

No. 5
JOURNAL OF THE SENATE

Senate Chamber, Lansing, Tuesday, February 2, 1999.

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 not present.

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

Hammerstrom—present
Hart—present
Hoffman—present
Jaye—present
Koivisto—present
Leland—present
McCotter—present
McManus—present
Miller—present
Murphy—present
North—present
Peters—present

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

Senator George Z. Hart of the 6th District offered the following invocation:

Our Father, who art in heaven, we give You thanks and praise for giving us this opportunity to come together in the true spirit of public service.

Lord, we ask You to provide us with Your spiritual guidance. In this we ask in Your name. Amen.

Motions and Communications

Senators Schuette, North, Goschka and Shugars entered the Senate Chamber.

A quorum of the Senate was present.

Senator Rogers 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:

Senate Bill No. 1

Senate Bill No. 2

Senate Bill No. 3

Senate Bill No. 4

Senate Bill No. 5

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

Recess

Senator Rogers moved that the Senate recess until 10:10 a.m.

The motion prevailed, the time being 10:05 a.m.

The Senate reconvened at the expiration of the recess and was called to order by the President pro tempore, Senator Schwarz.

During the recess, Senators Gast, Steil and Miller entered the Senate Chamber.

Recess

Senator Rogers moved that the Senate recess until 10:20 a.m.

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

The Senate reconvened at the expiration of the recess and was called to order by the President pro tempore, Senator Schwarz.

During the recess, Senators Emmons, DeGrow, Sikkema, Gougeon, McManus, Bullard, Van Regenmorter, Hammerstrom, Stille, McCotter, Bennett, Jaye and Dunaskiss entered the Senate Chamber.

The Secretary announced the printing and placement in the members' files on Friday, January 29 of:

House Bill Nos.	4013	4014	4015	4016	4017	4018	4019	4020	4021	4022	4023	4024	4025	4026
	4027	4028	4029	4030	4031	4032								
House Joint Resolutions	A	B												

The Secretary announced the printing and placement in the members' files on Monday, February 1 of:

Senate Bill Nos.	33	34	35	36	37	38	39	40	41	42	43	44	45	46
	47	48	49	50	51	52	53	54	55	56	57	58	59	61
	62	63	64	65	66	68	69	70	71	72	73	74	75	76
	77	78	79	80	81	82	83	84	85	86	87	88	89	90
	91	92	93	94	95	96	97	98	99	100	101	102	103	104
	105	106	107	108	109	110	111	112	113	114	115	116	117	118
	119	120	121	122	123	124	125	127	128	129	130	131	132	133
	134	135	136	137	138	139	140	141	142	143	144	145	146	147
	148	149	150	151	152	153	154	155	156	157	158	159		

Senate Joint Resolutions	A	B	C											
House Bill Nos.	4039	4040	4041	4042	4043	4044	4045	4046	4047	4048	4049	4050	4051	4052
	4053	4054	4055	4056	4057									
House Joint Resolution		C												

Messages from the Governor

The following messages from the Governor were received and read:

January 28, 1999

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

Michigan Apple Committee

Mr. Edwin F. Wittenbach, 13610 Heffron Road, Belding, Michigan 48809, county of Ionia, as a member representing growers from District 4, succeeding himself, for a term expiring on April 1, 2001.

Mr. Daryl K. Peterson, 6115 W. Olmstead Road, Ludington, Michigan 49431, county of Mason, as a member representing growers from District 5, succeeding himself, for a term expiring on April 1, 2001.

January 28, 1999

Please be advised of the following reappointments to office, subject to the advice and consent of the Michigan Senate:

Michigan Bean Commission

Mr. Neil J. Mosher, 182 N. Seven Mile, Linwood, Michigan 48634, county of Bay, as a member representing shippers, succeeding himself, for a term expiring on December 31, 2001.

Mr. Gene R. Van Driessche, 1312 S. Scheurman Road, Bay City, Michigan 48708, county of Bay, as a member representing growers from District 1, succeeding himself, for a term expiring on December 31, 2001.

Mr. Richard L. Gremel, 11207 Canboro Road, Sebawaing, Michigan 48759, county of Huron, as a member representing growers from District 6, succeeding himself, for a term expiring on December 31, 2001.

Mr. Thomas E. Randgaard, 1316 Robinwood Lane, Faribault, Minnesota 55021, as a member representing processors and canners, succeeding himself, for a term expiring on December 31, 2001.

January 28, 1999

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

Michigan Beef Industry Commission

Mr. Jack W. Knirk, 168 N. Stringtown, Quincy, Michigan 49082, county of Branch, as a member representing cattle feeders, succeeding himself, for a term expiring on May 31, 2001.

Mr. John Vander Boon, 1240 Grand River Drive, Ada, Michigan 49301, county of Kent, as a member representing meat packing executives, succeeding himself, for a term expiring on May 31, 2001.

Mr. Robert E. DeYoung, 3086 Hoag, N.E., Grand Rapids, Michigan 49505, county of Kent, as a member representing retailers, succeeding himself, for a term expiring on May 31, 2001.

January 29, 1999

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

Michigan Dairy Market Program Committee

Mr. Edward J. Hanenburg, 7489 Leonard Road, Coopersville, Michigan 49404, county of Ottawa, as a member representing Dairy Farmers of America, succeeding Mr. James M. Ruesink of Adrian, whose term has expired, for a term expiring on December 31, 1999.

January 29, 1999

There is herewith presented for consideration and confirmation by the Senate, the following reappointment to office:

Michigan Mint Committee

Mr. Larry Otto Kus, 608 Wight, St. Johns, Michigan 48879, county of Clinton, as a member representing growers at large, succeeding himself, for a term expiring on August 9, 2001.

January 29, 1999

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

Michigan Plum Committee

Mr. Glenn F. LaCross, 5536 Sharnowski Road, Cedar, Michigan 49621, county of Leelanau, as a member representing growers from northern Michigan, succeeding Mr. John P. Nink of Traverse City, whose term has expired, for a term expiring on July 1, 2000.

Mr. Gary R. Fredrickson, 10201 N. Foxview Drive, Northport, Michigan 49670, county of Leelanau, as a member representing growers from northern Michigan, succeeding Mr. James E. Maitland of Williamsburg, whose term has expired, for a term expiring on July 1, 2000.

Mr. Trevor G. Meachum, 60930 52nd Avenue, Hartford, Michigan 49057, county of Van Buren, as a member representing growers from southern Michigan, succeeding himself, for a term expiring on July 1, 2001.

Mr. Martin Joseph Daly, 3750 W. Jackson Road, Hart, Michigan 49420, county of Oceana, as a member representing growers from central Michigan, succeeding Mr. Brian E. Hackert of Ludington, whose term has expired, for a term expiring on July 1, 2001.

Mr. Paul J. Rood, 72723 C.R. 378, Covert, Michigan 49043, county of Van Buren, as a member representing growers from southern Michigan, succeeding Mr. William F. Teichman of Eau Claire, whose term has expired, for a term expiring on July 1, 2001.

January 29, 1999

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

Michigan Potato Industry Commission

Mr. Dale E. Johnson, W9662 M-69, Sagola, Michigan 49881, county of Dickinson, as a member representing growers from District 1, succeeding Mr. Paul Krueger, Jr., of Hawks, whose term has expired, for a term expiring on July 1, 2001.

Mr. Stephen C. Crooks, 2534 W. McBrides Road, Stanton, Michigan 48888, county of Montcalm, as a member representing members at large, succeeding Mr. John B. Crawford of Lakeview, whose term has expired, for a term expiring on July 1, 2001.

Mr. Tim L. Young, 12950 Lake Montcalm, Coral, Michigan 49322, county of Montcalm, as a member representing members at large, succeeding Mr. Jon Haindl of Cooks, whose term has expired, for a term expiring on July 1, 2001.

February 1, 1999

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

Commission for the Blind

Dr. Velma Perkins Allen, 1145 Dyemeadow Lane, Flint, Michigan 48532, county of Genesee, as a member representing the general public, succeeding herself, for a term expiring on September 30, 2001.

Ms. Peeti L. Greene, 1223 San Juan Drive, Flint, Michigan 48504, county of Genesee, as a member representing the general public, succeeding herself, for a term expiring on September 30, 2001.

February 1, 1999

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

Michigan Board of Chiropractic

Dr. James K. Sommers, 8055 Scully Road, Dexter, Michigan 48130, county of Washtenaw, as a member representing professionals, succeeding himself, for a term expiring on December 31, 2002.

Dr. David James Klida, 14449 Oakwood, Shelby Township, Michigan 48315, county of Macomb, as a member representing professionals, succeeding Dr. Stephen S. White of Williamsburg, whose term has expired, for a term expiring on December 31, 2002.

February 1, 1999

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

Michigan Board of Medicine

Mr. Harold G. Schuitmaker, 60202 30th Street, Lawton, Michigan 49065, county of Van Buren, as a member representing the general public, succeeding himself, for a term expiring on December 31, 2002.

Mr. Gregg Lee Haskell, 109 Brad N. Cris Drive, Houghton, Michigan 48629, county of Houghton, as a member representing physician assistants, succeeding himself, for a term expiring on December 31, 2002.

February 1, 1999

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

Nursing Home Administrators’ Board of Control

Mr. David L. Corteville, 11030 36th Street, Lowell, Michigan 49331, county of Kent, as a member representing the general public, succeeding Dr. Charles Van Eaton of Jonesville, who has resigned, for a term expiring on December 31, 2000.

February 1, 1999

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

Physician’s Assistants Task Force

Ms. Mary L. Frank, 1651 Nottingham Road, Lansing, Michigan 48911, county of Ingham, as a member representing the general public, succeeding Ms. Cheryl M. Law of Traverse City, who has resigned, for a term expiring on December 31, 1999.

February 1, 1999

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

Michigan Board of Podiatric Medicine and Surgery

Dr. Michael S. Salter, 36800 Greenspring, Farmington Hills, Michigan 48331, county of Oakland, as a member representing professionals, succeeding himself, for a term expiring on June 30, 2002.

Dr. Isabel J. Barnes, 10755 Otahnagon, Stanwood, Michigan 49346, county of Mecosta, as a member representing the general public, succeeding herself, for a term expiring on June 30, 2002.

Dr. Terrence J. Emiley, 1852 Sherman, S.E., Grand Rapids, Michigan 49506, county of Kent, as a member representing professionals, succeeding himself, for a term expiring on June 30, 2002.

Sincerely,
John Engler
Governor

The appointments were referred to the Committee on Government Operations.

Third Reading of Bills

The following bill was read a third time:

Senate Bill No. 60, entitled

A bill to amend 1980 PA 350, entitled “The nonprofit health care corporation reform act,” by amending section 402b (MCL 550.1402b), as added by 1996 PA 516.

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. 5

Yeas—37

Bennett	Gast	McCotter	Shugars
Bullard	Goschka	McManus	Sikkema
Byrum	Gougeon	Miller	Smith, A.
Cherry	Hammerstrom	Murphy	Smith, V.
DeBeaussaert	Hart	North	Steil
DeGrow	Hoffman	Peters	Stille
Dingell	Jaye	Rogers	Van Regenmorter
Dunaskiss	Koivisto	Schuette	Vaughn
Emerson	Leland	Schwarz	Young
Emmons			

Nays—0

Excused—0

Not Voting—0

In The Chair: Schwarz

The Senate agreed to the title of the bill.

General Orders

Senator Rogers 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 Schwarz, designated Senator Bullard as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Schwarz, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

Senate Bill No. 2, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51c.

Senate Bill No. 3, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51d.

Senate Bill No. 4, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51e.

Senate Bill No. 5, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51f.
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:

Senate Bill No. 1, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 1995 PA 194.

Substitute (S-1).

The following is the amendment to the substitute recommended by the Committee of the Whole:

1. Amend page 2, line 2, after "51F" by striking out the balance of the line through "(3)," on line 3.

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.

Resolutions

Senators Gast, Schwarz, Steil, North and McManus offered the following resolution:

Senate Resolution No. 6.

A resolution to memorialize the President and the Congress of the United States to prohibit any agency of the federal government from recouping any of the tobacco settlement funds due the states.

Whereas, Following an effort that involved considerable expense, time, and risk, the states have reached a settlement with tobacco companies in response to litigation initiated to recover damages to the states related to the public's health. This lawsuit was based on state claims for costs they incurred related to tobacco and on long-term concerns for public health and the vulnerability of children. State laws on consumer protection, health, and other areas provided the foundation for the legal actions; and

Whereas, Throughout the process of litigation, the states bore the burdens of bringing the case, without the assistance of the federal government. The terms of the settlement provided for the states' responsibilities in directing certain amounts to specific programs to remedy problems caused by tobacco products; and

Whereas, In the time since the settlement was first announced and finalized, some units of the federal government have been making claims on portions of the tobacco settlement funds. The administration's claims are apparently based on efforts to recoup money channeled through the states for the federal component of overall Medicaid costs; and

Whereas, The federal government's efforts to claim portions of the states' tobacco settlement are inappropriate. The states, acting together and on the basis of damages to the states—not the federal government—earned this settlement. There are measures before the Congress that would prohibit federal agencies from trying to recoup funds as a result of this agreement; now, therefore, be it

Resolved by the Senate, That we memorialize the President and the Congress of the United States to prohibit any agency of the federal government from recouping any of the tobacco settlement funds due the states; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations, Senator Rogers moved that the rule be suspended.

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

The resolution was adopted.

Introduction and Referral of Bills

Senator Jaye introduced

Senate Joint Resolution D, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 2 of article VIII, to allow direct or indirect state financial aid to nonpublic schools.

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

Senators Jaye and McCotter introduced

Senate Joint Resolution E, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 2 of article I, section 29 of article V, section 2 of article VIII, and section 5 of article XI and adding sections 25 and 26 to article I, to prohibit discrimination based on sex or ethnicity and to prohibit the state, a political subdivision of the state, an institution of higher education funded wholly or partially by the state, or an employer receiving a state grant, tax abatement, or tax subsidy from using religion, race, sex, color, ethnicity, or national origin as a criterion for either discriminating against, or granting preferential treatment to, an individual or group in employment, public education, or public contracting.

The joint resolution was read a first and second time by title and referred to the Committee on Government Operations.

Senator Byrum introduced

Senate Bill No. 184, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," (MCL 484.2101 to 484.2604) by adding section 507.

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

Senator Byrum introduced

Senate Bill No. 185, entitled

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

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

Senator Jaye introduced

Senate Bill No. 186, entitled

A bill to repeal local acts prohibiting or restricting Sunday hunting.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senator Jaye introduced

Senate Bill No. 187, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 48735 (MCL 324.48735), as added by 1995 PA 57.

The bill was read a first and second time by title and referred to the Committee on Hunting, Fishing and Forestry.

Senator Jaye introduced

Senate Bill No. 188, entitled

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

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

Senator Jaye introduced

Senate Bill No. 189, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 55a, 57e, and 57f (MCL 400.55a, 400.57e, and 400.57f), section 55a as amended by 1980 PA 251 and sections 57e and 57f as added by 1995 PA 223.

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

Senator Jaye introduced

Senate Bill No. 190, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 33 (MCL 791.233), as amended by 1998 PA 320.

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

Senators Jaye and Goschka introduced

Senate Bill No. 191, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7gg.

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

Senators Jaye and Goschka introduced

Senate Bill No. 192, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86; and to repeal acts and parts of acts.

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

Senators Jaye, Steil and Goschka introduced

Senate Bill No. 193, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1 (MCL 205.51), as amended by 1998 PA 451.

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

Senators Jaye and Steil introduced

Senate Bill No. 194, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," (MCL 38.1 to 38.69) by adding section 18a.

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

Senators Jaye and Steil introduced

Senate Bill No. 195, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 39 (MCL 211.39). The bill was read a first and second time by title and referred to the Committee on Finance.

Senator Jaye introduced

Senate Bill No. 196, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding chapter 10A. The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senators Bullard, Steil, Goschka, Stille, Hammerstrom and Sikkema introduced

Senate Bill No. 197, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 40.

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

Senators Bennett, Steil, Miller, McCotter, Dingell, Dunaskiss, Goschka and Jaye introduced

Senate Bill No. 198, entitled

A bill to prohibit governmental entities from requiring individuals to reside within certain geographic areas or specified distances or travel times from their place of employment as a condition of employment or promotion.

The bill was read a first and second time by title and referred to the Committee on Local, Urban and State Affairs.

Senators Hammerstrom, Bullard, Sikkema, Emerson and Shugars introduced

Senate Bill No. 199, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 758, 759, and 759b (MCL 168.758, 168.759, and 168.759b), section 758 as amended by 1996 PA 207 and section 759 as amended by 1995 PA 261.

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

Senators Hammerstrom, Bullard, Sikkema, Stille and Shugars introduced

Senate Bill No. 200, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 641a.

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

Senators Hammerstrom, Bullard and Sikkema introduced

Senate Bill No. 201, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 803 (MCL 168.803), as amended by 1997 PA 137.

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

Senator Gougeon introduced

Senate Bill No. 202, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 268.

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

Senator Gougeon introduced

Senate Bill No. 203, entitled

A bill to amend 1974 PA 154, entitled "Michigan occupational safety and health act," by amending sections 33, 35, 35a, and 36 (MCL 408.1033, 408.1035, 408.1035a, and 408.1036), section 33 as amended by 1996 PA 87 and sections 35 and 36 as amended and section 35a as added by 1991 PA 105.

The bill was read a first and second time by title and referred to the Committee on Human Resources, Labor, Senior Citizens and Veterans Affairs.

Senator Gougeon introduced
Senate Bill No. 204, entitled

A bill to amend 1996 PA 195, entitled "Police officer's and fire fighter's survivor tuition act," by amending the title and sections 1, 2, and 3 (MCL 390.1241, 390.1242, and 390.1243).

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

Senators Gougeon and McManus introduced
Senate Bill No. 205, entitled

A bill to amend 1981 PA 93, entitled "Michigan right to farm act," by amending section 4 (MCL 286.474), as amended by 1995 PA 94.

The bill was read a first and second time by title and referred to the Committee on Farming, Agribusiness and Food Systems.

Senators Stille, Hammerstrom, Dunaskiss, Goschka, Gougeon, Steil, Bullard, Shugars, Jaye, Hoffman, Sikkema, McManus and North introduced

Senate Bill No. 206, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1311a.

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

Senators Steil, Stille, Schuette, McManus and Jaye introduced

Senate Bill No. 207, entitled

A bill to repeal 1965 PA 166, entitled "An act to require prevailing wages and fringe benefits on state projects; to establish the requirements and responsibilities of contracting agents and bidders; and to prescribe penalties," (MCL 408.551 to 408.558).

The bill was read a first and second time by title and referred to the Committee on Human Resources, Labor, Senior Citizens and Veterans Affairs.

Senators Steil, Hammerstrom and Emerson introduced

Senate Bill No. 208, entitled

A bill to establish an educational loan program for eligible resident students enrolled in certain teacher education programs; to prescribe conditions for repayment and forgiveness of the loans; to establish a future teachers program fund and to provide for its administration; and to prescribe certain powers and duties of certain state officers, agencies, and departments.

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

Senators Steil, Hammerstrom and Emerson introduced

Senate Bill No. 209, entitled

A bill to make appropriations to the future teachers program fund.

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

Senators Steil, Stille, Hammerstrom and Schuette introduced

Senate Bill No. 210, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 502 and 504 (MCL 380.502 and 380.504), section 502 as amended by 1995 PA 289 and section 504 as amended by 1994 PA 416.

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

Senators Steil and Schuette introduced

Senate Bill No. 211, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1310.

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

Senators Steil, Dunaskiss and Bullard introduced

Senate Bill No. 212, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1279g; 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 Education.

Senators Steil, Hammerstrom and Schuette introduced

Senate Bill No. 213, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending section 3 (MCL 207.803).

The bill was read a first and second time by title and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

Senators Steil, Dunaskiss, Bullard and Schuette introduced

Senate Bill No. 214, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86; and to repeal acts and parts of acts.

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

Senators Steil and Hammerstrom introduced

Senate Bill No. 215, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding sections 310f and 330.

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

Pursuant to rule 1.101, in the absence of the Presiding Officers, the Secretary of the Senate assumed the Chair.

Senator Jaye introduced

Senate Bill No. 216, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1772) by amending the title, as amended by 1997 PA 142, and by adding section 21.

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

Senators Hart and Rogers introduced

Senate Bill No. 217, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as added by 1998 PA 317.

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

Senators Hoffman, North, Young, V. Smith, Schuette and Bennett introduced

Senate Bill No. 218, entitled

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

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

Senators Hoffman, Gougeon, Goschka, North, Bennett, Shugars, Bullard, Rogers and Jaye introduced

Senate Bill No. 219, entitled

A bill to amend 1964 PA 208, entitled "An act to grant scholarships to students enrolled in postsecondary education institutions; and to provide for the administration of the scholarship program," by amending section 4 (MCL 390.974), as amended by 1986 PA 270, and by adding section 4a.

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

Senators Rogers, Hoffman, North, Steil, Gougeon, Jaye, Shugars, Bullard, Goschka and Bennett introduced

Senate Bill No. 220, entitled

A bill to amend 1966 PA 313, entitled "An act to award tuition grants to resident students enrolled in independent nonprofit institutions of higher learning; and to make an appropriation therefor," by amending section 3 (MCL 390.993), as amended by 1980 PA 503, and by adding section 3a.

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

Senators Rogers, Hoffman, North, Steil, Gougeon, Jaye, Shugars, Bullard, Goschka and Bennett introduced
Senate Bill No. 221, entitled

A bill to amend 1978 PA 105, entitled "An act to provide grants to students enrolled in independent nonprofit institutions of higher learning; and to provide for the promulgation of rules," by amending section 4 (MCL 390.1274) and by adding section 4a.

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

Senators Hoffman, Gougeon, Goschka, North, Bennett, Shugars, Bullard, Rogers and Jaye introduced
Senate Bill No. 222, entitled

A bill to amend 1976 PA 228, entitled "The legislative merit award program act," by amending section 4 (MCL 390.1304), as amended by 1980 PA 386, and by adding section 4a.

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

Senators Rogers, Hoffman, North, Steil, Gougeon, Jaye, Shugars, Bullard, Goschka and Bennett introduced
Senate Bill No. 223, entitled

A bill to amend 1986 PA 303, entitled "An act to establish a Michigan work-study program for qualified resident students attending eligible graduate and professional graduate schools and employed by qualified employers; to prescribe the powers and duties of certain state agencies; and to provide for an appropriation," by amending section 4 (MCL 390.1324) and by adding section 4a.

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

Senators Bennett, Hoffman, Gougeon, Goschka, North, Shugars, Bullard, Rogers and Jaye introduced
Senate Bill No. 224, entitled

A bill to amend 1986 PA 288, entitled "An act to establish a Michigan work-study program for qualified resident students attending eligible postsecondary schools and employed by qualified employers; and to prescribe the powers and duties of certain state agencies," by amending section 4 (MCL 390.1374), as amended by 1990 PA 47, and by adding section 4a.

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

Senators Bennett, Hoffman, Gougeon, Goschka, Shugars, Bullard, Rogers and Jaye introduced
Senate Bill No. 225, entitled

A bill to amend 1986 PA 273, entitled "An act to establish a Michigan educational opportunity grant program for resident qualified students enrolled in eligible public postsecondary schools; and to prescribe the powers and duties of certain state agencies," by amending section 4 (MCL 390.1404) and by adding section 4a.

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

Senators Gougeon, Hoffman, Goschka, North, Bennett, Shugars, Bullard, Rogers and Jaye introduced
Senate Bill No. 226, entitled

A bill to amend 1986 PA 102, entitled "An act to establish a grant program for certain part-time, independent students in this state; and to prescribe the powers and duties of certain state agencies and institutions of higher education," by amending section 3 (MCL 390.1283) and by adding section 3a.

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

Senators Bennett, Hoffman, Gougeon, Goschka, North, Shugars, Bullard, Rogers and Jaye introduced
Senate Bill No. 227, entitled

A bill to amend 1976 PA 174, entitled "An act to provide free tuition for state resident North American Indians in Michigan public community colleges, public universities, and certain federal tribally controlled community colleges; and to prescribe certain powers and duties of certain state departments, commissions, and agencies," by amending section 1 (MCL 390.1251), as amended by 1993 PA 106, and by adding section 1a.

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

Senators Gougeon, Hoffman, Goschka, North, Bennett, Shugars, Bullard, Rogers and Jaye introduced
Senate Bill No. 228, entitled

A bill to amend 1975 PA 222, entitled "Higher education loan authority act," by amending sections 4a and 12 (MCL 390.1154a and 390.1162), section 4a as added by 1989 PA 96 and section 12 as amended by 1987 PA 206.

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

Senators Hoffman, Gougeon, Goschka, North, Bennett, Shugars, Bullard, Rogers and Jaye introduced
Senate Bill No. 229, entitled

A bill to amend chapter IX of 1927 PA 175, entitled "The code of criminal procedure," (MCL 769.1 to 769.35) by adding section 15.

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

Committee Reports

The Committee on Finance reported

Senate Bill No. 1, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 1995 PA 194.

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.

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Hammerstrom, Peters and Dingell

Nays: None

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

The Committee on Finance reported

Senate Bill No. 2, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51c.

With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Hammerstrom, Peters and Dingell

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 3, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51d.

With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Hammerstrom, Peters and Dingell

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 4, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51e.

With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Hammerstrom, Peters and Dingell

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 5, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 51f. With the recommendation that the bill pass.

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

Joanne Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Bullard, Hammerstrom, Peters and Dingell

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submits the following:

Meeting held on Wednesday, January 27, 1999, at 1:05 p.m., 8th Floor Conference Room, Farnum Building

Present: Senators Emmons(C), Bullard, Hammerstrom, Peters and Dingell

COMMITTEE ATTENDANCE REPORT

The Senate Fiscal Agency Board of Governors submits the following:

Meeting held on Wednesday, January 27, 1999, at 2:00 p.m., Room S-324, Capitol Building

Present: Senators Gast (C), Schwarz, DeGrow, A. Smith and Cherry

Scheduled Meetings

Education Committee - Thursday, February 4, at 1:00 p.m., 8th Floor Conference Room, Farnum Building (3-7350).

Judiciary Committee - Wednesday, February 3, at 1:00 p.m., Rooms 402 and 403, Capitol Building (3-6920).

Senator Rogers moved that the Senate adjourn.

The motion prevailed, the time being 11:25 a.m.

The Secretary of the Senate declared the Senate adjourned until Wednesday, February 3, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.