

No. 18
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Wednesday, March 7, 2001.

10:00 a.m.

The Senate was called to order by the President pro tempore, Senator John J.H. Schwarz.

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

Bennett—present
Bullard—present
Byrum—present
Cherry—excused
DeBeaussaert—present
DeGrow—present
Dingell—present
Dunaskiss—present
Emerson—present
Emmons—present
Gast—present
Goschka—present

Gougeon—present
Hammerstrom—present
Hart—excused
Hoffman—present
Jaye—present
Johnson—present
Koivisto—present
Leland—excused
McCotter—present
McManus—excused
Miller—present
Murphy—present

North—present
Peters—present
Schuette—present
Schwarz—present
Shugars—present
Sikkema—present
Smith—present
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—excused
Young—present

Senator Christopher D. Dingell of the 7th District offered the following invocation:

Lord, as the Senate meets again to consider legislation critical to the progress of our state, we ask that You grant us the patience to hear out the opinions of all sides, the wisdom to choose the pathway that is best individually for each of us, and the equanimity to accept with grace and poise the decision of the full Senate on each and every matter we must decide. We ask this in Your name. Amen.

Senators Bennett, Dunaskiss, Peters, DeGrow, Young and Smith entered the Senate Chamber.

Motions and Communications

Senator Emmons moved that Senators Bullard, Schuette and Jaye be temporarily excused from today's session. The motion prevailed.

Senator Emerson moved that Senator Murphy be temporarily excused from today's session. The motion prevailed.

Senator Emerson moved that Senators Vaughn, Cherry, Leland and Hart be excused from today's session. The motion prevailed.

Senators Jaye and Bullard entered the Senate Chamber.

The Secretary announced that the following House bill was received in the Senate and filed on Tuesday, March 6:
House Bill No. 4018

Messages from the Governor

The following messages from the Governor were received and read:

March 6, 2001

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

Oakland University Board of Trustees

Mr. David T. Fischer, Sr., 4130 Pontiac Trail, Orchard Lake, Michigan 48323, county of Oakland, as a member representing the general public, succeeding himself, for a term expiring on August 11, 2008.

Ms. Penny M. Crissman, 210 Charles Road, Rochester, Michigan 48307, county of Oakland, as a member representing the general public, succeeding herself, for a term expiring on August 11, 2008.

March 6, 2001

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

Michigan Board of Osteopathic Medicine and Surgery

Dr. Ronald L. Rhule, 1785 N. Williamston Road, Williamston, Michigan 48895, county of Ingham, as a member representing osteopathic physicians, succeeding himself, for a term expiring on December 31, 2004.

Ms. Patricia A. LaBelle, 741 Birchwood, Traverse City, Michigan 48430, county of Grand Traverse, as a member representing the general public, succeeding herself, for a term expiring on December 31, 2004.

Sincerely,
John Engler
Governor

The appointments were referred to the Committee on Government Operations.

Senator Schuette entered the Senate Chamber.

Third Reading of Bills

The following bill was read a third time:

Senate Bill No. 171, entitled

A bill to authorize the department of natural resources to convey certain state owned property in Macomb county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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. 19**Yeas—31**

Bennett	Emmons	Koivisto	Shugars
Bullard	Gast	McCotter	Sikkema
Byrum	Goschka	Miller	Smith
DeBeaussaert	Gougeon	Murphy	Steil
DeGrow	Hammerstrom	North	Stille
Dingell	Hoffman	Peters	Van Regenmorter
Dunaskiss	Jaye	Schuetten	Young
Emerson	Johnson	Schwarz	

Nays—0**Excused—5**

Cherry	Leland	McManus	Vaughn
Hart			

Not Voting—0

In The Chair: Schwarz

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 Jaye introduced

Senate Bill No. 279, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 57 (MCL 400.57), as added by 1995 PA 223, and by adding section 57m.

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

Senator Dunaskiss introduced

Senate Bill No. 280, entitled

A bill to provide a definition of public utility as used in the state constitution of 1963 and the Michigan compiled laws.

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

Senator Gast introduced

Senate Bill No. 281, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2002; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

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

Senator Gast introduced

Senate Bill No. 282, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by various agencies.

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

Senator Gast introduced

Senate Bill No. 283, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2001; and to provide for the expenditure of the appropriations.

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

Senator Gast introduced

Senate Bill No. 284, entitled

A bill to make appropriations for community and junior colleges for the fiscal year ending September 30, 2002; and to provide for the expenditure of the appropriations.

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

Senator Gast introduced

Senate Bill No. 285, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Senator Gast introduced

Senate Bill No. 286, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 11 (MCL 388.1611), as amended by 2000 PA 297.

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

Senator Gast introduced

Senate Bill No. 287, entitled

A bill to make appropriations for the legislature, the judiciary, the executive, the department of attorney general, the department of state, the department of treasury, the department of management and budget, the department of civil service, the department of civil rights, and certain state purposes related thereto for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by the state agencies; and to declare the effect of this act.

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

Senator Gast introduced

Senate Bill No. 288, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; and to provide for the expenditure thereof under the supervision of the director of the department of management and budget and the state administrative board.

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

Senator Gast introduced

Senate Bill No. 289, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to adult corrections for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by state agencies.

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

Senator Gast introduced

Senate Bill No. 290, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Senator Gast introduced

Senate Bill No. 291, entitled

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

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

Senator Gast introduced

Senate Bill No. 292, entitled

A bill to make appropriations for the state transportation department and certain state purposes from the funds designated in this act for the fiscal year ending September 30, 2002; and to provide for the expenditure of the appropriations.

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

Senator Gast introduced

Senate Bill No. 293, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), as amended by 2000 PA 297.

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

Senator Gast introduced

Senate Bill No. 294, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Senator Gast introduced

Senate Bill No. 295, entitled

A bill to make appropriations for the state institutions of higher education for the fiscal year ending September 30, 2002; and to provide for the expenditures of the appropriations.

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

Senator Gast introduced

Senate Bill No. 296, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Senator Gast introduced

Senate Bill No. 297, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Senator Gast introduced

Senate Bill No. 298, entitled

A bill to make appropriations for the department of military affairs and certain other state purposes for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

House Bill No. 4018, entitled

A bill to repeal 1947 LA 9, entitled "The act to prevent hunting, on Sunday, for game animals and game birds in the county of Macomb."

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 Hunting, Fishing and Forestry.

The President, Lieutenant Governor Posthumus, entered the Senate Chamber.

Committee Reports

COMMITTEE ATTENDANCE REPORT

The Legislative Council submits the following:

Meeting held on Tuesday, March 6, 2001, at 12:00 noon, Rooms 402 and 403, Capitol Building

Present: Senators DeGrow (C), Emmons, Johnson, Emerson, Schwarz and Hammerstrom

Excused: Senators Sikkema, Cherry and Leland

COMMITTEE ATTENDANCE REPORT

The Subcommittee on General Government submits the following:

Meeting held on Tuesday, March 6, 2001, at 1:10 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Schwarz (C), Johnson and Young

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Transportation submits the following:

Meeting held on Wednesday, March 7, 2001, at 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Hoffman (C), Goschka and Young

Scheduled Meetings

Appropriations -

Subcommittees -

Capital Outlay, Joint - Thursday, March 8, 8:45 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Career Development Strategic Fund Agency - Tuesday, March 13, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Community Health - Tuesday, March 13, 11:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1777)

Consumer and Industry Services - Thursday, March 8, 1:00 p.m., Room 110, Farnum Building and Monday, March 26, 10:00 a.m., Beardsley Theatre, 427 West Western Avenue, Hilt Building, Muskegon (373-7350)

Family Independence Agency - Tuesday, March 13, 1:30 p.m., Room 210, Farnum Building (373-1760)

General Government - Tuesday, March 13, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

Judiciary - Wednesday, March 14, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2413)

State Police and Military Affairs - Thursdays, March 8, 8:30 a.m., Rooms 402 and 403, Capitol Building, and March 15, 8:30 a.m., Room 110, Farnum Building (373-2426)

Transportation - Wednesday, March 14, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2426)

Legislative Retirement Board of Trustees - Wednesday, March 21, 3:00 p.m., Room H65, Capitol Building (373-1725)

Senator Emmons moved that the Senate adjourn.
The motion prevailed, the time being 10:15 a.m.

The President pro tempore, Senator Schwarz, declared the Senate adjourned until Thursday, March 8, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.

