

Minutes of Open Session Legislative Council Meeting

Tuesday, March 6, 2001

12:00 noon

Rooms 402-403

State Capitol Building

ATTENDANCE

Present were:

Senator Dan L. DeGrow, *Chair*
Speaker Rick Johnson, *Alternate Chair*
Representative Cameron Brown, *Member*
Senator Robert Emerson, *Member*
Senator Joanne G. Emmons, *Member*
Senator Beverly Hammerstrom, *Alternate Member*
Representative Gilda Jacobs, *Member*
Representative Ruth Johnson, *Member*
Senator Shirley Johnson, *Member*
Representative Kwame Kilpatrick, *Member*
Representative Bruce Patterson, *Member*
Senator John J.H. Schwarz, *Alternate Member*
Representative Carl Williams, *Alternate Member*

John G. Strand, Legislative Council Administrator
Judy Allen, Chief of Staff for Senator DeGrow
Robin Allen, Library of Michigan
Tom Alley, House Democratic Staff
Todd Anderson, Chief of Staff for Speaker Johnson
Daniel Bambery, Michigan Sentencing Commission
John Beutler, Secretary of the Senate's Office
John Bollman, Legal Division, LSB

Jo Budler, Deputy State Librarian, Library of Michigan
Clayton Burch, Legislative Corrections Ombudsman
Alan Canady, Chief of Staff for Representative Kilpatrick
Susan Cavanagh, Leg. Council Administrator's Office
Marcia Cornell, Legislative Service Bureau
Carol Cousineau, Legislative Service Bureau
Lisa Dedden, Democratic Legal Counsel
Shelley Edgerton, Senate Majority Policy Office
Bill Fuller, Legislative Service Bureau
Chris Gillett, Representative Patterson's Office
Kathy Gilliland, Legislative Service Bureau
Paul Groll, Library of Michigan
Fred Hall, Senate Majority Policy Office
Darlene Jensen, Legislative Service Bureau
Traci Kanillopoulos, Legislative Service Bureau
Janet Laverty, Library of Michigan
Jerry Lawler, Legislative Council Facilities Agency
Richard McLellan
Susan Nearing, Library of Michigan
Cindy Peruchiatti, Chief of Staff for Senator Emerson
Nancy Robertson, Library of Michigan
Suzann Ruch, Senator Schwarz' Office

Members Excused:

Senator John D. Cherry, Jr., *Member*
Senator Burton Leland, *Alternate Member*
Representative David Mead, *Alternate Member*
Senator Kenneth Sikkema, *Member*
Representative Gary Woronchak, *Alternate Member*

Other individuals were present but did not identify themselves.

ITEM 1. Convening of the Meeting

Senator DeGrow called the meeting to order at 12:03 p.m. and asked the clerk to call the roll. A quorum was present.

Senator DeGrow asked for a motion to excuse absent members. **Senator Johnson moved, supported by Representative Jacobs, to excuse absent members. The motion was unanimously approved without objection.**

ITEM 2. Election of Officers

Senator Johnson moved, supported by Speaker Johnson, to elect Senator Dan DeGrow as Chair of the Legislative Council for 2001. The motion was unanimously adopted.

Yeas—9:	Senator DeGrow Senator Emerson Senator Emmons Senator Johnson Senator Hammerstrom	Speaker Johnson Representative Cameron Brown Representative Jacobs Representative Patterson
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Nays—0

Senator DeGrow moved, supported by Senator Johnson, to elect Speaker Rick Johnson as Alternate Chair of the Legislative Council for 2001. The motion was unanimously adopted.

Yeas—9:	Senator DeGrow Senator Emerson Senator Emmons Senator Johnson Senator Hammerstrom	Speaker Johnson Representative Cameron Brown Representative Jacobs Representative Patterson
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Nays—0

ITEM 3: Appointment of Subcommittees

Senator Johnson moved, supported by Senator Emmons, to approve the following subcommittee appointments:

Legislative Council Services and Administration Subcommittee:

Speaker Rick Johnson, Chair	Senator DeGrow, Alternate Chair
Representative Woronchak	Senator Emmons
Representative Williams	Senator Cherry

Legislative Council Agencies Subcommittee:

Senator Johnson, Chair	Representative Cameron Brown, Alternate Chair
Senator Schwarz	Representative Mead
Senator Leland	Representative Kilpatrick

Legislative Council Policy Subcommittee:

Representative Patterson, Chair	Senator Sikkema, Alternate Chair
Representative Ruth Johnson	Senator Hammerstrom
Representative Jacobs	Senator Emerson

There was no further discussion. The motion was unanimously approved.

Yeas—9:	Senator DeGrow	Speaker Johnson
	Senator Emerson	Representative Cameron Brown
	Senator Emmons	Representative Jacobs
	Senator Johnson	Representative Patterson
	Senator Hammerstrom	

Nays—0

ITEM 4. Reappointment of Richard McLellan to the Michigan Law Revision Commission

Senator Johnson moved, supported by Speaker Johnson, to reappoint Richard McLellan to the Michigan Law Revision Commission. There was no discussion. The motion was unanimously approved.

Yeas—10:	Senator DeGrow	Speaker Johnson
	Senator Emerson	Representative Cameron Brown
	Senator Emmons	Representative Jacobs
	Senator Johnson	Representative Patterson
	Senator Hammerstrom	Representative Williams

Nays—0

ITEM 5. Approval of the Minutes of the June 20, 2000 and December 14, 2000 Legislative Council Meetings

Senator Emmons moved, supported by Speaker Johnson, to adopt the minutes of the June 20, 2000 and December 14, 2000 Legislative Council meetings. There was no discussion. The motion was unanimously adopted.

Yeas—11:	Senator DeGrow	Speaker Johnson
	Senator Emerson	Representative Cameron Brown
	Senator Emmons	Representative Jacobs
	Senator Johnson	Representative Kilpatrick
	Senator Hammerstrom	Representative Patterson
		Representative Williams

Nays—0

ITEM 6. Room Naming Issues in the Michigan Library & Historical Center

Senator DeGrow moved, supported by Speaker Johnson, that this item be passed for the day. The motion was unanimously approved without objection.

ITEM 7.

Legislative Council Budget for FY 2001/2002

Senator DeGrow called on the Legislative Council Administrator, John Strand, to briefly outline the Legislative Council budget recommendations for FY 2001/2002. **Senator Johnson moved, supported by Speaker Johnson, that the budget as presented be adopted. There was no discussion. The motion passed unanimously.**

Yeas—11:	Senator DeGrow	Speaker Johnson
	Senator Emerson	Representative Cameron Brown
	Senator Emmons	Representative Jacobs
	Senator Johnson	Representative Kilpatrick
	Senator Hammerstrom	Representative Patterson
		Representative Williams

Nays—0

Legislative Council Rules Revision

Mr. Strand requested that the proposed Council rules be referred to the Policy Subcommittee for review and consideration. **Hearing no objection, the proposed rules were referred to the Policy Subcommittee.**

Legislative Council Rule Adoption

Rules dealing with the drafting of reapportionment bills and the distribution of the firearms laws were presented to the Council. Mr. Strand provided an explanation of the proposed rules. Representative Patterson raised a point of clarification that Public Act 381 of 2000 substantially changed the Concealed Weapons Licensing Act which is not limited to firearms, but included daggers and other concealable weapons as well. He asked that the materials prepared for the Council reflect the totality of the situation created by PA 381. A discussion regarding both of the proposed rule changes ensued. **Senator Emmons moved, supported by Senator DeGrow, that the following amendment regarding the distribution of firearms laws be adopted:**

In order to comply with the firearms laws publication requirement in PA 381 of 2000, the Legislative Service Bureau shall compile those laws and send two copies to each concealed weapons licensing board in Michigan. When additions or changes are made to those laws, the Bureau shall recompile this document and send two new versions to each concealed weapons licensing board. In addition, an electronic version of this compilation shall be placed on the Legislature's Internet site and updated when necessary.

The motion was unanimously approved.

Yeas—13: **Senator DeGrow**
 Senator Emerson
 Senator Emmons
 Senator Johnson
 Senator Hammerstrom
 Senator Schwarz

Speaker Johnson
Representative Cameron Brown
Representative Jacobs
Representative Ruth Johnson
Representative Kilpatrick
Representative Patterson
Representative Williams

Nays—0

Representative Jacobs moved, supported by Senator Johnson, to adopt the following Legislative Council Reapportionment Drafting rule:

After the official total population count of each federal decennial census of the State and its political subdivisions is available, the Legislature may enact a redistricting plan for congressional districts apportioned to Michigan and plans to apportion and district the Michigan Senate and House of Representatives.

Because of its nonpartisan nature and lack of staff with technical expertise to develop district and apportionment plans, the Legislative Service Bureau is not authorized to develop or provide expert certification for such plans, or to provide analysis of plans. Upon request, proposed bills, substitutes, conference committee reports, and amendments will be drafted if the requestor provides the specific census information and geographic descriptions for each district and the request is submitted in a format approved by the Bureau.

Redistricting and apportionment plan legislation should also be submitted in a digital format that allows for its inclusion on the Legislature's web site. The Bureau, in consultation with House and Senate Information Systems staff, will provide technical specifications describing approved formats.

The motion was unanimously approved.

Yeas—13: **Senator DeGrow**
 Senator Emerson
 Senator Emmons
 Senator Johnson
 Senator Hammerstrom
 Senator Schwarz

Speaker Johnson
Representative Cameron Brown
Representative Jacobs
Representative Ruth Johnson
Representative Kilpatrick
Representative Patterson

Nays—0

Personnel Report

A personnel report listing new employees of the Legislative Council agencies excluding the Library of Michigan was presented. **Senator Hammerstrom moved, supported by Senator Emmons, that the report be adopted. The motion was unanimously adopted.**

Yeas—13: **Senator DeGrow**
 Senator Emerson
 Senator Emmons
 Senator Johnson
 Senator Hammerstrom
 Senator Schwarz

Speaker Johnson
Representative Cameron Brown
Representative Jacobs
Representative Ruth Johnson
Representative Kilpatrick
Representative Patterson
Representative Williams

Nays—0

Library of Michigan Report

The Library of Michigan Report and Recommendations was offered for the Council's review and consideration. **Senator Johnson moved, supported by Representative Patterson, to adopt the Library of Michigan Report. The motion was unanimously adopted.**

Yeas—13: **Senator DeGrow**
 Senator Emerson
 Senator Emmons
 Senator Johnson
 Senator Hammerstrom
 Senator Schwarz

Speaker Johnson
Representative Cameron Brown
Representative Jacobs
Representative Ruth Johnson
Representative Kilpatrick
Representative Patterson
Representative Williams

Nays—0

ITEM 8. Sidewalk Addition at the Michigan Library and Historical Center

Jerry Lawler, Director of the Legislative Council Facilities Agency, was present to respond to any questions regarding the addition of two sidewalks to the Michigan Library and Historical Center grounds by the Department of Management and Budget. He pointed out two potential problems and noted that DMB is aware of the concerns and will be taking steps to address the problems.

ITEM 9. Proposed Legislative Council Meeting Schedule

Senator DeGrow announced that May 16, 2001 and October 17, 2001 may be the next two Legislative Council meeting dates. He noted, however, that these dates are subject to change and Council members would be notified of the exact date, time and location of the next meeting when it is scheduled.

ITEM 10. Public Participation

The Chair asked for public participation. There was none.

ITEM 11. Adjournment

Having no further business, the Chair moved, supported by Senator Johnson, to adjourn the meeting. Without objection, the motion was approved. The meeting was adjourned at 12:25 p.m.

Respectfully submitted,

John G. Strand, Secretary

(Minutes approved at the March 5, 2002 Legislative Council meeting.)

(Minutes Approved at the March 5, 2002 Legislative Council meeting.)