

**No. 17**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**93rd Legislature**  
**REGULAR SESSION OF 2006**

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Senate Chamber, Lansing, Wednesday, February 22, 2006.

10:00 a.m.

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

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

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

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

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

Senator Nancy Cassis of the 15th District offered the following invocation:

On this bright sunny morning, we look forward to springtime and to the coming vibrant month of March and, of course, the celebration of our Irish patron saint, Patrick. So in remembrance of my Irish heritage, I bring to you these blessings, and they are shared with all of you gathered today:

“May love and laughter light your days,  
And warm your heart and home.  
May good and faithful friends be yours,  
Wherever you may roam.  
May peace and plenty bless your world  
With joy that long endures.  
May all life’s passing seasons  
Bring the best to you and yours!”

May you have a world of wishes at your command.  
God and his angels close at hand.  
Friends and family, their love impart  
An Irish blessing in your heart.

May your neighbors respect you,  
Troubles neglect you,  
The angels protect you,  
And Heaven accept you.  
Amen.

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

### Motions and Communications

Senators Brater, Emerson and Sanborn entered the Senate Chamber.

Senator Schauer moved that Senators Clarke and Leland be temporarily excused from today’s session.  
The motion prevailed.

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

**Senate Bill No. 246**

**Senate Bill No. 318**

The motion prevailed.

Senator Hammerstrom moved that Senators McManus, Johnson, Brown and Garcia be temporarily excused from today’s session.

The motion prevailed.

Senator Brown entered the Senate Chamber.

The following communication was received:  
Office of the Auditor General

February 17, 2006

Enclosed is a copy of the following audit report:  
Performance audit of the Clean Michigan Initiative, Environmental Protection Programs, administered by the Department of Environmental Quality.

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

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 Tuesday, February 21:  
**House Bill Nos. 4278 5620**

The Secretary announced the enrollment printing and presentation to the Governor on Tuesday, February 21, for her approval the following bills:

**Enrolled Senate Bill No. 658 at 3:52 p.m.**

**Enrolled Senate Bill No. 751 at 3:54 p.m.**

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

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

**House Bill No. 5177**

**House Bill No. 5178**

The motion prevailed.

Senators Clarke and Johnson entered the Senate Chamber.

**Senate Bill No. 569, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 266 (MCL 206.266), as amended by 2001 PA 70.

(For text of amendment, see Senate Journal No. 16, p. 264.)

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 89**

**Yeas—33**

Allen	Clark-Coleman	Jacobs	Schauer
Barcia	Clarke	Jelinek	Scott
Basham	Cropsey	Johnson	Sikkema
Birkholz	George	Kuipers	Stamas
Bishop	Gilbert	Olshove	Switalski
Brater	Goschka	Patterson	Thomas
Brown	Hammerstrom	Prusi	Toy
Cassis	Hardiman	Sanborn	Van Woerkom
Cherry			

**Nays—1**

Emerson

**Excused—3**

Garcia                                      Leland                                      McManus

**Not Voting—0**

In The Chair: President

Senator Garcia entered the Senate Chamber.

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.

Senator McManus entered the Senate Chamber.

**Senate Bill No. 570, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 39c (MCL 208.39c), as amended by 2001 PA 69.

(For text of amendment, see Senate Journal No. 16, p. 264.)

The question being on concurring in the amendment made to the bill by the House,  
 The amendment was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 90**

**Yeas—36**

Allen	Clark-Coleman	Hardiman	Sanborn
Barcia	Clarke	Jacobs	Schauer
Basham	Cropsey	Jelinek	Scott
Birkholz	Emerson	Johnson	Sikkema
Bishop	Garcia	Kuipers	Stamas
Brater	George	McManus	Switalski
Brown	Gilbert	Olshove	Thomas
Cassis	Goschka	Patterson	Toy
Cherry	Hammerstrom	Prusi	Van Woerkom

**Nays—0**

**Excused—1**

Leland

**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.

**Recess**

Senator Hammerstrom moved that the Senate recess subject to the call of the Chair.  
 The motion prevailed, the time being 10:13 a.m.

10:34 a.m.

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

During the recess, Senator Leland entered the Senate Chamber.

**Third Reading of Bills**

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

**House Bill No. 5245**

**House Bill No. 5247**

**House Bill No. 5248**

**House Bill No. 5331**

**House Bill No. 5398**

The motion prevailed.

The following bill was read a third time:

**House Bill No. 5245, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1445 (MCL 600.1445).

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. 91**

**Yeas—37**

Allen	Clarke	Jacobs	Sanborn
Barcia	Cropsey	Jelinek	Schauer
Basham	Emerson	Johnson	Scott
Birkholz	Garcia	Kuipers	Sikkema
Bishop	George	Leland	Stamas
Brater	Gilbert	McManus	Switalski
Brown	Goschka	Olshove	Thomas
Cassis	Hammerstrom	Patterson	Toy
Cherry	Hardiman	Prusi	Van Woerkom
Clark-Coleman			

**Nays—0**

**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.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,".

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5247, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 23f of chapter X (MCL 710.23f), as amended by 1994 PA 373.

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. 92**

**Yeas—37**

Allen	Clarke	Jacobs	Sanborn
Barcia	Cropsey	Jelinek	Schauer
Basham	Emerson	Johnson	Scott
Birkholz	Garcia	Kuipers	Sikkema
Bishop	George	Leland	Stamas
Brater	Gilbert	McManus	Switalski
Brown	Goschka	Olshove	Thomas
Cassis	Hammerstrom	Patterson	Toy
Cherry	Hardiman	Prusi	Van Woerkom
Clark-Coleman			

**Nays—0**

**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.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties."

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5248, entitled**

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending section 1a (MCL 480.11a), as amended by 2005 PA 177.

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. 93**

**Yeas—37**

Allen	Clarke	Jacobs	Sanborn
Barcia	Cropsey	Jelinek	Schauer

Basham	Emerson	Johnson	Scott
Birkholz	Garcia	Kuipers	Sikkema
Bishop	George	Leland	Stamas
Brater	Gilbert	McManus	Switalski
Brown	Goschka	Olshove	Thomas
Cassis	Hammerstrom	Patterson	Toy
Cherry	Hardiman	Prusi	Van Woerkom
Clark-Coleman			

**Nays—0**

**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.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to promote safety upon highways open to the public by regulating the operation of certain vehicles; to provide consistent regulation of these areas by state agencies and local units of government; to establish the qualifications of persons necessary for the safe operation of such vehicles; to establish certain violations of shippers offering certain materials for transportation; to limit the hours of service of persons engaged in operating such vehicles; to require the keeping of records of such operations; to provide penalties for the violation of this act; to prescribe the powers and duties of certain state agencies; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5331, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1178 (MCL 380.1178), as amended by 2000 PA 9.

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. 94**

**Yeas—37**

Allen	Clarke	Jacobs	Sanborn
Barcia	Cropsey	Jelinek	Schauer
Basham	Emerson	Johnson	Scott
Birkholz	Garcia	Kuipers	Sikkema
Bishop	George	Leland	Stamas
Brater	Gilbert	McManus	Switalski
Brown	Goschka	Olshove	Thomas
Cassis	Hammerstrom	Patterson	Toy
Cherry	Hardiman	Prusi	Van Woerkom
Clark-Coleman			

**Nays—0**

**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.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5398, 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 5 (MCL 722.115), as amended by 2005 PA 133.

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. 95****Yeas—37**

Allen	Clarke	Jacobs	Sanborn
Barcia	Cropsey	Jelinek	Schauer
Basham	Emerson	Johnson	Scott
Birkholz	Garcia	Kuipers	Sikkema
Bishop	George	Leland	Stamas
Brater	Gilbert	McManus	Switalski
Brown	Goschka	Olshove	Thomas
Cassis	Hammerstrom	Patterson	Toy
Cherry	Hardiman	Prusi	Van Woerkom
Clark-Coleman			

**Nays—0****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.

By unanimous consent the Senate proceeded to the order of  
**General Orders**

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

The motion prevailed, and the President, Lieutenant Governor Cherry, designated Senator Kuipers as Chairperson.

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

**House Bill No. 4893, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16263 (MCL 333.16263), as amended by 2004 PA 97, and by adding section 16336 and part 179.

The bill was placed on the order of Third Reading of Bills.

**Resolutions**

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

**Senate Resolution No. 97**

The resolution consent calendar was adopted.

Senator Clark-Coleman offered the following resolution:

**Senate Resolution No. 97.**

A resolution honoring the life and legacy of former Wayne County Executive Edward H. McNamara.

Whereas, Edward H. McNamara served the public for 40 years—four terms as the chief of Wayne County and 16 years as mayor of Livonia, Michigan. His service and dedication to the great people of Michigan are immeasurable; and

Whereas, During his tenure as Wayne County executive, McNamara restored fiscal stability to Wayne County government by erasing a \$135 million deficit. His administration recorded 16 consecutive balanced budgets; and

Whereas, Ed McNamara transformed Wayne County-Detroit Metro Airport with a \$1.6 billion capital improvement project that resulted in the construction of two new runways and a new midfield terminal. Metro Airport is now one of the most modern and efficient airports in the world; and

Whereas, Ed McNamara laid the groundwork for Detroit's enormously successful hosting of Super Bowl XL. He was responsible for building both Ford Field and Comerica Park, which were the catalysts for the Motor City's resurgence; and

Whereas, The McNamara administration was marked by innovation and creativity. Under his leadership, Wayne County pioneered health care coverage for the working poor and the indigent and developed new approaches to criminal and juvenile justice; and

Whereas, Ed McNamara was an outdoorsman, and his administration resurrected Wayne County parks. Under his watch, formerly unkept parks were repaired, re-groomed, improved, and made ready for all county families to enjoy; and

Whereas, Ed McNamara inspired many of his employees to pursue careers in public service. His former employees include Michigan Governor Jennifer Granholm, Wayne County Sheriff Warren Evans, Detroit Medical Center Chief Executive Mike Duggan, U.S. Attorney Saul Green, State Senators Hansen Clarke and Irma Clark-Coleman, and Detroit Mayor Kwame Kilpatrick; and

Whereas, His greatest commitment and loyalty were to his family: his wife Lucille of 47 years, his five children, and five grandchildren; now, therefore, be it

Resolved by the Senate, That we offer this expression of our highest esteem to honor the memory of Edward H. McNamara for his 40 years of irreproachable, commendable public service; and be it further

Resolved, That a copy of this resolution be transmitted to the McNamara family as evidence of the admiration we will always hold for his memory.

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

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

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

The motion prevailed.

Senator Clark-Coleman's statement is as follows:

I would like to thank the Senator from the 17th District for pushing through this resolution. I would also like to simply announce that the McNamara family would request that any donations, rather than sending flowers or anything of that sort, be made to the American Heart Association or the Edward H. McNamara Scholarship Fund.

### **Introduction and Referral of Bills**

Senator Switalski introduced

#### **Senate Bill No. 1053, entitled**

A bill to amend 1986 PA 87, entitled "An act regarding warranties on new motor vehicles; to require certain repairs to new motor vehicles; to provide remedies for the failure to repair such vehicles; and to prescribe duties for certain state agencies," by amending section 1 (MCL 257.1401), as amended by 1998 PA 486.

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

Senator Switalski introduced

#### **Senate Bill No. 1054, entitled**

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending section 39 (MCL 257.1839).

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

Senator Switalski introduced

#### **Senate Bill No. 1055, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3135 (MCL 500.3135), as amended by 2002 PA 697.

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

Senator Cherry introduced

#### **Senate Bill No. 1056, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3801, 3805, 3807, 3809, 3811, 3815, 3817, 3819, 3823, 3827, 3830, 3835, 3839, 3841, and 3849 (MCL 500.3801, 500.3805, 500.3807, 500.3809, 500.3811, 500.3815, 500.3817, 500.3819, 500.3823, 500.3827, 500.3830, 500.3835, 500.3839, 500.3841, and 500.3849), sections 3801, 3807, 3809, 3811, 3815, and 3819 as amended and section 3830 as added by 2002 PA 304 and sections 3805, 3817, 3823, 3827, 3835, 3839, 3841, and 3849 as added by 1992 PA 84, and by adding section 3804; 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 Health Policy.

Senator Jelinek introduced

#### **Senate Bill No. 1057, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as amended by 1999 PA 273.

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

Senators Switalski and Basham introduced

#### **Senate Bill No. 1058, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 59 and 78n (MCL 211.59 and 211.78n), section 59 as amended by 2001 PA 97 and section 78n as added by 1999 PA 123.

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

Senator Brown introduced

**Senate Bill No. 1059, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 5301 and 5304 (MCL 324.5301 and 324.5304), section 5301 as amended by 2005 PA 255 and section 5304 as amended by 2002 PA 397; 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 Agriculture, Forestry and Tourism.

Senator Jelinek introduced

**Senate Bill No. 1060, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 8801, 8802, 8803, 8807, 19608, and 19616 (MCL 324.8801, 324.8802, 324.8803, 324.8807, 324.19608, and 324.19616), sections 8801, 8802, 8803, and 8807 as added by 1998 PA 287, section 19608 as amended by 2003 PA 252, and section 19616 as added by 1998 PA 288; 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 Agriculture, Forestry and Tourism.

**House Bill No. 4278, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1164. 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 Education.

**House Bill No. 5620, entitled**

A bill to amend 1988 PA 234, entitled “Michigan Vietnam veterans memorial act,” by amending section 5a (MCL 35.1055a), as added by 2000 PA 470.

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 Senior Citizens and Veterans Affairs.

### Statements

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

The motion prevailed.

Senator Scott’s statement is as follows:

I have a story from Detroit. It says, “Currently my auto insurance costs more than my car note. If possible, I would like someone to answer this question. If I have a car wreck in Detroit, or if the wreck happens in Bloomfield Hills, the value of the car doesn’t change, therefore, why is there a difference in rates, urban versus suburban? I have never stolen a car or committed insurance fraud. Why do I have to pay for something I don’t partake in?”

You know, this is a big picture. You know, the other day we lost an eight-year-old. Yesterday we lost a 12-year-old who was an all-A student in Detroit in a drive-by shooting. Then we have a bill that says shoot first. Then I didn’t see on the news, though, when the Million Mom March was up here yesterday, even though there was a lot of media coverage. At least, I didn’t see it, but I saw all day the media was covering the zoo. Isn’t life important to anyone?

We’re losing our children. We care about our children too, but when you take the resources away from these cities, people don’t have a life that affords them the opportunity to live a good quality. So I would hope that we here in this Senate would stop fighting what’s going on in Detroit. Those people were elected; give them an opportunity to serve like all other city council members are serving. Let’s stop the fighting. Let’s start working together. That’s what it’s all about. That’s why we have different insurances in the city of Detroit than what we have in the rest of the state. That’s why we pay the highest rates, but I don’t see anyone coming to the aid of that, but yet, it’s about the zoo. Yes, that’s a good cultural place to have, but our children are important too. I don’t see a group of people screaming about our children.

Well, I think it’s time. I think it’s time for us to come together if we truly care about people and stop the fighting and the name-calling. Our council members are not animals; they are human beings like we are here. Allow them the opportunity to manage that city. We took away the rights of the school board when we had a surplus and it ended up after five years in a deficit. Let local government do their job. We’re to assist them in doing so. I hope that we will soon do something about the insurance—the high insurance rates—because all of that is a part of it. In the inner cities, we pay more than anyone else in the state for all of our services. It’s time for us to be treated the same.

Today we have Black History Month here. I invite all of you to come.

### Committee Reports

The Committee on Judiciary reported

**House Bill No. 4642, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms 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 12 (MCL 28.432), as amended by 2004 PA 99.

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.

Alan L. Cropsey  
Chairperson

To Report Out:

Yeas: Senators Cropsey, Bishop, Sanborn, Patterson, Schauer and Emerson

Nays: Senator Brater

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

#### COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, February 21, 2006, at 12:00 noon, Room 210, Farnum Building

Present: Senators Cropsey (C), Bishop, Sanborn, Patterson, Schauer, Emerson and Brater

#### COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Public hearing held on Monday, February 20, 2006, at 10:30 a.m., Kalamazoo RESA, 1819 East Milham Road, Kalamazoo

Present: Senators Kuipers (C), Cassis and Van Woerkom

Excused: Senators Clark-Coleman and Leland

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Department of Environmental Quality submitted the following:

Meeting held on Tuesday, February 21, 2006, at 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators McManus (C), Goschka and Barcia

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Department of Community Health submitted the following:

Meeting held on Tuesday, February 21, 2006, at 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Stamas (C), George, Garcia, Cherry and Clarke

Excused: Senator Johnson

#### COMMITTEE ATTENDANCE REPORT

The Committee on Commerce and Labor submitted the following:

Meeting held on Tuesday, February 21, 2006, at 3:00 p.m., Room 100, Farnum Building

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

**COMMITTEE ATTENDANCE REPORT**

The Committee on Natural Resources and Environmental Affairs submitted the following:  
Meeting held on Tuesday, February 21, 2006, at 3:00 p.m., Room 110, Farnum Building  
Present: Senators Birkholz (C), Patterson, Van Woerkom, Brater and Basham

**COMMITTEE ATTENDANCE REPORT**

The Subcommittee on Judiciary and Corrections submitted the following:  
Meeting held on Tuesday, February 21, 2006, at 3:00 p.m., Rooms 402 and 403, Capitol Building  
Present: Senators Cropsey (C), Brown, Garcia, Switalski and Prusi

**Scheduled Meetings**

**21st Century Jobs Funds Joint Select Oversight Committee (SCR 38)** - Thursday, February 23, 8:30 a.m., Room 519, South Tower, House Office Building (373-2420)

**Agriculture, Forestry and Tourism** - Thursday, February 23, 8:30 a.m., Room 110, Farnum Building (373-1635)

**Appropriations -****Subcommittees -**

**Capital Outlay** - Thursday, February 23, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Community Health Department** - Tuesdays, February 28 and March 14, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-7946)

**Environmental Quality Department** - Tuesdays, February 28, March 7 and March 14, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Higher Education** - Fridays, February 24, 10:00 a.m., Western Michigan University, Dorothy Upjohn Dalton Fine Arts Center, Room 1006, 1903 W. Michigan, Kalamazoo; March 3, Kettering University, Campus Center, Room A, 1700 W. Third Avenue, Flint; and Monday, March 13, Saginaw Valley State University, Curtiss Hall, Emeriti Room, University Drive, University Center (373-1760)

**Judiciary and Corrections** - Tuesdays, February 28, March 7 and March 14, 3:00 p.m., Room 402, Capitol Building (373-3760)

**K-12, School Aid, Education** - Thursdays, February 23, March 2 and March 9, 12:30 p.m., Rooms 402 and 403, Capitol Building (373-0897)

**Natural Resources Department** - Wednesdays, March 1, March 8 and March 15, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Transportation Department** - Tuesdays, April 18, April 25, May 2, May 9, May 16 and May 23, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Education** - Monday, February 27, 5:30 p.m., Brownstown Middle School, 20135 Inkster Road, Brownstown (373-6920)

**Families and Human Services** - Tuesday, February 28, 3:00 p.m., Room 210, Farnum Building (373-1801)

**Finance** - Thursday, February 23, 8:45 a.m., Room 100, Farnum Building (373-1758)

**Legislative Retirement Board of Trustees** - Wednesday, March 1, 3:00 p.m., Room H-252, Capitol Building (373-0575)

**Local, Urban and State Affairs** - Thursday, February 23, 12:00 noon, Room 110, Farnum Building (373-1707)

**Michigan Law Revision Commission** - Monday, February 27, 1:00 p.m., Legislative Council Administrator's Conference Room, 4th Floor, Boji Tower (373-0212)

Senator Hammerstrom moved that the Senate adjourn.  
The motion prevailed, the time being 11:07 a.m.

The President, Lieutenant Governor Cherry, declared the Senate adjourned until Thursday, February 23, 2006, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate