), as amended by 1991 PA 58.

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

Senators McManus, Birkholz and Garcia introduced

**Senate Bill No. 646, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 43540a.

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. 4217, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 482a. 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 Government Operations.

**House Bill No. 4328, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 482 (MCL 168.482), as amended by 1998 PA 142.

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 Government Operations.

**House Bill No. 4801, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 867 and 881 (MCL 168.867 and 168.881), section 867 as amended by 1980 PA 200 and section 881 as amended by 1995 PA 261.

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 Government Operations.

**House Bill No. 4887, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 4, 6, 11, 11a, 11f, 11g, 11j, 18, 19, 20, 20j, 22a, 22b, 22d, 24, 25, 26a, 31a, 31d, 32d, 32j, 39, 39a, 41, 41a, 51a, 51c, 51d, 53a, 54, 56, 57, 61a, 62, 74, 81, 94a, 98, 98b, 107, 147, 158b, and 164c (MCL 388.1604, 388.1606, 388.1611, 388.1611a, 388.1611f, 388.1611g, 388.1611j, 388.1618, 388.1619, 388.1620, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1624, 388.1625, 388.1626a, 388.1631a, 388.1631d, 388.1632d, 388.1632j, 388.1639, 388.1639a, 388.1641, 388.1641a, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1698b, 388.1707, 388.1747, 388.1758b, and 388.1764c), sections 4, 6, 11f, 11g, 11j, 19, 20, 20j, 22a, 22b, 24, 26a, 31d, 32d, 32j, 39, 39a, 41, 41a, 51c, 51d, 53a, 54, 56, 57, 61a, 62, 74, 81, 94a, 98, 107, 147, and 158b as amended and section 22d as added by 2004 PA 351, sections 11 and 51a as amended by 2004 PA 518, section 11a as added by 2003 PA 158, section 18 as amended by 2004 PA 414, section 25 as amended by 2000 PA 297, sections 31a and 98b as amended by 2004 PA 593, and section 164c as added by 1995 PA 130, and by adding sections 26b, 32l, 33, 54a, 91, 99a, and 99b; 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.

### Statements

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

The motion prevailed.

Senator McManus' statement is as follows:

Madam President, I rise today to give voice to the families of Lake County, which is one of the state's poorest areas. Today, these families are worried that the county's largest employer will be eliminated with a stroke of the Governor's pen.

Madam President, my constituents wonder why the Governor doesn't seem to care about their economic situation—a situation the Governor created by proposing to close the Michigan Youth Corrections Facility in Baldwin. I have to be honest, many people in Lake County think the Governor's plan to close Baldwin has more to do with politics than with balancing the budget. And when you look at the facts, this concern does not seem to be far-fetched.

For years, the Michigan Corrections Organization, the union that represents corrections officers in the state's prisons has had the Baldwin facility in its crosshairs simply because it is a privately-run prison. Never mind that Baldwin's corrections officers are represented by the International Union of Security, Police, and Fire Professionals of America.

Just this week, the MCO's chief lobbyist was quoted in the *Detroit Free Press* saying the Governor's plan to close Baldwin would be "a promise kept." A promise kept? Madam President, if this is the case, I believe this body should be asking the Governor what other political promises she's made that will cost Michigan families their jobs.

From the Governor's first announcement of her intention to close the Baldwin facility, the working families from Lake County have come before us to say that they cannot afford to lose 220 good-paying jobs, that they cannot afford

to lose more than 25 percent of the local property tax revenue, and that they will not be able to attract another business capable of filling the economic hole that will be created if the youth prison closes.

You would think that a Governor, whose slogan has been “Jobs Today, Jobs Tomorrow,” would be bending over backwards to protect 220 middle-class jobs. But that is not the case. Our voices have fallen on this administration’s deaf ears. “We’ve got to balance the budget,” they said. “We have to make difficult decisions,” they told us.

Then something happened, ladies and gentlemen. The name of the prison on the chopping block changed. Now the good people of the Upper Peninsula have been making the same arguments that Lake County folks have been making for months. Did the Governor tell them the state’s budget crisis trumped their local concerns? No. She blamed Republicans for playing politics with the budget.

Short of who represents the corrections officers and in whose legislative district the prison is located, the impact in Lake County or Luce County is the same. Madam President, the people of Lake County are wondering why their arguments were not valid? But those same arguments we’ve heard—sometimes word for word—given by the people of the Upper Peninsula.

There are good people on both sides of this issue. But when we are talking about the livelihoods of hundreds of people and the future of entire communities, surely we can come together in a bipartisan manner and balance the budget without sending more families to the unemployment line.

My colleague in the House from Escanaba has a plan to trim the Department of Corrections budget across the board. I hope the Governor will consider all options seriously instead of digging in her partisan heels. We all want our communities to prosper, but we do not want to be picking winners and losers.

Senator Scott’s statement is as follows:

I would like to thank the chair of the insurance and banking and finance group for having this hearing in Detroit on Monday, June 27th, from 5:30 to 7:30 p.m. at the Greater Emmanuel Institutional Church of God in Christ.

You know, as I told my colleagues earlier, it is me today and you tomorrow. I’m finding now that all over this state we’re having insurance problems. So I’m very glad that we’re doing these workgroups, and I hope that we will soon start, however, debating these bills so that we can make a difference.

It’s up to us as legislators to make sure that we have some bills that will help the citizens of this state with insurance.

### Committee Reports

The Committee on Commerce and Labor reported

**Senate Bill No. 553, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending section 11 (MCL 421.11), as amended by 1995 PA 25.

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.

Jason E. Allen  
Chairperson

To Report Out:

Yeas: Senators Allen, Toy, McManus, Schauer and Olshove

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 Commerce and Labor submitted the following:

Meeting held on Tuesday, June 21, 2005, at 3:00 p.m., Room 100, Farnum Building

Present: Senators Allen (C), Toy, McManus, Schauer and Olshove

The Committee on Finance reported

**Senate Bill No. 503, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 440 (MCL 206.440), as amended by 1996 PA 484.

With the recommendation that the bill pass.

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

Nancy Cassis  
Chairperson



## To Report Out:

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

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

**Senate Bill No. 578, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7u (MCL 211.7u), as amended by 2003 PA 140.

With the recommendation that the bill pass.

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

Nancy Cassis

Chairperson

## To Report Out:

Yeas: Senators Cassis, Sanborn, McManus and Thomas

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

**Senate Bill No. 633, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 31 (MCL 208.31), as amended by 1999 PA 115; and to repeal acts and parts of acts.

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

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

Nancy Cassis

Chairperson

## To Report Out:

Yeas: Senators Cassis, Sanborn and McManus

Nays: Senators Thomas and Brater

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. 634, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 45a (MCL 208.45a), as amended by 1999 PA 115.

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

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

Nancy Cassis

Chairperson

## To Report Out:

Yeas: Senators Cassis, Sanborn and McManus

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, June 22, 2005, at 1:05 p.m., Room 110, Farnum Building

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 373, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 40111b.

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.

Patricia L. Birkholz

Chairperson

## To Report Out:

Yeas: Senators Birkholz, Van Woerkom, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**Senate Bill No. 620, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 40111b.

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.

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Van Woerkom, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**House Bill No. 4465, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 40111b.

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.

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Van Woerkom, Brater and Basham

Nays: None

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

The Committee on Natural Resources and Environmental Affairs reported

**House Bill No. 4714, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 41321; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Van Woerkom, Brater and Basham

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Natural Resources and Environmental Affairs reported

**House Bill No. 4715, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 41323; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Patricia L. Birkholz  
Chairperson

## To Report Out:

Yeas: Senators Birkholz, Van Woerkom, Brater and Basham

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Natural Resources and Environmental Affairs reported

**House Bill No. 4716, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41309 (MCL 324.41309), as added by 2003 PA 270.

With the recommendation that the bill pass.

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

Patricia L. Birkholz  
Chairperson

To Report Out:

Yeas: Senators Birkholz, Van Woerkom, Brater and Basham

Nays: None

The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources and Environmental Affairs submitted the following:

Meeting held on Tuesday, June 21, 2005, at 3:00 p.m., Room 110, Farnum Building

Present: Senators Birkholz (C), Van Woerkom, Brater and Basham

Excused: Senator Patterson

The Committee on Health Policy reported

**House Bill No. 4322, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 17766f.

With the recommendation that the bill pass.

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

Beverly S. Hammerstrom  
Chairperson

To Report Out:

Yeas: Senators Hammerstrom, Patterson, George, Bernero and Jacobs

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 4821, entitled**

A bill to amend 1967 PA 270, entitled "An act to provide for the release of certain information or data relating to health care research or education, health care entities, practitioners, or professions, or certain governmentally funded programs; to limit the liability with respect to the release of certain information or data; and to safeguard the confidential character of certain information or data," by amending section 1 (MCL 331.531), as amended by 2002 PA 600.

With the recommendation that the bill pass.

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

Beverly S. Hammerstrom  
Chairperson

To Report Out:

Yeas: Senators Hammerstrom, Patterson, George, Bernero and Jacobs

Nays: None

The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Health Policy submitted the following:

Meeting held on Wednesday, June 22, 2005, at 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Hammerstrom (C), Patterson, George, Bernero and Jacobs

**COMMITTEE ATTENDANCE REPORT**

The Committee on Senior Citizens and Veterans Affairs submitted the following:  
Meeting held on Wednesday, June 22, 2005, at 1:00 p.m., Room 100, Farnum Building  
Present: Senators Toy (C), Gilbert and Clark-Coleman  
Excused: Senators Stamas and Olshove

**COMMITTEE ATTENDANCE REPORT**

The Committee on Technology and Energy submitted the following:  
Meeting held on Wednesday, June 22, 2005, at 3:00 p.m., Room 210, Farnum Building  
Present: Senators Patterson (C), Kuipers, Birkholz, Brown, Cassis, Olshove, Leland and Bernero

**COMMITTEE ATTENDANCE REPORT**

The Subcommittee on Department of Natural Resources submitted the following:  
Meeting held on Wednesday, June 22, 2005, at 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building  
Present: Senators McManus (C), Johnson, Jelinek, Barcia and Cherry

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

**Capital Outlay** - Thursday, June 30, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Judiciary** - Tuesday, June 28, 1:00 p.m., Room 210, Farnum Building (373-3760)

Senator Hammerstrom moved that the Senate adjourn.  
The motion prevailed, the time being 11:48 a.m.

The President pro tempore, Senator Birkholz, declared the Senate adjourned until Tuesday, June 28, 2005, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate