

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, NOVEMBER 13, 1997

10:00 a.m.

MESSAGES FROM THE HOUSE

1

HB 4642 Rep. Profit
Sales tax; exemptions; fuel used in pipeline compressors; exempt.
Amends sec. 4a of 1933 PA 167 (MCL 205.54a).
I.E. House, June 5, 1997.
I.E. Senate, July 9, 1997.
Senate substitute (S-8).
Returned from House with substitute (H-1) to Senate substitute (S-8), Thursday, October 9; laid over under the rules.
House substitute (H-1).

2

HB 4643 Rep. Perricone
Use tax; exemptions; fuel used in pipeline compressors; exempt.
Amends sec. 4 of 1937 PA 94 (MCL 205.94).
I.E. House, October 8, 1997.
I.E. Senate, July 9, 1997.
Senate substitute (S-5).
Returned from House with substitute (H-1) to Senate substitute (S-5), Thursday, October 9; laid over under the rules.
House substitute (H-1).

3

SB 546 Sen. Shugars
Courts; reorganization; eighth and ninth district courts in Kalamazoo county; consolidate to 1 countywide district court.
Amends sec. 8117 of 1961 PA 236 (MCL 600.8117).
I.E. House, October 29, 1997.
Returned from House with amendment, Wednesday, October 29; laid over under the rules.
For House amendment, see Senate Journal No. 83, page 1676.
Committee recommended I.E.

4

HB 4728 Rep. Profit
Crimes; other; property and services with counterfeit trademark or other identification; prohibit sale, delivery, possession, or advertising and provide penalties and forfeiture.
Amends secs. 263 & 264 of 1931 PA 328 (MCL 750.263 & 750.264) & repeals sec. 265 of 1931 PA 328 (MCL 750.265).
I.E. House, May 21, 1997.
I.E. Senate, October 29, 1997.
Returned from House with amendments, Tuesday, November 4; laid over under the rules.

MESSAGES FROM THE HOUSE

5

HB 4729 Rep. Profit
Criminal procedure; forfeiture; trademark counterfeiting violations; permit forfeiture.
Amends sec. 4701 of 1961 PA 236 (MCL 600.4701).
I.E. House, May 21, 1997.
I.E. Senate, October 29, 1997.
Returned from House with amendments, Tuesday, November 4; laid over under the rules.

6

HB 4768 Rep. Brater
Financial institutions; checks and drafts; identification of drawer; prohibit merchants from requesting certain information as a condition of acceptance of personal checks and provide for prima facie evidence of identity of drawer.
Amends 1961 PA 236 (MCL 600.101 - 600.9948) by adding sec. 2964.
I.E. House, May 27, 1997.
I.E. Senate, October 29, 1997.
Returned from House with amendments, Tuesday, November 4; laid over under the rules.

THIRD READING OF BILLS

7

HB 4509 Rep. Dobb
Use tax; exemptions; uncollectible account exemption for telecommunication services; provide for.
Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 8.
I.E. House, May 14, 1997.
For House amendment, see House Journal No. 24, page 446.
Reported by Committee on Finance.
Committee recommended I.E.

8

HB 4939 Rep. Anthony
Higher education; community colleges; annexation of counties or townships to community college district; allow for noncontiguous counties or townships.
Amends sec. 21 of 1966 PA 331 (MCL 389.21).
I.E. House, July 2, 1997.
House substitute (H-1).
Reported by Committee on Education.
Committee recommended I.E.

THIRD READING OF BILLS

9

SB 163 Sen. Van Regenmorter
Torts; liability; governmental agencies and officers, employees, and volunteers of governmental agencies; limit liability when an emergency vehicle is involved in a traffic accident and the emergency vehicle was operated in accordance with an emergency vehicle operation policy.
Amends sec. 6304 of 1961 PA 236 (MCL 600.6304) & adds sec. 1484.
Reported by Committee on Judiciary.
Senate substitute (S-2).
Committee recommended I.E.

10

SB 34 Sen. Byrum
Retirement; municipal employees; early retirement for elected officials; prohibit.
Amends 1984 PA 427 (MCL 38.1501 - 38.1555) by adding sec. 10b.
Reported by Committee on Appropriations.
Committee recommended I.E.

11

SB 35 Sen. Byrum
Retirement; state employees; early retirement for elected officials; prohibit.
Amends 1943 PA 240 (MCL 38.1 - 38.69) by adding sec. 19g.
Reported by Committee on Appropriations.
Committee recommended I.E.

12

SB 36 Sen. Byrum
Retirement; county employees; early retirement for elected officials; prohibit.
Amends sec. 12a of 1851 PA 156 (MCL 46.12a).
Reported by Committee on Appropriations.
Committee recommended I.E.

13

SB 37 Sen. Byrum
Retirement; legislative; early retirement for elected officials; prohibit.
Amends 1957 PA 261 (MCL 38.1001 - 38.1080) by adding sec. 23f.
Reported by Committee on Appropriations.
Committee recommended I.E.

14

SB 38 Sen. Byrum
Retirement; generally; regulation of early retirement benefits act; enact to regulate benefits provided to certain public officials.
Reported by Committee on Appropriations.
Committee recommended I.E.

15

SB 749 Sen. Stallings
Highways; name; Davison freeway; rename to the "Father William Thomas Cunningham freeway".
Reported by Committee on Government Operations.
Committee recommended I.E.

THIRD READING OF BILLS

16

HB 4951 Rep. Hammerstrom
Elections; polling places; precinct selection inspectors; allow a person who is 17 be appointed.
Amends sec. 677 of 1954 PA 116 (MCL 168.677).
I.E. House, October 9, 1997.
House substitute (H-1).
Reported by Committee on Government Operations.
For Senate amendment, see Senate Journal No. 85, page 1720.
Committee recommended I.E.

17

SB 677 Sen. Gougeon
Transportation; other; transportation of hazardous materials for agricultural operations; exempt from federal hazardous material regulations.
Amends sec. 5 of 1941 PA 207 (MCL 29.5).
Reported by Committee on Agriculture and Forestry.
Senate substitute (S-2).
Committee recommended I.E.

18

HB 4273 Rep. Tesanovich
Natural resources; mining; 40-year marketable title waiting period; revise to 20 years for mineral interests other than oil and gas interests and require recording of mineral interests.
Amends title & secs. 1, 2, 3 & 6 of 1945 PA 200 (MCL 565.101 et seq.) & adds secs. 2a & 2b.
I.E. House, May 8, 1997.
House substitute (H-3).
Reported by Committee on Agriculture and Forestry.
Senate substitute (S-1).

19

SB 669 Sen. Bouchard
Criminal procedure; records; verification of registered sex offender's address; require.
Amends secs. 5 & 7 of 1994 PA 295 (MCL 28.725 & 28.727).
Reported by Committee on Families, Mental Health and Human Services.
Senate substitute (S-4).
For Senate amendment, see Senate Journal No. 86, page 1744.
Committee recommended I.E.

20

HB 5309 Rep. Anthony
Property tax; millage; certification election; extend date to November 30.
Amends sec. 36 of 1893 PA 206 (MCL 211.36).
I.E. House, October 30, 1997.
House substitute (H-1).
Committee on Finance discharged, Wednesday, November 12.
Rules suspended, placed on General Orders, Wednesday, November 12.

GENERAL ORDERS

- 21
- SJR E** Sen. Hoffman
Transportation; other; state transportation commission; repeal.
Repeals sec. 28, art. V of the state constitution.
Reported by Committee on Appropriations.
For Senate amendment, see Senate Journal No. 50, page 833.
- 22
- SB 10** Sen. Schuette
Single business tax; credit; research and development; provide for.
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 37e.
Reported by Committee on Economic Development, International Trade and Regulatory Affairs.
Senate substitute (S-2).
Committee recommended I.E.
- 23
- SB 300** Sen. North
Education; calendar; school year; require to start after Labor day.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1284b.
Reported by Committee on Education.
Senate substitute (S-1).
Committee recommended I.E.
- 24
- HB 4039** Rep. Profit
Vehicles; emergency vehicles; emergency vehicle operation; create commission and require to develop a model policy.
Creates & repeals new act.
I.E. House, February 26, 1997.
House substitute (H-5)*.
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.
- 25
- HB 4324** Rep. Harder
State; employees and officers; suggestion awards programs; include retired state employees.
Amends secs. 1, 2, 3 & 4 of 1978 PA 325 (MCL 38.1161 et seq.).
I.E. House, March 19, 1997.
For House amendment, see House Journal No. 24, page 428.
Reported by Committee on Government Operations.
For Senate amendment, see Senate Journal No. 83, page 1686.
Committee recommended I.E.
- 26
- SB 732** Sen. McManus
Health; other; definition of "review entity"; expand to include a health care network, organization, or entity composed of certain health care professionals.
Amends sec. 1 of 1967 PA 270 (MCL 331.531).
Reported by Committee on Health Policy and Senior Citizens.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

- 27
- HB 4661** Rep. Law
Businesses; profit corporations; viatical settlement contracts act; provide for refund to viator for intentional violation of act.
Amends sec. 8 of 1996 PA 386 (MCL 550.528).
I.E. House, June 26, 1997.
For House amendment, see House Journal No. 52, page 1124.
Reported by Committee on Financial Services.
Senate substitute (S-1).
Committee recommended I.E.
- 28
- SB 497** Sen. North
Education; financing; funding for tuition waiver for surviving children and spouse of slain corrections officers; establish.
Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.
- 29
- SB 769** Sen. McManus
Natural resources; fishing; commercial fishing fees; revise for fiscal year 1997-98.
Amends secs. 47315, 47330, 47331 & 47362 of 1994 PA 451 (MCL 324.47315 et seq.); adds sec. 47330a & repeals secs. 47330 & 47330a of 1994 PA 451 (MCL 324.47330 & 324.47330a).
Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.
- 30
- HB 4811** Rep. Brater
Social services; benefits; certain provisions of federal welfare reform act regarding victims of domestic violence; require family independence agency to implement.
Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 56i.
I.E. House, June 25, 1997.
For House amendment, see House Journal No. 60, page 1419.
Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.
- 31
- SB 507** Sen. Hoffman
Civil procedure; civil actions; definition of future damages on civil action cases; revise.
Amends sec. 6013 of 1961 PA 236 (MCL 600.6013).
Reported by Committee on Judiciary.
Committee recommended I.E.
- 32
- SB 553** Sen. Van Regenmorter
Law enforcement; training; standards, oversight, and certification of police officers; revise.
Amends title & secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14 & 15 of 1965 PA 203 (MCL 28.601 et seq.) & adds secs. 9a, 9b, 9c & 9d.
Reported by Committee on Judiciary.
Senate substitute (S-3).

GENERAL ORDERS

33

SB 614 Sen. Cisky
 Law enforcement; colleges and universities; board of trustees of community colleges to grant police or public safety officers the powers and authority of peace officers; authorize.
Reported by Committee on Judiciary.
Senate substitute (S-3).
Committee recommended I.E.

34

SB 758 Sen. Cisky
 School aid; local districts; school board to grant police or public safety officers the powers and authority of peace officers; authorize.
 Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding secs. 1606b, 1606c, 1606d & 1606e.
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

RESOLUTIONS

35

SR 71 Sen. McManus
 A resolution concurring in the tribal-state gaming compacts negotiated between the Governor and the Little River Band of Ottawa Indians, the Pokagon Band of Potawatomi Indians, the Little Traverse Bay Bands of Odawa Indians, and the Nottawaseppi Huron Band of Potawatomi.
Reported by Committee on Gaming and Casino Oversight.
For text of resolution, see Senate Journal No. 51, page 860.
Adoption pending.

36

HCR 21 Rep. Lowe
 A concurrent resolution to memorialize the Congress of the United States to make changes in the Ready Reserve Mobilization Income Insurance Program.
Reported by Committee on Government Operations.
For text of resolution, see Senate Journal No. 37, page 547.
Adoption pending.

COMMITTEE REPORTS

37

SB 473 Sen. Rogers
 Criminal procedure; self-incrimination; grant of use immunity to witness; permit in criminal and juvenile proceedings and certain administrative investigations and proceedings.
 Amends title & secs. 1, 2 & 3 of 1968 PA 289 (MCL 780.701 et seq.) & adds sec. 2a.
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

38

SB 474 Sen. Rogers
 Criminal procedure; self-incrimination; grant of use immunity to witness; permit in grand jury proceeding.
 Amends secs. 6 & 19b, ch. VII of 1927 PA 175 (MCL 767.6 & 767.19b).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

39

SB 475 Sen. Gougeon
 Criminal procedure; self-incrimination; use immunity to witness; require in certain criminal proceedings.
 Amends secs. 125, 157, 446, 453 & 461 of 1931 PA 328 (MCL 750.125 et seq.) & repeals sec. 334 of 1931 PA 328 (MCL 750.334).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

40

SB 476 Sen. Bennett
 Criminal procedure; self-incrimination; use immunity to witness; require in fire investigations.
 Amends sec. 7 of 1941 PA 207 (MCL 29.7).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

41

SB 718 Sen. Geake
 Torts; other; criminal bringing a civil action for damages for injuries sustained while committing the crime against the victim of the crime and certain other individuals; prohibit.
 Amends 1961 PA 236 (MCL 600.101 - 600.9948) by adding sec. 2955c.
Reported by Committee on Judiciary.
Senate substitute (S-6).
Refer to Committee of the Whole pursuant to Rule 3.701.

42

SB 759 Sen. Cisky
 Liquor; drinking age; enforcement provisions for minors in possession of alcohol; provide for campus police.
 Amends secs. 1 & 33c of 1933 (Ex Sess) PA 8 (MCL 436.1 & 436.33c).
Reported by Committee on Judiciary.
Senate substitute (S-2).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

43

SB 712 Sen. North
Construction; contracts; public buildings and works paid for by the state; require good and sufficient bond for certain payments and that the surety be authorized to do business in this state.
Amends sec. 1 of 1905 PA 187 (MCL 570.101).
Reported by Committee on Human Resources, Labor and Veterans Affairs.
Reported with amendment.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

44

SB 713 Sen. North
Construction; public buildings; payment bonds; require that bonds be good and sufficient.
Amends secs. 1, 3 & 4 of 1963 PA 213 (MCL 129.201 et seq.).
Reported by Committee on Human Resources, Labor and Veterans Affairs.
Reported with amendment.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

45

SB 786 Sen. Rogers
Worker's compensation; mediation; mediators to approve certain redemptions; allow.
Amends secs. 836 & 837 of 1969 PA 317 (MCL 418.836 & 418.837).
Reported by Committee on Human Resources, Labor and Veterans Affairs.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

46

SB 789 Sen. Rogers
Worker's compensation; disabilities; occupational cancer; provide presumption for certain fire fighters regarding.
Amends sec. 405 of 1969 PA 317 (MCL 418.405).
Reported by Committee on Human Resources, Labor and Veterans Affairs.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

47

SB 481 Sen. Conroy
Property; conveyances; certain state owned property in Genesee county; provide for conveyance.
Reported by Committee on Local, Urban and State Affairs.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

48

HB 4146 Rep. Kelly
Libraries; other; definition of library record; revise to include information on patrons of the library.
Amends sec. 2 of 1982 PA 455 (MCL 397.602).
I.E. House, April 30, 1997.
Reported by Committee on Local, Urban and State Affairs.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

49

HB 5084 Rep. Dobronski
State; planning; funding for implementation of monumentation and remonumentation plan; clarify.
Amends secs. 2, 6, 8 & 12 of 1990 PA 345 (MCL 54.262 et seq.).
I.E. House, October 14, 1997.
House substitute (H-1).
Reported by Committee on Local, Urban and State Affairs.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

50

SR 106 Sen. Stille
A resolution to accept and endorse the findings of the Michigan Environmental Science Board regarding directional drilling under the Great Lakes; to urge the Department of Natural Resources and the Department of Environmental Quality to implement the report's recommendations promptly; and to offer legislative support for efforts to further protect Great Lakes bottomlands.
Reported by Committee on Local, Urban and State Affairs.
For text of resolution, see Senate Journal No. 83, page 1681.
Refer to Resolutions pursuant to Rule 3.106.

51

SB 252 Sen. Gast
Appropriations; zero budget; department of natural resources; provide for fiscal year 1997-1998.
Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

52

SB 790 Sen. Gougeon
Family law; friend of the court; federal title III child support, personal responsibility and work opportunity reconciliation act of 1996; update friend of the court act to comply with the federal act.
Amends secs. 2 & 18 of 1982 PA 294 (MCL 552.502 & 552.518).
Reported by Committee on Families, Mental Health and Human Services.
Reported with amendment.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

53

SB 793 Sen. Geake

Law; uniform or model acts; uniform interstate family support act; update to comply with title III, child support, and PRWORA.

Amends secs. 103, 104, 224, 231, 306, 308, 310, 312, 501, 621, 623 & 635 of 1996 PA 310 (MCL 552.1103 et seq.) & adds secs. 501a, 501b, 501c, 501d, 638 & 639.

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

54

SB 794 Sen. V. Smith

Records; other; information contained in law enforcement information network (LEIN); allow access by state and federal authorities for purposes of child support enforcement.

Amends sec. 4 of 1974 PA 163 (MCL 28.214).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

55

SB 795 Sen. V. Smith

Records; other; records of applications for vehicle registration; allow access by state and federal agencies for purposes of child support enforcement.

Amends sec. 221 of 1949 PA 300 (MCL 257.221).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

56

SB 796 Sen. Conroy

Children; support; social security number on driver's license application; require to comply with federal law.

Amends sec. 307 of 1949 PA 300 (MCL 257.307).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

57

SB 797 Sen. Geake

Occupations; individual licensing and regulation; title III child support, personal responsibility, and work opportunity reconciliation act of 1996; update regulated occupation support enforcement act to comply with federal law.

Amends title of 1996 PA 236 (MCL 338.3431 - 338.3436) & adds sec. 4a.

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

58

SB 798 Sen. Shugars

Health; code; title III child support, personal responsibility, and work opportunity reconciliation act of 1996; update to comply with federal act.

Amends secs. 2813 & 16177 of 1978 PA 368 (MCL 333.2813 & 333.16177) & adds sec. 21533.

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

59

SB 799 Sen. Geake

Family law; marriage and divorce; title III child support, personal responsibility, and work opportunity reconciliation act of 1996; update marriage license requirements to comply.

Amends sec. 2 of 1887 PA 128 (MCL 551.102).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

60

SB 800 Sen. Geake

Natural resources; other; title III child support, personal responsibility, and work opportunity reconciliation act of 1996; amend the natural resources and environmental protection act to comply.

Amends sec. 43559 of 1994 PA 451 (MCL 324.43559) & adds sec. 81116a.

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

61

SB 802 Sen. Gougeon

Liens; other; title III child support, personal responsibility, and work opportunity reconciliation act of 1996; update divorce law to comply.

Amends sec. 27 of 1846 RS 84 (MCL 552.27).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Administrative Rules, Joint - Thursday, November 13, 9:00 a.m., Room 402, Capitol Building (373-6476)

SCHEDULED MEETINGS

Government Operations - Thursday, November 13, 9:00 a.m., Room 405, Capitol Building (373-1758)

Human Resources, Labor and Veterans Affairs - Thursday, November 13, 1:00 p.m., Room 210, Farnum Building (373-2420)

Judiciary - Thursday, November 13, 1:00 p.m., Room 402, Capitol Building (373-6920)

SCHEDULED MEETINGS

Michigan Trial Court Assessment Commission - Friday, November 21, 10:00 a.m., 8th Floor Conference Room, Farnum Building (373-7000)

Natural Resources and Environmental Affairs - Thursday, November 13, 8:30 a.m., 8th Floor Conference Room, Farnum Building (373-7350)

**BILLS IN CONFERENCE
(Conferees)**

Bill No.	Brief Title	BILLS IN CONFERENCE (Conferees)		(Report Agreed to)	
		Senate	House	Senate	House
SB 178	Appropriations; school aid	DeGrow Schwarz Conroy	Emerson Kelly Oxender		
HB 5083	Appropriations; economic stabilization	DeGrow Schwarz Conroy	Emerson Hood Gilmer		