

**No. 28**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**97th Legislature**  
**REGULAR SESSION OF 2014**

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Senate Chamber, Lansing, Tuesday, March 18, 2014.

10:00 a.m.

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

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—present  
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

Reverend Dr. Dan Dickerson of Calvary Baptist Church of Midland offered the following invocation:

Father God, we thank You for this day and the privilege it is to be servants of God. I thank You for these, Your public servants. Thank You for their willingness to give their lives, to love God, and to love others.

I thank You for my drive over from Midland today. What a thrill it was to watch that sunrise and just be reminded of the psalmist who said that the heavens declare the glory of God, and the firmament shows forth His handiwork. We thank You that we have a creator, God, to whom we can look. Lord, we thank You also that You are the One who sustains us. We thank You that You are the Good Shepherd and that by faith we can say that the Lord is my shepherd and I shall not want.

So we look to You today to provide for our needs, to lead us, and to direct us. We thank You that You are the source of wisdom. So, today, I would pray for great wisdom for these who serve You. I would pray, Lord, as the Scripture says that the fear of the Lord is the beginning of wisdom. So grant us all the grace to humble ourselves before You and to submit our hearts, minds, and souls to Your lordship, and seek the wisdom that comes from above.

Lord, I would pray now for that grace for each who serves You today. I pray for grace and mercy; for strength and provision; for their personal and family lives as they serve You with civic matters and state matters. Bless them and provide for them physically and spiritually. Thank You, Lord Jesus, for that. For those who choose to believe in You, Father God, in our Savior Jesus Christ, and in God's holy word, the future is as bright as the promises of God.

So we ask Your blessing now on each of these who serve You this day. In Jesus' name we pray. Amen.

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

### Motions and Communications

Senator Green entered the Senate Chamber.

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

Senator Meekhof moved that Senator Casperson be temporarily excused from today's session. The motion prevailed.

### Recess

Senator Meekhof moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 10:06 a.m.

10:45 a.m.

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

During the recess, Senators Casperson, Hunter and Johnson entered the Senate Chamber.

The President, Lieutenant Governor Calley, assumed the Chair.

Senator Meekhof moved that the rules be suspended and that the following bills, now on Committee Reports, be placed on the General Orders calendar for consideration today:

**House Bill No. 5345**

**House Bill No. 5346**

**House Bill No. 5347**

**House Bill No. 5348**

**House Bill No. 5349**

**House Bill No. 5350**

**House Bill No. 5351**

**House Bill No. 5352**

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

The following communications were received and read:  
Office of the Auditor General

March 13, 2014

Enclosed is a copy of the following audit report:  
Performance audit of the Health Facilities Division, Bureau of Health Care Services, Department of Licensing and Regulatory Affairs.

March 13, 2014

Enclosed is a copy of the following audit report:  
Performance audit of the Department of Insurance and Financial Services.

March 14, 2014

Enclosed is a copy of the following audit report:  
Follow-up of the performance audit of Selected Payment and Related Systems, Michigan Department of Education and Department of Technology, Management, and Budget.

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

The audit reports were referred to the Committee on Government Operations.

The follow communication was received and read:  
Michigan State Capitol Commission

March 14, 2014

We are pleased to inform you that pursuant to Public Act 240 of 2013 creating the Michigan State Capitol Commission having taken effect on March 14, 2014, we are appointing Mr. John Truscott, President of Truscott Rossman, 124 W. Allegan Street, Suite 800, Lansing, MI 48933 and Mr. Tim Bowlin, Chief Financial Officer and Business Director of the House of Representatives, 124 N. Capitol Avenue, Suite 1022, Lansing, MI 48933 to serve on the Michigan State Capitol Commission for terms ending March 13, 2016.

Carol Viventi  
Secretary of the Senate

Gary Randall  
Clerk of the House of Representatives

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 13:  
**House Bill Nos. 4155 5085 5091 5092 5324 5325 5326 5327 5328**

The Secretary announced the enrollment printing and presentation to the Governor on Friday, March 14, for his approval the following bill:

**Enrolled Senate Bill No. 608 at 9:58 a.m.**

The Secretary announced that the following bills were printed and filed on Thursday, March 13, and are available at the Michigan Legislature website:

**Senate Bill Nos. 866 867 868 869 870 871**  
**House Bill Nos. 5408 5409 5410 5411**

The Secretary announced that the following bills were printed and filed on Friday, March 14, and are available at the Michigan Legislature website:

**Senate Bill Nos. 872 873 874 875 876 877**

### Messages from the Governor

The following message from the Governor was received:

Date: March 14, 2014  
Time: 11:15 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

**Enrolled Senate Bill No. 608 (Public Act No. 34), being**

An act to make, supplement, and adjust appropriations for various state departments and agencies, capital outlay, and the judicial branch for the fiscal year ending September 30, 2014; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

(Filed with the Secretary of State on March 14, 2014, at 11:31 a.m.)

Respectfully,  
Brian Calley  
Acting and Lieutenant Governor

The following message from the Governor was received and read:

March 11, 2014

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

**Chair - Michigan Municipal Services Authority Executive Committee**

Stacie R. Behler of 7139 South Scenic Drive, New Era, Michigan 49446, county of Oceana, is appointed for a term expiring at the pleasure of the Governor.

**Michigan Municipal Services Authority Executive Committee**

Alan G. Vanderberg of 1033 Luce Street, S.W., Grand Rapids, Michigan 49534, county of Ottawa, succeeding Don Leclair, is appointed for a term expiring September 17, 2017.

**Michigan Municipal Services Authority Board**

Alan G. Vanderberg of 1033 Luce Street, S.W., Grand Rapids, Michigan 49534, county of Ottawa, succeeding Don Leclair, is appointed for a term expiring at the pleasure of the Governor.

Sincerely,  
Rick Snyder  
Governor

The appointments were referred to the Committee on Government Operations.

### Messages from the House

**Senate Bill No. 610, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 224b (MCL 750.224b), as amended by 2008 PA 196.

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.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Meekhof moved that the rule be suspended.

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

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. 105**

**Yeas—36**

Ananich  
Anderson

Green  
Gregory

Jones  
Kahn

Proos  
Richardville

Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hood	Meekhof	Schuitmaker
Casperson	Hopgood	Moolenaar	Smith
Caswell	Hune	Nofs	Walker
Colbeck	Hunter	Pappageorge	Whitmer
Emmons	Jansen	Pavlov	Young

**Nays—2**

Johnson	Warren
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**Excused—0****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.

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 Warren 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:

**House Bill No. 5345, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520a (MCL 750.520a), as amended by 2007 PA 163.

**House Bill No. 5346, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending section 1 (MCL 722.111), as amended by 2011 PA 228.

**House Bill No. 5347, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20173a, 20173b, 21717, 21718, and 21765 (MCL 333.20173a, 333.20173b, 333.21717, 333.21718, and 333.21765), section 20173a as amended by 2010 PA 291 and section 20173b as added by 2006 PA 28.

**House Bill No. 5348, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2264 (MCL 500.2264), as amended by 1998 PA 26.

**House Bill No. 5349, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 876 (MCL 600.876).

**House Bill No. 5350, entitled**

A bill to amend 1988 PA 199, entitled "Surrogate parenting act," by amending sections 3, 7, and 9 (MCL 722.853, 722.857, and 722.859), section 3 as amended by 1990 PA 190.

**House Bill No. 5351, entitled**

A bill to amend 1948 (1st Ex Sess) PA 31, entitled "An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, transit-oriented developments, transit-oriented facilities, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district's boundaries, or for the use of any school district and any combination of 2 or more cities, villages, or townships wholly or partially within the district's boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district's boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property; and to prescribe penalties and provide remedies," by amending section 2b (MCL 123.952b), as amended by 1998 PA 25.

**House Bill No. 5352, entitled**

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 6 (MCL 38.1306), as amended by 2012 PA 300.

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

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

**House Bill No. 4118, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 57y. Substitute (S-1).

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

1. Amend page 1, line 5, after "**APPROPRIATION**," by striking out the balance of the line through "**2014**," on line 6.
2. Amend page 2, line 9, after "**THE**" by striking out the balance of the line and inserting "**USE OF A CONTROLLED SUBSTANCE IN VIOLATION OF STATE LAW**,".
3. Amend page 2, line 16, after "**MUST**" by striking out the balance of the line and inserting "**TEST NEGATIVE FOR USE OF A CONTROLLED SUBSTANCE OR IF HE OR SHE TESTS POSITIVE FOR USE OF A CONTROLLED SUBSTANCE, THERE IS A DETERMINATION THAT USE OF THE CONTROLLED SUBSTANCE WAS NOT IN VIOLATION OF STATE LAW**".
4. Amend page 2, line 18, after "**FOR**" by striking out "**ILLEGAL**".
5. Amend page 2, line 19, after "**SUBSTANCE**," by inserting "**OR TESTS POSITIVE FOR USE OF A CONTROLLED SUBSTANCE BUT IT IS DETERMINED THAT USE OF THE CONTROLLED SUBSTANCE WAS NOT IN VIOLATION OF STATE LAW**,".
6. Amend page 2, following line 21, by inserting:  
"**(7) FOR FISCAL YEAR 2013-2014, \$500,000.00 IS APPROPRIATED TO THE DEPARTMENT OF HUMAN SERVICES TO BE EXPENDED TO IMPLEMENT AND ADMINISTER THE PILOT PROGRAM DESCRIBED UNDER THIS SECTION.**".

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 713, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 226 (MCL 330.1226), as amended by 2009 PA 103.

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

**Senate Bill No. 644**

**House Bill No. 5254**

**House Bill No. 5255**

**House Bill No. 5274**

**House Bill No. 4885**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 644, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1311g (MCL 380.1311g), as amended by 2008 PA 1; and to repeal acts and parts of acts.

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. 106**

**Yeas—38**

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	Johnson	Proos	Young
Green	Jones		

**Nays—0**

**Excused—0**

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 5254, entitled**

A bill to amend 1929 PA 16, entitled “An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof,” by amending section 2a (MCL 483.2a), as added by 1997 PA 125.

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. 107**

**Yeas—26**

Booher	Hansen	Marleau	Proos
Brandenburg	Hildenbrand	Meekhof	Richardville
Casperson	Hunter	Moolenaar	Robertson
Caswell	Jansen	Nofs	Rocca
Colbeck	Jones	Pappageorge	Schuitmaker
Emmons	Kahn	Pavlov	Walker
Green	Kowall		

**Nays—12**

Ananich	Gregory	Hune	Warren
Anderson	Hood	Johnson	Whitmer
Bieda	Hopgood	Smith	Young

**Excused—0**

**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:

**House Bill No. 5255, entitled**

A bill to amend 1929 PA 16, entitled “An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof,” by amending section 2 (MCL 483.2).

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. 108**

**Yeas—26**

Booher	Hansen	Marleau	Proos
Brandenburg	Hildenbrand	Meekhof	Richardville



Casperson	Hunter	Moolenaar	Robertson
Caswell	Jansen	Nofs	Rocca
Colbeck	Jones	Pappageorge	Schuitmaker
Emmons	Kahn	Pavlov	Walker
Green	Kowall		

**Nays—12**

Ananich	Gregory	Hune	Warren
Anderson	Hood	Johnson	Whitmer
Bieda	Hopgood	Smith	Young

**Excused—0****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:

**House Bill No. 5274, entitled**

A bill to amend 1929 PA 16, entitled "An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof," by amending the title and sections 1, 3, 4, and 5 (MCL 483.1, 483.3, 483.4, and 483.5).

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. 109****Yeas—25**

Booher	Hansen	Marleau	Proos
Brandenburg	Hildenbrand	Meekhof	Richardville
Casperson	Jansen	Moolenaar	Robertson
Caswell	Jones	Nofs	Rocca
Colbeck	Kahn	Pappageorge	Schuitmaker
Emmons	Kowall	Pavlov	Walker
Green			

**Nays—13**

Ananich	Hood	Hunter	Warren
Anderson	Hopgood	Johnson	Whitmer
Bieda	Hune	Smith	Young
Gregory			

**Excused—0**

**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.

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

**House Bill No. 4885**

The motion prevailed.

Senator Meekhof moved to reconsider the vote by which the following bill was passed:

**House Bill No. 5254, entitled**

A bill to amend 1929 PA 16, entitled “An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof;” by amending section 2a (MCL 483.2a), as added by 1997 PA 125.

The motion prevailed, 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. 110**

**Yeas—25**

Booher	Hansen	Marleau	Proos
Brandenburg	Hildenbrand	Meekhof	Richardville
Casperson	Jansen	Moolenaar	Robertson
Caswell	Jones	Nofs	Rocca
Colbeck	Kahn	Pappageorge	Schuitmaker
Emmons	Kowall	Pavlov	Walker
Green			

**Nays—13**

Ananich	Hood	Hunter	Warren
Anderson	Hopgood	Johnson	Whitmer
Bieda	Hune	Smith	Young
Gregory			

**Excused—0**

**Not Voting—0**

In The Chair: President

Senator Meekhof moved to reconsider the vote by which the following bill was passed:

**House Bill No. 5255, entitled**

A bill to amend 1929 PA 16, entitled “An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof,” by amending section 2 (MCL 483.2).

The motion prevailed, 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. 111**

**Yeas—25**

Booher	Hansen	Marleau	Proos
Brandenburg	Hildenbrand	Meekhof	Richardville
Casperson	Jansen	Moolenaar	Robertson
Caswell	Jones	Nofs	Rocca
Colbeck	Kahn	Pappageorge	Schuitmaker
Emmons	Kowall	Pavlov	Walker
Green			

**Nays—13**

Ananich	Hood	Hunter	Warren
Anderson	Hopgood	Johnson	Whitmer
Bieda	Hune	Smith	Young
Gregory			

**Excused—0**

**Not Voting—0**

In The Chair: President

By unanimous consent the Senate proceeded to the order of

**Introduction and Referral of Bills**

Senator Jones introduced

**Senate Bill No. 878, entitled**

A bill to amend 1972 PA 382, entitled “Traxler-McCauley-Law-Bowman bingo act,” by amending sections 2, 3, 3a, 4, 4a, 8, 9, 10, 11b, 11c, 12, 13, 14, 15, 16, 18, and 19 (MCL 432.102, 432.103, 432.103a, 432.104, 432.104a, 432.108, 432.109, 432.110, 432.111b, 432.111c, 432.112, 432.113, 432.114, 432.115, 432.116, 432.118, and 432.119), sections 2 and 9 as amended by 2008 PA 401, sections 3, 4a, and 12 as amended by 2012 PA 189, sections 3a, 8, 10, and 11b as amended by 2006 PA 427, sections 4, 13, 14, 15, 16, and 18 as amended and section 11c as added by 1999 PA 108, and section 19 as amended by 1995 PA 263, and by adding article 2; to designate sections 1 to 20 as article 1; and to repeal acts and parts of acts.

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

**House Bill No. 4155, entitled**

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization;

to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 5e (MCL 28.425e), as added by 2000 PA 381.

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. 5085, entitled**

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 2 (MCL 28.422), as amended by 2012 PA 377.

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. 5091, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 234e (MCL 750.234e), as added by 1990 PA 321.

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. 5092, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 222 (MCL 750.222), as amended by 2012 PA 242.

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. 5324, entitled**

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 2b (MCL 28.422b), as amended by 2001 PA 199.

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. 5325, entitled**

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 1 (MCL 28.421), as amended by 2012 PA 243.

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. 5326, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 5o (MCL 28.425o), as amended by 2012 PA 123.

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. 5327, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," (MCL 28.421 to 28.435) by adding section 1b.

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. 5328, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 5b (MCL 28.425b), as amended by 2008 PA 406.

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

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

**Committee Reports**

The Committee on Appropriations reported

**Senate Bill No. 431, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 261e.

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.

Roger Kahn, M.D.  
Chairperson

To Report Out:

Yeas: Senators Kahn, Moolenaar, Jansen, Booher, Caswell, Green, Proos, Schuitmaker, Walker, Anderson, Hopgood and Johnson

Nays: Senator Colbeck

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

## COMMITTEE ATTENDANCE REPORT

The Committee on Appropriations submitted the following:

Meeting held on Wednesday, March 12, 2014, at 2:56 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building  
Present: Senators Kahn (C), Moolenaar, Jansen, Booher, Caswell, Colbeck, Green, Proos, Schuitmaker, Walker, Anderson, Hopgood and Johnson

Excused: Senators Pappageorge, Gregory and Hood

The Committee on Health Policy reported

**House Bill No. 4576, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 102 (MCL 500.102), as amended by 2000 PA 252, and by adding chapter 12A.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5345, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520a (MCL 750.520a), as amended by 2007 PA 163.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5346, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending section 1 (MCL 722.111), as amended by 2011 PA 228.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5347, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20173a, 20173b, 21717, 21718, and 21765 (MCL 333.20173a, 333.20173b, 333.21717, 333.21718, and 333.21765), section 20173a as amended by 2010 PA 291 and section 20173b as added by 2006 PA 28.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

## To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5348, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2264 (MCL 500.2264), as amended by 1998 PA 26.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

## To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5349, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 876 (MCL 600.876).

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

## To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5350, entitled**

A bill to amend 1988 PA 199, entitled "Surrogate parenting act," by amending sections 3, 7, and 9 (MCL 722.853, 722.857, and 722.859), section 3 as amended by 1990 PA 190.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

## To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5351, entitled**

A bill to amend 1948 (1st Ex Sess) PA 31, entitled "An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, transit-oriented developments, transit-oriented facilities, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district's boundaries, or for the use of any school district and any combination of 2 or more cities, villages, or townships wholly or partially within the district's boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district's boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to

impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property; and to prescribe penalties and provide remedies," by amending section 2b (MCL 123.952b), as amended by 1998 PA 25.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

**House Bill No. 5352, entitled**

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 6 (MCL 38.1306), as amended by 2012 PA 300.

With the recommendation that the bill pass.

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

James A. Marleau  
Chairperson

To Report Out:

Yeas: Senators Marleau, Emmons, Hune, Jones, Schuitmaker and Ananich

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 Thursday, March 13, 2014, at 8:30 a.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Marleau (C), Emmons, Hune, Jones, Schuitmaker and Ananich

Excused: Senators Robertson, Warren and Johnson

The Committee on Natural Resources, Environment and Great Lakes reported

**Senate Bill No. 613, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 40115.

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.

Thomas A. Casperson  
Chairperson

To Report Out:

Yeas: Senators Casperson, Pavlov, Green, Kowall, Meekhof and Warren

Nays: None

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

The Committee on Natural Resources, Environment and Great Lakes reported

**House Bill No. 5107, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30101 and 30105 (MCL 324.30101 and 324.30105), section 30101 as amended by 2009 PA 139 and section 30105 as amended by 2013 PA 98.

With the recommendation that the bill pass.

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

Thomas A. Casperson  
Chairperson



## To Report Out:

Yeas: Senators Casperson, Pavlov, Green, Kowall, Meekhof and Warren

Nays: None

The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources, Environment and Great Lakes submitted the following:

Meeting held on Thursday, March 13, 2014, at 9:00 a.m., Room 210, Farnum Building

Present: Senators Casperson (C), Pavlov, Green, Kowall, Meekhof and Warren

Excused: Senator Hood

The Committee on Banking and Financial Institutions reported

**Senate Bill No. 664, entitled**

A bill to amend 1975 PA 148, entitled "Debt management act," by amending the title and sections 2, 4, 5, 6, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 (MCL 451.412, 451.414, 451.415, 451.416, 451.421, 451.422, 451.423, 451.424, 451.425, 451.426, 451.427, 451.428, 451.429, and 451.430), sections 2, 4, 5, 6, 11, 12, 13, 14, 15, 16, 17, 18, and 19 as amended by 2000 PA 255.

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.

Darwin L. Booher

Chairperson

## To Report Out:

Yeas: Senators Booher, Nofs, Green, Marleau and Ananich

Nays: None

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

The Committee on Banking and Financial Institutions reported

**House Bill No. 5277, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 3204, 3240, and 3278 (MCL 600.3204, 600.3240, and 600.3278), section 3204 as amended by 2013 PA 103, section 3240 as amended by 2013 PA 104, and section 3278 as added by 2011 PA 301, and by adding sections 3237 and 3238; 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.

Darwin L. Booher

Chairperson

## To Report Out:

Yeas: Senators Booher, Nofs, Green, Marleau and Ananich

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 Banking and Financial Institutions submitted the following:

Meeting held on Thursday, March 13, 2014, at 1:30 p.m., Room 100, Farnum Building

Present: Senators Booher (C), Nofs, Green, Marleau and Ananich

Excused: Senators Rocca and Smith

## COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Reform submitted the following:

Meeting held on Thursday, March 13, 2014, at 1:00 p.m., Room 210, Farnum Building

Present: Senators Rocca (C), Jones, Hune, Meekhof, Pavlov, Johnson and Warren

## COMMITTEE ATTENDANCE REPORT

The Subcommittee on Community Colleges submitted the following:

Meeting held on Monday, March 17, 2014, at 1:00 p.m., West Shore Community College, Administration and Conference Building, 3000 N. Stiles Road, Scottville

Present: Senators Booher (C) and Anderson

Excused: Senator Schuitmaker

## COMMITTEE ATTENDANCE REPORT

The Subcommittee on Department of Environmental Quality submitted the following:

Meeting held on Tuesday, March 18, 2014, at 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Green (C), Walker, Booher and Hopgood

**Scheduled Meetings**

**Administrative Rules** - Wednesday, March 19, 8:30 a.m., Room 426, Capitol Building (373-5773)

**Appropriations** - Wednesday, March 19, 9:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1760)

**Subcommittees -**

**Agriculture and Rural Development** - Tuesday, March 25, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Community Colleges** - Wednesday, March 26, 9:00 a.m., Room 210, Farnum Building (373-2768)

**Corrections Department** - Thursdays, March 20, 9:25 a.m., and March 27, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**General Government** - Tuesday, March 25, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Higher Education** - Thursday, March 27, 11:30 a.m. or later immediately following session, Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Human Services Department** - Thursday, March 20, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

**K-12, School Aid, Education** - Wednesday, March 19, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Licensing and Regulatory Affairs Department** - Thursday, March 20, 9:00 a.m., Rooms 402 and 403, Capitol Building (373-2768)

**State Police and Military Affairs** - Thursdays, March 20, 3:00 p.m., Room 405, Capitol Building; March 27, April 17 (CANCELED), and April 24, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

**Families, Seniors and Human Services** - Thursday, March 20, 1:00 p.m., Room 100, Farnum Building (373-5323)

**Health Policy** - Thursday, March 20, 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5323)

**Insurance** - Thursday, March 20, 9:30 a.m., Room 110, Farnum Building (373-5323)

**Michigan Law Revision Commission** - Wednesday, March 19, 12:00 noon, Room 426, Capitol Building (373-0212)

**Natural Resources, Environment and Great Lakes** - Thursday, March 20, 9:00 a.m., Room 210, Farnum Building (373-5314)

**Outdoor Recreation and Tourism** - Thursday, March 20, 12:30 p.m., Room 110, Farnum Building (373-5323)

**Regulatory Reform** - Thursday, March 20, 1:00 p.m., Room 210, Farnum Building (373-5307)

Senator Meekhof moved that the Senate adjourn.  
The motion prevailed, the time being 11:31 a.m.

The President, Lieutenant Governor Calley, declared the Senate adjourned until Wednesday, March 19, 2014, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate

