

**No. 57**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**96th Legislature**  
**REGULAR SESSION OF 2011**

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Senate Chamber, Lansing, Wednesday, June 22, 2011.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Brian N. Calley.

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

Anderson—present  
Bieda—present  
Booher—present  
Brandenburg—present  
Casperson—present  
Caswell—present  
Colbeck—present  
Emmons—present  
Gleason—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

Rabbi Companez of Temple Beth El of Flint offered the following invocation:

As you continue your important work as Michigan State Senators, endeavoring to make our state a more just, prosperous, and virtuous place, may you resolve to work together in unity and harmony in order to improve this great state of Michigan that we all call home. May you continue to labor to ensure that Michigan will yet come to realize the potential with which it is surely blessed.

The world may smile at our dreams. No matter—we still believe. We believe in tomorrow. We believe that we have the power to make tomorrow different from today. We believe that poverty need not be permanent, that alienation need not be forever, and that people need not be perpetually at war.

We believe in humanity, despite all that we know about ourselves. We believe that there can yet be a time of justice and a time of virtue and a time of fellowship and a time of sharing and a time of tranquility for all who live on earth. We believe in tomorrow, for God has guided us in how to live today.

As you work to ensure that our great state of Michigan will be a place of justice, allow me to offer you a blessing in Hebrew that we say before performing an act of justice:

*“Baruch ata Adonai Eloheinu melech ha’olam asher kid’shanu b’mitzovtav v’tzivanu lirdof tzedek.”*

“We praise You, Eternal God, Sovereign of the universe, who calls us to holiness through the commandments, commanding us to pursue justice.”

Aware of the great gift of life which is granted to each of us, let us use it for blessing as we seek to ensure that all God’s creatures are treated with respect and dignity. Together, let us work to protect and cherish the awesome gift of life that God has given.

May God grant strength to all of us. May God bless us all with peace, and if you’d like to, please join me in saying amen.

The President, Lieutenant Governor Calley, 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, Johnson and Young be temporarily excused from today’s session. The motion prevailed.

Senator Meekhof moved that rule 2.106 be suspended to allow committees to meet during Senate session. The motion prevailed, a majority of the members serving voting therefor.

Senator Meekhof moved that rule 3.902 be suspended to allow the guests of the Secretary of the Senate admittance to the Senate floor.

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

### Recess

Senator Meekhof moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 10:12 a.m.

11:34 a.m.

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

During the recess, Senator Young entered the Senate Chamber.

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. 4309**

**House Bill No. 4310**

**House Bill No. 4311**

**House Bill No. 4312**

**House Bill No. 4534**  
**Senate Bill No. 485**  
**Senate Bill No. 486**  
**Senate Bill No. 487**  
**Senate Bill No. 488**  
**Senate Bill No. 489**  
**Senate Bill No. 490**  
**Senate Bill No. 491**  
**Senate Bill No. 492**  
**Senate Bill No. 493**  
**Senate Bill No. 494**  
**Senate Bill No. 495**  
**Senate Bill No. 496**

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

The Secretary announced that the following House bill was received in the Senate and filed on Tuesday, June 21:

**House Bill No. 4703**

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

**Enrolled Senate Bill No. 226 at 3:39 p.m.**

**Enrolled Senate Bill No. 228 at 3:41 p.m.**

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 pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

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

**Senate Bill No. 493, entitled**

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act," by amending section 15 (MCL 423.215), as amended by 2011 PA 25.

**Senate Bill No. 496, entitled**

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending sections 1a, 2d, and 5 (MCL 480.11a, 480.12d, and 480.15), section 1a as amended by 2006 PA 50, section 2d as amended by 2005 PA 177, and section 5 as amended by 2006 PA 595; and to repeal acts and parts of acts.

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. 8, entitled**

A bill to provide for certain municipal joint endeavors; to provide standards for those municipal joint endeavors; to provide powers and duties of a municipal joint endeavor; to authorize the levy of a property tax by a municipal joint endeavor; and to provide for the powers and duties of certain government officials.

Substitute (S-5).

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

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

**Senate Bill No. 9, entitled**

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare

and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act,” (MCL 423.201 to 423.217) by adding section 1a.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 485, entitled**

A bill to amend 1909 PA 279, entitled “The home rule city act,” by amending section 5 (MCL 117.5), as amended by 2002 PA 201.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 486, entitled**

A bill to amend 1851 PA 156, entitled “An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act,” (MCL 46.1 to 46.32) by adding section 11d.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 487, entitled**

A bill to amend 1966 PA 293, entitled “An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies,” (MCL 45.501 to 45.521) by adding section 15b.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 488, entitled**

A bill to amend 1973 PA 139, entitled “An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies,” (MCL 45.551 to 45.573) by adding section 6b.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 489, entitled**

A bill to amend 1947 PA 359, entitled “The charter township act,” (MCL 42.1 to 42.34) by adding section 1b.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 490, entitled**

A bill to amend 1846 RS 16, entitled "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," (MCL 41.1a to 41.110c) by adding section 3a.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 491, entitled**

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending section 26 (MCL 78.26), as amended by 1995 PA 211.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 492, entitled**

A bill to amend 1895 PA 3, entitled "The general law village act," (MCL 61.1 to 74.25) by adding section 1d to chapter I.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 494, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1 and 2 (MCL 28.291 and 28.292), section 1 as amended by 2008 PA 31 and section 2 as amended by 2008 PA 40.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**Senate Bill No. 495, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 57, 208b, 217a, 232, 301, 303, 306, 307, 307a, 312e, 312f, 312h, 314, 319b, 319d, 319f, 319g, 320a, 602b, 605, 732, 801, 801g, 802, 803b, 803r, 804, 806, 809, 811e, 811h, and 907 (MCL 257.57, 257.208b, 257.217a, 257.232, 257.301, 257.303, 257.306, 257.307, 257.307a, 257.312e, 257.312f, 257.312h, 257.314, 257.319b, 257.319d, 257.319f, 257.319g, 257.320a, 257.602b, 257.605, 257.732, 257.801, 257.801g, 257.802, 257.803b, 257.803r, 257.804, 257.806, 257.809, 257.811e, 257.811h, and 257.907), sections 57 and 301 as amended by 1988 PA 346, sections 208b, 217a, 232, 801, 802, 803b, 803r, 804, 806, 809, 811e, and 811h as amended by 2009 PA 99, section 303 as amended by 2010 PA 155, sections 306, 307a, 312e, 312f, 319f, and 319g as amended by 2006 PA 298, section 307 as amended by 2008 PA 36, section 312h as amended by 2003 PA 152, section 314 as amended by 2008 PA 7, section 319b as amended by 2008 PA 463, section 319d as amended by 1996 PA 404, section 320a as amended by 2010 PA 58, section 602b as added by 2010 PA 60, section 605 as amended by 2000 PA 97, sections 732 and 907 as amended by 2010 PA 59, and section 801g as amended by 1992 PA 29, and by adding section 36b.

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.

During the Committee of the Whole, Senators Hunter and Johnson entered the Senate Chamber.

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

**Senate Bill No. 214, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803i (MCL 257.803i), as amended by 1998 PA 68.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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.

**Senate Bill No. 383, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending sections 455, 457, and 459 (MCL 208.1455, 208.1457, and 208.1459), section 455 as amended by 2010 PA 312, section 457 as added by 2008 PA 86, and section 459 as added by 2008 PA 74.

Substitute (H-3).

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. 323**

**Yeas—35**

Anderson	Gregory	Jones	Proos
Bieda	Hansen	Kahn	Richardville
Booher	Hildenbrand	Kowall	Rocca
Brandenburg	Hood	Marleau	Schuitmaker
Casperson	Hopgood	Meekhof	Smith
Caswell	Hune	Moolenaar	Walker
Emmons	Hunter	Nofs	Warren
Gleason	Jansen	Pappageorge	Whitmer
Green	Johnson	Pavlov	

**Nays—3**

Colbeck	Robertson	Young
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**Excused—0**

**Not Voting—0**

In The Chair: Schuitmaker

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 as amended.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

**Third Reading of Bills**

Senator Meekhof moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage:

**Senate Bill No. 8**  
**Senate Bill No. 9**  
**Senate Bill No. 485**  
**Senate Bill No. 486**  
**Senate Bill No. 487**  
**Senate Bill No. 488**  
**Senate Bill No. 489**  
**Senate Bill No. 490**  
**Senate Bill No. 491**  
**Senate Bill No. 492**  
**Senate Bill No. 493**  
**Senate Bill No. 494**  
**Senate Bill No. 495**  
**Senate Bill No. 496**

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

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

**Senate Bill No. 248**  
**House Bill No. 4533**  
**Senate Bill No. 396**  
**Senate Bill No. 322**  
**Senate Bill No. 323**  
**Senate Bill No. 374**  
**Senate Bill No. 201**  
**Senate Bill No. 400**  
**Senate Bill No. 446**  
**Senate Bill No. 8**  
**Senate Bill No. 9**  
**Senate Bill No. 485**  
**Senate Bill No. 486**  
**Senate Bill No. 487**  
**Senate Bill No. 488**  
**Senate Bill No. 489**  
**Senate Bill No. 490**  
**Senate Bill No. 491**  
**Senate Bill No. 492**  
**Senate Bill No. 493**  
**Senate Bill No. 494**  
**Senate Bill No. 495**  
**Senate Bill No. 496**

The motion prevailed.

**Recess**

Senator Meekhof moved that the Senate recess until 1:00 p.m.

The motion prevailed, the time being 11:55 a.m.

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

The following bill was read a third time:

**Senate Bill No. 248, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 503 and 2132 (MCL 324.503 and 324.2132), section 503 as amended by 2004 PA 587 and section 2132 as amended by 1998 PA 117.

The question being on the passage of the bill,  
Senator Warren offered the following substitute:  
Substitute (S-3).

The substitute was not adopted, a majority of the members serving not voting therefor.

Senator Casperson offered the following amendments:

- 1. Amend page 3, line 5, after "**560.293**," by inserting "**OR A PREDECESSOR ACT**".
- 2. Amend page 8, line 12, after "appraisal" by inserting "**OR OTHER METHOD OF VALUATION**".

The amendments were adopted, 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. 324**

**Yeas—24**

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

**Nays—14**

Anderson	Hood	Schuitmaker	Warren
Bieda	Hopgood	Smith	Whitmer
Gleason	Hunter	Walker	Young
Gregory	Johnson		

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 4533, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 310e (MCL 257.310e), as amended by 2010 PA 268.

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. 325**

**Yeas—38**

Anderson	Gregory	Kahn	Richardville
Bieda	Hansen	Kowall	Robertson



Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hood	Meekhof	Schuitmaker
Casperson	Hopgood	Moolenaar	Smith
Caswell	Hune	Nofs	Walker
Colbeck	Hunter	Pappageorge	Warren
Emmons	Jansen	Pavlov	Whitmer
Gleason	Johnson	Proos	Young
Green	Jones		

**Nays—0**

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

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 for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”

The Senate agreed to the full title.

The following bill was read a third time:

**Senate Bill No. 396, entitled**

A bill to amend 1857 PA 72, entitled “An act amendatory to the several acts in relation to the Wesleyan Seminary at Albion, and the Albion Female Collegiate Institute,” by amending section 2 (MCL 390.702) and by adding sections 1a, 7, 7a, 7b, and 7c; 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. 326**

**Yeas—38**

Anderson	Gregory	Kahn	Richardville
Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hood	Meekhof	Schuitmaker
Casperson	Hopgood	Moolenaar	Smith
Caswell	Hune	Nofs	Walker
Colbeck	Hunter	Pappageorge	Warren

Emmons  
Gleason  
Green

Jansen  
Johnson  
Jones

Pavlov  
Proos

Whitmer  
Young

**Nays—0**

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 322, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 44a (MCL 211.44a), as amended by 2008 PA 498.

The question being on the passage of the bill,

Senator Warren offered the following amendments:

1. Amend page 2, line 21, after “**TOTALS**” by striking out “**\$100.00 OR**”.
2. Amend page 2, line 22, after “**BILL**” by inserting “**THAN AN AMOUNT DETERMINED BY THE LOCAL TAX COLLECTING UNIT**”.
3. Amend page 2, line 24, after “**TOTAL**” by striking out “**\$100.00 OR**”.
4. Amend page 2, line 24, after “**MILLAGES**” by inserting “**THAN AN AMOUNT DETERMINED BY THE LOCAL TAX COLLECTING UNIT**”.
5. Amend page 2, line 26, after “**THAN**” by striking out “**\$100.00**” and inserting “**AN AMOUNT DETERMINED BY THE LOCAL TAX COLLECTING UNIT**”.
6. Amend page 4, line 2, after “taxes.” by inserting “**HOWEVER, IN THE FIRST YEAR AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED SUBSECTION (2), A MILLAGE THAT IS ACCELERATED AND COLLECTED EARLIER AS PROVIDED UNDER SUBSECTION (2) SHALL NOT ACCRUE ANY INTEREST, PENALTIES, OR FEES UNTIL INTEREST, PENALTIES, OR FEES WOULD OCCUR IF THE MILLAGE HAD BEEN LEVIED AS PART OF A WINTER TAX LEVY IN THAT TAX YEAR.**”.

The amendments were not adopted, a majority of the members serving not 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. 327**

**Yeas—35**

Anderson  
Bieda  
Booher  
Brandenburg  
Casperson  
Caswell  
Colbeck  
Emmons  
Gleason

Green  
Hansen  
Hildenbrand  
Hopgood  
Hune  
Hunter  
Jansen  
Johnson  
Jones

Kahn  
Kowall  
Marleau  
Meekhof  
Moolenaar  
Nofs  
Pappageorge  
Pavlov  
Proos

Richardville  
Robertson  
Rocca  
Schuitmaker  
Smith  
Walker  
Whitmer  
Young

**Nays—3**

Gregory

Hood

Warren

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 323, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 34d, 35, and 37 (MCL 211.34d, 211.35, and 211.37), section 34d as amended by 2007 PA 31, section 35 as amended by 2002 PA 620, and section 37 as amended by 2009 PA 49.

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. 328**

**Yeas—35**

Anderson	Green	Kahn	Richardville
Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hopgood	Meekhof	Schuitmaker
Casperson	Hune	Moolenaar	Smith
Caswell	Hunter	Nofs	Walker
Colbeck	Jansen	Pappageorge	Whitmer
Emmons	Johnson	Pavlov	Young
Gleason	Jones	Pros	

**Nays—3**

Gregory	Hood	Warren
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**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 374, entitled**

A bill to amend 1987 PA 230, entitled “Municipal health facilities corporations act,” by amending sections 209 and 258 (MCL 331.1209 and 331.1258), section 209 as amended by 1994 PA 398 and section 258 as amended by 1990 PA 273.

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. 329****Yeas—38**

Anderson	Gregory	Kahn	Richardville
Bieda	Hansen	Kowall	Robertson
Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Hood	Meekhof	Schuitmaker
Casperson	Hopgood	Moolenaar	Smith
Caswell	Hune	Nofs	Walker
Colbeck	Hunter	Pappageorge	Warren
Emmons	Jansen	Pavlov	Whitmer
Gleason	Johnson	Proos	Young
Green	Jones		

**Nays—0****Excused—0****Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Moolenaar's statement is as follows:

Today, I rise before you to encourage my Senate colleagues to support Senate Bill No. 374, which amends the Municipal Health Facilities Corporations Act. The intent of this legislation is to reduce the number of nominees that the hospital CEO has to submit to any municipality for a single opening on the hospital board of trustees of a public hospital.

Under current law, a hospital has to submit three nominees to fill a single vacancy on a board. This results in one being selected and two being rejected. Each time one is selected, two other good candidates are told no, and it makes them hesitant to put their names forward for future openings. The desire is to change the number from three to one.

I welcome my Senate colleagues' support on this important legislation.

The following bill was read a third time:

**Senate Bill No. 201, entitled**

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts," by amending sections 1, 2, and 2a (MCL 691.1401, 691.1402, and 691.1402a), section 1 as amended by 2001 PA 131 and section 2 as amended and section 2a as added by 1999 PA 205.

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. 330****Yeas—32**

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

**Nays—6**

Anderson	Johnson	Whitmer	Young
Hood	Warren		

**Excused—0****Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 400, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1255a.

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. 331****Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 446, entitled**

A bill to amend 2007 PA 106, entitled “Public employees health benefit act,” by amending sections 5 and 15 (MCL 124.75 and 124.85).

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. 332**

**Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 8, entitled**

A bill to provide for certain municipal joint endeavors; to provide standards for those municipal joint endeavors; to provide powers and duties of a municipal joint endeavor; to authorize the levy of a property tax by a municipal joint endeavor; and to provide for the powers and duties of certain government officials.

The question being on the passage of the bill,

Senator Young offered the following amendment:

1. Amend page 4, line 27, by striking out all of section 9.

The amendment was not adopted, a majority of the members serving not 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. 333****Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0****Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Young's statement is as follows:

I would like to begin with a quote. It is basically something that comes from the Declaration of Independence: "Our powers are derived from the consent of the governed." This legislation has clearly lost sight of that principle. I am offering an amendment today to strike provisions that would allow local units of government to waive local laws when entering into partnerships. We simply cannot allow the flagrant disregard of local ordinances and charters just to make it easier for a city manager to make a deal. In other words, anyone who would sacrifice liberty indefinitely for fiscal responsibility temporarily will live in anarchy permanently.

What could be a greater insult to the people? This Legislature is heading down a dangerous path, one that ignores the will of the people in order to ram through one party's agenda. This Legislature has passed legislation that gives unprecedented powers to an unelected official—some would say tyrannical power—in the form of an emergency manager. This Legislature has ignored the pleas of thousands of citizens and pushed forward a budget that makes devastating cuts to schools, vital services, and police and fire operations. This Legislature also ignored the people and passed a tax hike on vulnerable seniors so that businesses could get a tax break.

We cannot continue down this path and allow local charters to be ignored. If a charter needs to be changed, then let the local officials vote to change it. Let the people vote to change it. That is too much like right. Some would say that is too much like a democracy. Do not allow them to simply pick and choose when they will and will not follow the law.

For the future of our democracy, I ask my colleagues to join me in supporting my amendment and strike this unlawful provision.

Senator Jansen's statement is as follows:

Today, I ask my colleagues to vote "yes" on Senate Bill No. 8, the Municipal Partnership Act. It is my belief that this bill will help to accelerate local government service sharing and consolidations by offering local governments a number of advantages over current statutes, authorizing intergovernmental agreements for joint endeavors.

Senate Bill No. 8 provides flexibility. Those communities who wish to form an authority or other separate entity could do so, but Senate Bill No. 8 also allows local government cooperation without forming a separate entity. Senate Bill No. 8 does not dictate the terms of any contract for a joint endeavor, but suggests those topics to be addressed in that contract.

Senate Bill No. 8 supersedes impediments to intergovernmental cooperation found in some local charters and ordinances. Senate Bill No. 8 allows local governments to enter into contracts for joint endeavors without first collectively bargaining about whether they can do so or with whom they can do so.

I want the body to understand that Senate Bill No. 8 does not limit the obligations of local governments to collectively bargain with their current employees about the effects or impact of the contract for the joint endeavor. It reaffirms current law in this regard. It even permits, while not requiring, local governments to collectively bargain about the effects of the contract for the joint endeavor before that contract is finalized and would allow, but not require, that contract for a joint endeavor to address its effects on current local government employees. It also does not affect any rights under Public Act 312.

These provisions were developed as a result of the collaboration among municipal interests, the Fraternal Order of Police, the Michigan Professional Firefighters Association, and others. This innovation in governance will accelerate the transformation of local government collaboration and cooperation. It will help local governments address calls to improve their efficiency and service to their citizens. I ask and urge my fellow colleagues to support and vote for Senate Bill No. 8.

The following bill was read a third time:

**Senate Bill No. 9, entitled**

A bill to amend 1947 PA 336, entitled “An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act,” (MCL 423.201 to 423.217) by adding section 1a.

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. 334**

**Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.



The following bill was read a third time:

**Senate Bill No. 485, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 5 (MCL 117.5), as amended by 2002 PA 201.

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. 335**

**Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

**Protests**

Senators Young, Gleason and Anderson, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 485 and moved that the statements they made during the discussion of the bill be printed as their reasons for voting "no."

The motion prevailed.

Senator Young's statement is as follows:

Again, I would like to start with a quote: "Use power to help people. For we are given power not to advance our own purposes nor to make a great show in the world, nor a name. There is but one just use of power and it is to serve people."

This package of bills takes away municipalities' rights to include staffing minimums. Once again, this Legislature is usurping the authority of local municipalities and enabling state government to dictate personnel decisions that are made at the local level. For a party so often opposed to big government, this certainly seems to be the opposite. An amendment was adopted in committee that would allow staffing minimums as part of a collective bargaining agreement. This puts a certain amount of pressure on our police and firemen who so diligently serve their communities.

Also we must realize that when you have staffing minimums in the charter, that is not simply a municipal document. That is a document that prescribes the voices of the people. When we override that document for our own personal gain, we are destroying the very source of our authority because the people are ultimate in sovereignty, legitimate in power. When we violate that, we violate the same body that elected us, that put us where we are today. We are going down a very dangerous road.

In the words of a great man, governments that do not follow their own laws are despotism. Call it whatever you want. I feel it is very egregious for us to override staffing requirements for anything that has been voted on in our charter. So when our cities are facing so many cuts due to the reckless budget cuts already made by this Legislature, these staffing minimums represent essential personnel numbers to ensure the safety and security of our communities.

I would encourage everybody to vote against this legislation.

Senator Gleason's statement is as follows:

I think this is a far, far reach. My district is quite complex. I have a large urban center of Flint that has unusual responsibilities, and I live in and represent a small town of Flushing that has unique responsibilities as well. My little town had its own water treatment center, and that little town of 8,500 people has their own system. They have had that system for decades. They understand the best and most responsible way to handle that sewage and water treatment facility. They've done it for years. They've had fair negotiations with those who work in that facility.

To me, this legislation doesn't make much sense at all when we sit and say that we're not going to let local communities sit down with the local staff and determine how many people are going to be required to do a particular job. I think this is a very irresponsible piece of legislation, and I say that respectfully. These communities know how to do their work, but working in a sewage treatment facility on behalf of those who utilize that plant is serious business. It's a public safety issue. These water treatment facilities, whether it's in Fenton or in Flushing, are on major waterways. So they sit down and they discuss how many people it's going to take and how people working in the personnel department are going to have to maintain that facility for 24 hours a day.

This legislation is really a slight not only to local control and local decisions, but in many cases, this thing could lead to harmful oversight of long-ranging complications. This is a bad piece of legislation. We shouldn't be doing this. We have communities that have their own power plants. Their energy is provided to them. There are complications involving public safety. They've maintained and operated these power plants for years, and they can't come to an agreement about what minimum staffing is?

I know there are many in this room who say that we should get government out of our lives, and I think this is another chance where we could do that. But to say that we're going to supersede public safety and local control with just the signing of a piece of legislation, that's not much foresight. So I think we should vote against this bill, and let our local communities decide what they want to do, especially in regard to public safety.

Senator Anderson's statement is as follows:

Folks, if we stop for a moment and look around us, I am sure we will notice that in this chamber, there is a large percentage of the members sitting here who have served at the local government level. That is where we got our start, and we understood that Lansing can be a partner as well as working to make our state better and helping us at the local level.

Once again, this legislation is like several others that we have seen. We are saying by adopting this legislation, we won't let our local governments make decisions. Those people are elected just like we are.

I am extremely concerned at the direction this is going, and there is no way I will support this legislation because, again, we are taking actions that say, "Lansing knows better than you do at the local level. You can't make the right decision, and it is Lansing that can run your city and community better than you can." That is exactly what we are doing by adopting legislation like this.

By the way, if I could, recently the mayors were in town. I remember speaking to a mayor from one of the communities from another state, someone who is a mayor in a community represented by someone on the other side of the aisle. That mayor said, "You know, my Senator came from local government, but he came to Lansing and has forgotten every bit about what we are doing at the local level and what our needs are." He also said that it must be something in the water in Lansing. I swear, I believe that he must be onto something.

The following bill was read a third time:

**Senate Bill No. 486, entitled**

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," (MCL 46.1 to 46.32) by adding section 11d.

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. 336**

**Yeas—26**

Booher  
Brandenburg

Hansen  
Hildenbrand

Marleau  
Meekhof

Proos  
Richardville

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0****Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

**Protest**

Senator Gregory, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 486 and moved that the statement he made during the discussion of the bill be printed as his reasons for voting “no.”

The motion prevailed.

Senator Gregory’s statement is as follows:

I rise in opposition to this bill. Because this involves counties, I wonder if my colleagues understand the true ramifications of this bill.

This bill in itself would say that you cannot set any standards. And yet, I will speak for the county jails. Within the county jails, if you drop below a certain portion and inmates or deputies are harmed, then the county can be sued. If the county is sued, it won’t be the state issuing these safety standards. It will be the federal government who will come in and say that you must meet certain staffing standards. It has happened in other counties, and it will happen across the state if you don’t have some sort of standard where you say there must be so many officers watching these inmates. These inmates can be harmed by other inmates, or the deputies can be harmed.

You must have a minimum of staffing. If you don’t, eventually the federal government will step in. They will end up suing, and the federal government will come out with demands. What happens then to this building or to the officers who get harmed because of the recklessness of this bill?

There should be minimum staffing for county jails, and I will stand up and oppose this and ask my colleagues to oppose this bill also.

The following bill was read a third time:

**Senate Bill No. 487, entitled**

A bill to amend 1966 PA 293, entitled “An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies,” (MCL 45.501 to 45.521) by adding section 15b.

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. 337****Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0****Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 488, entitled**

A bill to amend 1973 PA 139, entitled "An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies," (MCL 45.551 to 45.573) by adding section 6b.

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. 338****Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0**

**Not Voting—0**

In The Chair: Hansen

The Senate agreed to the title of the bill.

**Recess**

Senator Meekhof moved that the Senate recess until 3:00 p.m.

The motion prevailed, the time being 1:59 p.m.

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

**Recess**

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

The motion prevailed, the time being 3:03 p.m.

3:25 p.m.

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

The following bill was read a third time:

**Senate Bill No. 489, entitled**

A bill to amend 1947 PA 359, entitled "The charter township act," (MCL 42.1 to 42.34) by adding section 1b.

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. 339**

**Yeas—26**

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

**Nays—10**

Anderson	Hood	Smith	Whitmer
Bieda	Hopgood	Warren	Young
Gleason	Hunter		

**Excused—0**

**Not Voting—2**

Gregory Johnson

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 490, entitled**

A bill to amend 1846 RS 16, entitled “Of the powers and duties of townships, the election and duties of township officers, and the division of townships,” (MCL 41.1a to 41.110c) by adding section 3a.

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. 340**

**Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0**

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 491, entitled**

A bill to amend 1909 PA 278, entitled “The home rule village act,” by amending section 26 (MCL 78.26), as amended by 1995 PA 211.

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. 341****Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0****Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

**Protest**

Senator Bieda, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 491 and moved that the statement he made during the discussion of the bill be printed as his reasons for voting “no.”

The motion prevailed.

Senator Bieda’s statement is as follows:

I rise today to speak against this package of bills. I believe they usurp local control and attempt to, once again, tell local governments that Lansing knows best. This Legislature should not be making these decisions for local units of government, but instead should trust them to decide what is best for their communities.

I find it surprising that some of my colleagues who make statements against federal government dictating how our state conducts business are now supporting legislation where the state tells smaller units of government how to conduct their business.

We need to keep state government out of local government. We need to let city hall make decisions that affect Main Street. Lansing should not further constrain local leaders from making the right choices for their constituencies and communities. If we truly support smaller government and local control, it should be easy to see that this package of bills goes a step too far.

I’m voting “no” because I believe local officials should decide local contracts and make local decisions without Lansing dictating all of the terms. If you share that belief, then I hope you will join me in voting “no.”

The following bill was read a third time:

**Senate Bill No. 492, entitled**

A bill to amend 1895 PA 3, entitled “The general law village act,” (MCL 61.1 to 74.25) by adding section 1d to chapter I.

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. 342****Yeas—26**

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

**Nays—12**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young

**Excused—0****Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 493, entitled**

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act," by amending section 15 (MCL 423.215), as amended by 2011 PA 25.

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. 343****Yeas—24**

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

**Nays—14**

Anderson	Green	Hunter	Warren
Bieda	Gregory	Johnson	Whitmer
Casperson	Hood	Smith	Young
Gleason	Hopgood		



**Excused—0**

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 494, entitled**

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending sections 1, 2, 3, 5, and 7 (MCL 28.291, 28.292, 28.293, 28.295, and 28.297), section 1 as amended by 2008 PA 31, section 2 as amended by 2008 PA 40, section 3 as amended by 1998 PA 2, section 5 as amended by 2004 PA 149, and section 7 as amended by 2009 PA 101.

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. 344**

**Yeas—27**

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

**Nays—11**

Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young
Gregory	Hunter	Warren	

**Excused—0**

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 495, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 57, 208b, 217a, 232, 301, 303, 306, 307, 307a, 312e, 312f, 312h, 314, 319b, 319d, 319f, 319g, 320a, 602b, 605, 732, 801, 801g, 802, 803b, 803r, 804, 806, 809, 811e, 811h, and 907 (MCL 257.57, 257.208b, 257.217a, 257.232, 257.301, 257.303, 257.306, 257.307, 257.307a, 257.312e, 257.312f, 257.312h, 257.314, 257.319b, 257.319d, 257.319f, 257.319g, 257.320a, 257.602b, 257.605, 257.732, 257.801, 257.801g, 257.802, 257.803b, 257.803r, 257.804, 257.806, 257.809, 257.811e, 257.811h, and

257.907), sections 57 and 301 as amended by 1988 PA 346, sections 208b, 217a, 232, 801, 802, 803b, 803r, 804, 806, 809, 811e, and 811h as amended by 2009 PA 99, section 303 as amended by 2010 PA 155, sections 306, 307a, 312e, 312f, 319f, and 319g as amended by 2006 PA 298, section 307 as amended by 2008 PA 36, section 312h as amended by 2003 PA 152, section 314 as amended by 2008 PA 7, section 319b as amended by 2008 PA 463, section 319d as amended by 1996 PA 404, section 320a as amended by 2010 PA 58, section 602b as added by 2010 PA 60, section 605 as amended by 2000 PA 97, sections 732 and 907 as amended by 2010 PA 59, and section 801g as amended by 1992 PA 29, and by adding section 36b.

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. 345**

**Yeas—24**

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

**Nays—14**

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

**Excused—0**

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Caswell's statement is as follows:

I would just like to bring to the chamber's attention, not that these bills are bad, but I believe as a body, we have to be much more aware of the federal government requiring us to do certain things, and if we don't, we are punished by losing money and so on. We have gone from 11 years ago in this state having our budget funded approximately 30 percent by the federal government to next year where 42 percent of our budget will be funded by the federal government. There are a lot of reasons for that, and we could argue about them all day. But I think we all need to be much more cognizant of maintaining our independence as a body and as a state when we are confronted with these types of things.

The following bill was read a third time:

**Senate Bill No. 496, entitled**

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending sections 1a, 2d, and 5 (MCL 480.11a, 480.12d, and 480.15), section 1a as amended by 2006 PA 50, section 2d as amended by 2005 PA 177, and section 5 as amended by 2006 PA 595; 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. 346****Yeas—25**

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

**Nays—13**

Anderson	Gregory	Hunter	Warren
Bieda	Hood	Johnson	Whitmer
Gleason	Hopgood	Smith	Young
Green			

**Excused—0****Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

By unanimous consent the Senate returned 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 pro tempore, Senator Schuitmaker, designated Senator Hansen as Chairperson.

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

**House Bill No. 4310, entitled**

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 13 (MCL 124.413).

**House Bill No. 4534, entitled**

A bill to amend 1984 PA 425, entitled "An act to permit the conditional transfer of property by contract between certain local units of government; to provide for permissive and mandatory provisions in the contract; to provide for certain conditions upon termination, expiration, or nonrenewal of the contract; and to prescribe penalties and provide remedies," by amending section 6 (MCL 124.26).

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. 4309, entitled**

A bill to amend 1988 PA 57, entitled "An act to provide for the incorporation by 2 or more municipalities of certain authorities for the purpose of providing emergency services to municipalities; to provide for the powers and duties of authorities and of certain state and local agencies and officers; to guarantee certain labor contracts and employment rights

in regard to the formation and reorganization of authorities; to provide for certain condemnation proceedings; to provide for fees; to provide for the levy of property taxes for certain purposes; and to prescribe penalties and provide remedies," by amending the title and section 10 (MCL 124.610), the title as amended by 2006 PA 652.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**House Bill No. 4311, entitled**

A bill to amend 1967 (Ex Sess) PA 8, entitled "An act to provide for intergovernmental transfers of functions and responsibilities," by amending section 4 (MCL 124.534).

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:  
**House Bill No. 4312, entitled**

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending section 5 (MCL 124.505), as amended by 1985 PA 10.

Substitute (S-2).

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.

### Resolutions

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

**Senate Resolution No. 64**

The resolution consent calendar was adopted.

Senator Hansen offered the following resolution:

**Senate Resolution No. 64.**

A resolution to declare August 2011 as Camping and Recreational Vehicle Month in the state of Michigan.

Whereas, For generations, Michigan has been welcoming campers to its woodlands, freshwater shoreline, and inland lakes and streams in two distinct peninsulas, nestled in the middle of the Great Lakes Region; and

Whereas, Michigan has more than 950 licensed private recreational vehicle parks and campgrounds, with more than 111,000 licensed camp sites, and more than 160 county- or government-operated campgrounds, with over 14,700 sites around the state from rustic to full-service; and

Whereas, Michigan is home to 98 state parks and recreation areas—as well as 133 state forest campgrounds—under the auspices of the Michigan Department of Natural Resources and 7 forests, parks, and lakeshores in Michigan under the jurisdiction of the U.S. Forest Service, collectively offering 15,000 sites on state and federal lands designated for camping; and

Whereas, Camping is a key contributor to the state's overall tourism industry of more than \$17 billion, offering a true Pure Michigan experience; and

Whereas, Camping also encourages visitors and locals alike to partake in activities such as boating, fishing, hunting, snowmobiling, paddling, pedaling, geocaching, nature watching, photography, and other outdoor activities, which also highlight Michigan's great outdoors; and

Whereas, Michigan boasts of two nonprofit organizations, the Association of RV Parks & Campgrounds of Michigan and the Michigan Association of Recreational Vehicles & Campgrounds, which equally promote and support private campground and RV parks throughout the state. They distribute hundreds of thousands of free camping directories at RV and outdoor shows, statewide chambers of commerce, libraries, lawmakers' offices, RV sales businesses, campgrounds, and the state of Michigan Travel Information Centers; now, therefore, be it

Resolved by the Senate, That the members of this legislative body declare August 2011 as Camping and Recreational Vehicle Month in the state of Michigan. We encourage all citizens to take advantage of our great state's array of sun, freshwater coastline, woodlands, soft breezes, and fresh air, where the temperate climate allows for great camping and outdoor recreation.

Senators Bieda, Booher, Brandenburg, Green, Hopgood, Jones, Kowall, Marleau, Meekhof, Proos and Rocca were named co-sponsors of the resolution.

The Secretary announced that the following House bill was received in the Senate and filed on Wednesday, June 22:  
**House Bill No. 4746**

By unanimous consent the Senate proceeded to the order of  
**Introduction and Referral of Bills**

Senator Hunter introduced  
**Senate Bill No. 513, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 3201 and 3240 (MCL 600.3201 and 600.3240), section 3201 as amended by 1981 PA 172 and section 3240 as amended by 2010 PA 303, and by adding section 3117.

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

Senators Smith and Hune introduced  
**Senate Bill No. 514, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3104, 3107, 3114, and 3115 (MCL 500.3104, 500.3107, 500.3114, and 500.3115), section 3104 as amended by 2002 PA 662, section 3107 as amended by 1991 PA 191, and section 3114 as amended by 2002 PA 38, and by adding chapter 32A.

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

Senators Smith and Hune introduced  
**Senate Bill No. 515, entitled**

A bill to authorize the state administrative board to convey certain parcels of state-owned property in Wayne county to the land bank fast track authority; to prescribe conditions for the conveyance; to provide for certain powers and duties of certain state departments and agencies in regard to the property; and to provide for disposition of revenue derived from the conveyance.

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

Senators Proos, Marleau, Hansen, Booher, Hune and Pavlov introduced  
**Senate Bill No. 516, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 627, 688, 722, and 801 (MCL 257.627, 257.688, 257.722, and 257.801), section 627 as amended by 2006 PA 85, section 688 as amended by 2006 PA 14, section 722 as amended by 2009 PA 146, and section 801 as amended by 2009 PA 99, and by adding section 30c.

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

Senators Hune, Jansen and Brandenburg introduced  
**Senate Bill No. 517, entitled**

A bill to amend 1993 PA 327, entitled "Tobacco products tax act," by amending sections 7 and 12 (MCL 205.427 and 205.432), section 7 as amended by 2008 PA 458 and section 12 as amended by 2004 PA 164.

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

**House Bill No. 4703, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 36 (MCL 791.236), as amended by 2008 PA 191.

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. 4746, entitled**

A bill to amend 2006 PA 110, entitled "Michigan zoning enabling act," by amending section 205 (MCL 125.3205). 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 Natural Resources, Environment and Great Lakes.

### Committee Reports

The Committee on Judiciary reported

**Senate Bill No. 377, entitled**

A bill to amend 2008 IL 1, entitled "Michigan medical marihuana act," by amending section 6 (MCL 333.26426).

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.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker and Rocca

Nays: None

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

The Committee on Judiciary reported

**Senate Bill No. 418, entitled**

A bill to amend 2008 IL 1, entitled "Michigan medical marihuana act," by amending section 7 (MCL 333.26427).

With the recommendation that the bill pass.

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

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

### COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, June 21, 2011, at 10:30 a.m., Room 110, Farnum Building

Present: Senators Jones (C), Schuitmaker, Rocca and Bieda

The Committee on Transportation reported

**Senate Bill No. 494, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1 and 2 (MCL 28.291 and 28.292), section 1 as amended by 2008 PA 31 and section 2 as amended by 2008 PA 40.

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.

Thomas A. Casperson  
Chairperson

To Report Out:

Yeas: Senators Casperson, Kowall, Brandenburg and Pavlov

Nays: Senator Gleason

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

The Committee on Transportation reported

**Senate Bill No. 495, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 57, 208b, 217a, 232, 301, 303, 306, 307, 307a, 312e, 312f, 312h, 314, 319b, 319d, 319f, 319g, 320a, 602b, 605, 732, 801, 801g, 802, 803b, 803r, 804, 806, 809, 811e, 811h, and 907 (MCL 257.57, 257.208b, 257.217a, 257.232, 257.301, 257.303, 257.306, 257.307, 257.307a, 257.312e, 257.312f, 257.312h, 257.314, 257.319b, 257.319d, 257.319f, 257.319g, 257.320a, 257.602b,

257.605, 257.732, 257.801, 257.801g, 257.802, 257.803b, 257.803r, 257.804, 257.806, 257.809, 257.811e, 257.811h, and 257.907), sections 57 and 301 as amended by 1988 PA 346, sections 208b, 217a, 232, 801, 802, 803b, 803r, 804, 806, 809, 811e, and 811h as amended by 2009 PA 99, section 303 as amended by 2010 PA 155, sections 306, 307a, 312e, 312f, 319f, and 319g as amended by 2006 PA 298, section 307 as amended by 2008 PA 36, section 312h as amended by 2003 PA 152, section 314 as amended by 2008 PA 7, section 319b as amended by 2008 PA 463, section 319d as amended by 1996 PA 404, section 320a as amended by 2010 PA 58, section 602b as added by 2010 PA 60, section 605 as amended by 2000 PA 97, sections 732 and 907 as amended by 2010 PA 59, and section 801g as amended by 1992 PA 29, and by adding section 36b.

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.

Thomas A. Casperson  
Chairperson

To Report Out:

Yeas: Senators Casperson, Kowall, Brandenburg and Pavlov

Nays: None

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

The Committee on Transportation reported

**Senate Bill No. 496, entitled**

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending sections 1a, 2d, and 5 (MCL 480.11a, 480.12d, and 480.15), section 1a as amended by 2006 PA 50, section 2d as amended by 2005 PA 177, and section 5 as amended by 2006 PA 595; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Thomas A. Casperson  
Chairperson

To Report Out:

Yeas: Senators Casperson, Kowall, Brandenburg and Pavlov

Nays: None

The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Transportation submitted the following:

Meeting held on Tuesday, June 21, 2011, at 10:00 a.m., Room 210, Farnum Building

Present: Senators Casperson (C), Kowall, Brandenburg, Pavlov, Gleason and Hood

The Committee on Local Government and Elections reported

**Senate Bill No. 485, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 5 (MCL 117.5), as amended by 2002 PA 201.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg

Nays: Senator Young

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

The Committee on Local Government and Elections reported

**Senate Bill No. 486, entitled**

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," (MCL 46.1 to 46.32) by adding section 11d.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg  
Nays: Senator Young

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

The Committee on Local Government and Elections reported

**Senate Bill No. 487, entitled**

A bill to amend 1966 PA 293, entitled "An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies," (MCL 45.501 to 45.521) by adding section 15b.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg  
Nays: Senator Young

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

The Committee on Local Government and Elections reported

**Senate Bill No. 488, entitled**

A bill to amend 1973 PA 139, entitled "An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies," (MCL 45.551 to 45.573) by adding section 6b.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg  
Nays: Senator Young

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

The Committee on Local Government and Elections reported

**Senate Bill No. 489, entitled**

A bill to amend 1947 PA 359, entitled "The charter township act," (MCL 42.1 to 42.34) by adding section 1b.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg  
Nays: Senator Young

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



The Committee on Local Government and Elections reported

**Senate Bill No. 490, entitled**

A bill to amend 1846 RS 16, entitled "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," (MCL 41.1a to 41.110c) by adding section 3a.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg

Nays: Senator Young

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

The Committee on Local Government and Elections reported

**Senate Bill No. 491, entitled**

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending section 26 (MCL 78.26), as amended by 1995 PA 211.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg

Nays: Senator Young

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

The Committee on Local Government and Elections reported

**Senate Bill No. 492, entitled**

A bill to amend 1895 PA 3, entitled "The general law village act," (MCL 61.1 to 74.25) by adding section 1d to chapter I.

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.

David B. Robertson  
Chairperson

To Report Out:

Yeas: Senators Robertson, Hansen and Brandenburg

Nays: Senator Young

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

#### COMMITTEE ATTENDANCE REPORT

The Committee on Local Government and Elections submitted the following:

Meeting held on Tuesday, June 21, 2011, at 9:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Robertson (C), Hansen, Brandenburg and Young

The Committee on Reforms, Restructuring and Reinventing reported

**Senate Bill No. 493, entitled**

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act," by amending section 15 (MCL 423.215), as amended by 2011 PA 25.

With the recommendation that the bill pass.

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

Mark C. Jansen  
Chairperson

## To Report Out:

Yeas: Senators Jansen, Casperson, Kowall and Robertson

Nays: Senators Young and Warren

The bill was referred to the Committee of the Whole.

The Committee on Reforms, Restructuring and Reinventing reported

**House Bill No. 4309, entitled**

A bill to amend 1988 PA 57, entitled "An act to provide for the incorporation by 2 or more municipalities of certain authorities for the purpose of providing emergency services to municipalities; to provide for the powers and duties of authorities and of certain state and local agencies and officers; to guarantee certain labor contracts and employment rights in regard to the formation and reorganization of authorities; to provide for certain condemnation proceedings; to provide for fees; to provide for the levy of property taxes for certain purposes; and to prescribe penalties and provide remedies," by amending the title and section 10 (MCL 124.610), the title as amended by 2006 PA 652.

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.

Mark C. Jansen  
Chairperson

## To Report Out:

Yeas: Senators Jansen, Colbeck, Casperson, Kowall and Robertson

Nays: Senators Young and Warren

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

The Committee on Reforms, Restructuring and Reinventing reported

**House Bill No. 4310, entitled**

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 13 (MCL 124.413).

With the recommendation that the bill pass.

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

Mark C. Jansen  
Chairperson

## To Report Out:

Yeas: Senators Jansen, Casperson, Kowall and Robertson

Nays: Senators Young and Warren

The bill was referred to the Committee of the Whole.

The Committee on Reforms, Restructuring and Reinventing reported

**House Bill No. 4311, entitled**

A bill to amend 1967 (Ex Sess) PA 8, entitled "An act to provide for intergovernmental transfers of functions and responsibilities," by amending section 4 (MCL 124.534).

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.

Mark C. Jansen  
Chairperson

## To Report Out:

Yeas: Senators Jansen, Colbeck, Casperson, Kowall and Robertson

Nays: Senators Young and Warren

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

The Committee on Reforms, Restructuring and Reinventing reported

**House Bill No. 4312, entitled**

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending section 5 (MCL 124.505), as amended by 1985 PA 10.

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.

Mark C. Jansen  
Chairperson

**To Report Out:**

Yeas: Senators Jansen, Colbeck, Casperson, Kowall and Robertson

Nays: Senators Young and Warren

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

The Committee on Reforms, Restructuring and Reinventing reported

**House Bill No. 4534, entitled**

A bill to amend 1984 PA 425, entitled "An act to permit the conditional transfer of property by contract between certain local units of government; to provide for permissive and mandatory provisions in the contract; to provide for certain conditions upon termination, expiration, or nonrenewal of the contract; and to prescribe penalties and provide remedies," by amending section 6 (MCL 124.26).

With the recommendation that the bill pass.

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

Mark C. Jansen  
Chairperson

**To Report Out:**

Yeas: Senators Jansen, Colbeck, Casperson, Kowall and Robertson

Nays: Senators Young and Warren

The bill was referred to the Committee of the Whole.

**COMMITTEE ATTENDANCE REPORT**

The Committee on Reforms, Restructuring and Reinventing submitted the following:

Meeting held on Wednesday, June 22, 2011, at 8:35 a.m., Rooms 402 and 403, Capitol Building

Present: Senators Jansen (C), Colbeck, Casperson, Kowall, Robertson, Young and Warren

**COMMITTEE ATTENDANCE REPORT**

The Subcommittee on Department of Corrections submitted the following:

Joint meeting held on Tuesday, June 14, 2011, at 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Proos (C), Walker and Anderson

**COMMITTEE ATTENDANCE REPORT**

The Subcommittee on Department of Human Services submitted the following:

Meeting held on Thursday, June 16, 2011, at 2:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Caswell (C), Jansen, Proos and Gregory

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

**Human Services Department** - Thursday, June 23, 2:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

**Natural Resources, Environment and Great Lakes** - Thursday, June 23, 8:00 a.m., Room 210, Farnum Building (373-5323)

**Outdoor Recreation and Tourism** - Thursday, June 23, 12:30 p.m., Room 210, Farnum Building (373-5323)

**Regulatory Reform** - Thursday, June 23, 12:30 p.m., Room 110, Farnum Building (373-5307)

Senator Meekhof moved that the Senate adjourn.  
The motion prevailed, the time being 3:54 p.m.

The President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Thursday, June 23, 2011, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate