

No. 86
MICHIGAN SENATE
DAILY CALENDAR

WEDNESDAY, DECEMBER 5, 2001
10:00 a.m.

MOTIONS

1

(Consideration postponed until Wednesday, January 30, 2002.)

SB 9 Sen. Peters
Natural resources; gas and oil; drilling for oil and gas underneath the Great Lakes; prohibit.
Amends secs. 502, 32503 & 33938 of 1994 PA 451 (MCL 324.502 et seq.) & adds sec. 61505a.
Motion to discharge Committee on Natural Resources and Environmental Affairs pending.

MESSAGES FROM THE HOUSE

2

SB 494 Sen. Bullard
Insurance; other; certain provisions regarding sureties; repeal.
Repeals 1895 PA 266 (MCL 550.101 - 550.109).
I.E. House, October 30, 2001.
Returned from House with substitute (H-1), Wednesday, October 31; laid over under the rules.
Committee recommended I.E.

CONFERENCE REPORTS

3

SJR D Sen. McCotter
State; employees and officers; adoption of state officers compensation commission recommendation for next legislative session; require legislature approval.
Amends sec. 12, art. IV of the state constitution.
Conference report received in the Senate, Wednesday, October 24; laid over under the rules.
For text of conference report, see Senate Journal No. 74, page 1873.
Adoption pending.

THIRD READING OF BILLS

4

HB 4617 Rep. Bradstreet
Education; building use; operation of child care centers by public schools; clarify regulation of.
Amends sec. 1285a of 1976 PA 451 (MCL 380.1285a).
I.E. House, May 9, 2001.
House substitute (H-1).
Reported by Committee on Families, Mental Health and Human Services.
Senate substitute (S-4).
Committee recommended I.E.
Defeated, Wednesday, November 28; motion to reconsider vote pending.

5

HB 4619 Rep. Voorhees
Children; child care; certain before- and after-school programs operated by public schools; exclude from child care licensing.
Amends sec. 1 of 1973 PA 116 (MCL 722.111).
I.E. House, May 9, 2001.
House substitute (H-1).
Reported by Committee on Families, Mental Health and Human Services.
Senate substitute (S-2).
Committee recommended I.E.
Defeated, Wednesday, November 28; motion to reconsider vote pending.

6

SB 503 Sen. Garcia
Financial institutions; other; regulation of deferred presentment service transaction; provide for.
Creates new act.
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-7).
For Senate amendment, see Senate Journal No. 73, page 1852.
Committee recommended I.E.

THIRD READING OF BILLS

7

SB 543 Sen. Bennett
Liens; garage keepers; garage keeper's lien act; clarify certain procedures.
Amends secs. 2, 3, 4, 5 & 6 of 1915 PA 312 (MCL 570.302 et seq.) & adds sec. 10.
Reported by Committee on Economic Development, International Trade and Regulatory Affairs.
Committee recommended I.E.

8

SB 358 Sen. Hammerstrom
Construction; public buildings; construction of schools; require to be under construction code and to be subjected to all necessary inspections.
Amends sec. 1 of 1937 PA 306 (MCL 388.851) & adds sec. 1b.
Reported by Committee on Human Resources and Labor.
Senate substitute (S-2).
For Senate amendments, see Senate Journal No. 83, page 2147.
Committee recommended I.E.

9

SB 670 Sen. Hammerstrom
Construction; other; liability for certain construction projects; clarify.
Amends sec. 2 of 1937 PA 306 (MCL 388.852).
Reported by Committee on Human Resources and Labor.
Senate substitute (S-2).
Committee recommended I.E.

10

SB 213 Sen. Johnson
Education; teachers; employment of substitute teachers; allow school districts to contract for.
Amends secs. 1231 & 1236 of 1976 PA 451 (MCL 380.1231 & 380.1236) & adds sec. 1236a.
Reported by Committee on Education.
Committee recommended I.E.

11

HB 5146 Rep. Voorhees
Health facilities; nursing homes; clinical process guidelines for nursing home surveyors; establish.
Amends sec. 20155 of 1978 PA 368 (MCL 333.20155).
I.E. House, October 31, 2001.
House substitute (H-2).
Reported by Committee on Health Policy.
Senate substitute (S-1).
Committee recommended I.E.

12

HB 4811 Rep. Hager
Insurance; other; certain reference to chapter 78; revise to chapter 81.
Amends secs. 5028, 5412 & 7918 of 1956 PA 218 (MCL 500.5028 et seq.).
I.E. House, October 30, 2001.
House substitute (H-3).
Reported by Committee on Financial Services.
Committee recommended I.E.

THIRD READING OF BILLS

13

SB 76 Sen. Bullard
Courts; circuit court; sixth judicial circuit; allow additional judgeships.
Amends sec. 507 of 1961 PA 236 (MCL 600.507).
Reported by Committee on Judiciary.
Senate substitute (S-2).
Committee recommended I.E.

14

SB 764 Sen. Cherry
Courts; judges; changes in numbers of judgeships in certain circuits and districts; allow for.
Amends secs. 508 & 8134 of 1961 PA 236 (MCL 600.508 & 600.8134).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

15

SB 765 Sen. Bullard
Courts; judges; number of judges in the third judicial circuit; reduce.
Amends sec. 504 of 1961 PA 236 (MCL 600.504).
Reported by Committee on Judiciary.
Senate substitute (S-1).

16

SB 766 Sen. Miller
Courts; circuit court; sixteenth judicial circuit; allow for additional judgeships.
Amends sec. 517 of 1961 PA 236 (MCL 600.517).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

17

SB 786 Sen. Steil
Courts; district court; certain judicial districts; change number of judgeships.
Amends sec. 8121 of 1961 PA 236 (MCL 600.8121).
Reported by Committee on Judiciary.
Senate substitute (S-1).

18

SB 825 Sen. Van Regenmorter
Courts; circuit court; seventeenth and twentieth circuits; add judgeships.
Amends secs. 518 & 521 of 1961 PA 236 (MCL 600.518 & 600.521).
Reported by Committee on Judiciary.
Senate substitute (S-2).
Committee recommended I.E.

19

HB 4333 Rep. Vander Roest
Retirement; public school employees; definition of person not regularly employed by a reporting unit; revise.
Amends sec. 5 of 1980 PA 300 (MCL 38.1305).
I.E. House, May 23, 2001.
Reported by Committee on Appropriations.
Committee recommended I.E.

THIRD READING OF BILLS

- _____ 20 _____
- SB 826** Sen. Hammerstrom
 Health facilities; nursing homes; availability of hospice care; require nursing homes to notify certain persons.
 Amends sec. 21766 of 1978 PA 368 (MCL 333.21766).
Reported by Committee on Health Policy.
Committee recommended I.E.
- _____ 21 _____
- SB 827** Sen. Shugars
 Health; pharmaceuticals; official prescription program; eliminate and establish electronic reporting system for the monitoring and prescribing of schedule 2 controlled substances.
 Amends secs. 7401, 7403, 7407 & 7521 of 1978 PA 368 (MCL 333.7401 et seq.).
Reported by Committee on Health Policy.
Senate substitute (S-1).
Committee recommended I.E.
- _____ 22 _____
- SB 828** Sen. Sanborn
 State; identification cards; designation for a do-not-resuscitate order, durable power of attorney, or patient advocate; provide option.
 Amends sec. 2 of 1972 PA 222 (MCL 28.292).
Reported by Committee on Health Policy.
Senate substitute (S-1).
Committee recommended I.E.
- _____ 23 _____
- SB 645** Sen. Garcia
 Traffic control; driver license; person making false bomb threat; include penalty prohibiting eligibility to obtain driver license until 21 years of age.
 Amends secs. 303, 310e, 319 & 732 of 1949 PA 300 (MCL 257.303 et seq.).
Reported by Committee on Education.
Senate substitute (S-2).
Committee recommended I.E.
- _____ 24 _____
- SB 647** Sen. Garcia
 Education; school districts; equal recruiting access in high schools for armed forces recruiters; provide for.
 Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1319.
Reported by Committee on Education.
Committee recommended I.E.

GENERAL ORDERS

- _____ 25 _____
- HB 4698** Rep. Allen
 Economic development; brownfield redevelopment authority; work plan approval; establish criteria.
 Amends sec. 15 of 1996 PA 381 (MCL 125.2665).
I.E. House, May 24, 2001.
House substitute (H-2).
Reported by Committee on Economic Development, International Trade and Regulatory Affairs.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

- _____ 26 _____
- SB 554** Sen. Johnson
 Mental health; code; definition of regional entity; add.
 Amends sec. 100c of 1974 PA 258 (MCL 330.1100c).
Reported by Committee on Families, Mental Health and Human Services.
Committee recommended I.E.
- _____ 27 _____
- SB 555** Sen. Hammerstrom
 Mental health; code; certain shared risk of state funds; provide for.
 Amends 1974 PA 258 (MCL 330.1001 - 330.2106) by adding sec. 204b.
Reported by Committee on Families, Mental Health and Human Services.
Committee recommended I.E.
- _____ 28 _____
- SB 556** Sen. Johnson
 Mental health; community mental health; risk and cost sharing; allow under certain circumstances.
 Amends sec. 226 of 1974 PA 258 (MCL 330.1226).
Reported by Committee on Families, Mental Health and Human Services.
Committee recommended I.E.
- _____ 29 _____
- SB 557** Sen. Hammerstrom
 Mental health; code; conflict of interest provisions; exempt individuals under certain circumstances.
 Amends sec. 222 of 1974 PA 258 (MCL 330.1222).
Reported by Committee on Families, Mental Health and Human Services.
Committee recommended I.E.
- _____ 30 _____
- SB 750** Sen. Gast
 State; funds; budget stabilization fund withdrawal; allow.
 Amends sec. 353c of 1984 PA 431 (MCL 18.1353c).
Reported by Committee on Appropriations.
For Senate amendment, see Senate Journal No. 76, page 1910.
Committee recommended I.E.
- _____ 31 _____
- SB 438** Sen. Steil
 Education; board members; school elections; require to be held with general election, make other revisions in school elections, and repeal certain election provisions in school code.
 Amends secs. 4, 5, 6, 11a, 503, 613, 616, 617, 661, 681, 687, 690, 701, 702, 703, 705, 856, 857, 858, 859, 860, 861, 931, 932, 945, 1212, 1216, 1351, 1361, 1451, 1722 & 1732 of 1976 PA 451 (MCL 380.4 et seq.); adds secs. 629a, 1206 & 1351c & repeals sec. 662 & pts. 12 - 14 of 1976 PA 451 (MCL 380.662 & 380.1001 - 380.1106).
Reported by Committee on Government Operations.
Senate substitute (S-1).
- _____ 32 _____
- SB 439** Sen. Hammerstrom
 Elections; other; number of election days per year; limit and provide other general amendments.
 Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 644.
Reported by Committee on Government Operations.
Senate substitute (S-1).

GENERAL ORDERS

33

SB 440 Sen. Steil

Elections; school; chapter in election law regulating school elections; create and provide other general amendments.

Amends secs. 3, 321, 322, 358a, 370, 381, 382, 538, 635, 644b, 644c, 644e, 644g, 646a, 963 & 971 of 1954 PA 116 (MCL 168.3 et seq.); adds secs. 17 & 643b & ch. XIV & repeals secs. 4, 5, 325, 348, 639, 640, 644j - 646 & 646b of 1954 PA 116 (MCL 168.4 et seq.).

Reported by Committee on Government Operations.
Senate substitute (S-2).

34

SB 441 Sen. McManus

Elections; local; election consolidation; provide for home rule cities elections.

Amends secs. 3, 8, 11, 21, 25 & 26 of 1909 PA 279 (MCL 117.3 et seq.).

Reported by Committee on Government Operations.
Senate substitute (S-1).

35

SB 442 Sen. McManus

Elections; local; election consolidation; provide for home rule village elections.

Amends secs. 4, 7, 21 & 23 of 1909 PA 278 (MCL 78.4 et seq.).

Reported by Committee on Government Operations.
Senate substitute (S-1).

36

SB 443 Sen. McManus

Elections; local; election consolidation; provide for general law village elections.

Amends secs. 1, 5 & 13, ch. II, secs. 1, 2, 3 & 7, ch. III, sec. 23, ch. IX, sec. 3, ch. XII & sec. 18a, ch. XIV of 1895 PA 3 (MCL 62.1 et seq.).

Reported by Committee on Government Operations.
Senate substitute (S-1).

37

SB 444 Sen. Bennett

Higher education; community colleges; scheduling, conducting, and canvassing of community college elections; revise procedures.

Amends secs. 2, 17, 21, 32, 34, 34a, 36, 37, 38, 39, 42, 51, 52, 54, 55, 56, 57, 58, 59, 62, 83, 84, 86, 105, 107, 122, 144 & 152 of 1966 PA 331 (MCL 389.2 et seq.) & repeals secs. 20, 40 & 60 of 1966 PA 331 (MCL 389.20 et seq.).

Reported by Committee on Government Operations.

38

SB 760 Sen. Bennett

Elections; school; consolidation of school elections and general elections; provide for in election law.

Amends secs. 30a, 500f, 500g, 501a, 505, 509n, 509r, 509gg, 544c, 644k, 690, 862, 863, 954 & 972 of 1954 PA 116 (MCL 168.30a et seq.) & repeals sec. 758c of 1954 PA 116 (MCL 168.758c).

Reported by Committee on Government Operations.

GENERAL ORDERS

39

HB 4647 Rep. Ehardt

Occupations; individual licensing and regulation; respiratory therapists; provide for registration and title protection.

Amends secs. 16186 & 16263 of 1978 PA 368 (MCL 333.16186 & 333.16263) & adds sec. 16338 & pt. 186.

I.E. House, July 11, 2001.

House substitute (H-3).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

40

SB 644 Sen. Steil

Employment security; benefits; coverage for federally recognized Indian tribes; expand act to include.

Amends secs. 41 & 42 of 1936 (Ex Sess) PA 1 (MCL 421.41 & 421.42) & adds sec. 13l.

Reported by Committee on Human Resources and Labor.

Senate substitute (S-4).

Committee recommended I.E.

41

HB 5026 Rep. Vear

Weapons; firearms; transportation requirements for certain firearms; clarify.

Amends sec. 231a of 1931 PA 328 (MCL 750.231a).

I.E. House, October 31, 2001.

House substitute (H-2).

Reported by Committee on Hunting, Fishing and Forestry.

Senate substitute (S-1).

Committee recommended I.E.

42

SB 527 Sen. Johnson

Liquor; retail sales; on-line ordering system for retail licensees placing orders for spirits with authorized distribution agents; establish.

Amends sec. 205 of 1998 PA 58 (MCL 436.1205) & adds sec. 206.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

43

HB 4621 Rep. Richardville

Economic development; enterprise zones; neighborhood enterprise zone definition and sunset; modify.

Amends secs. 2 & 9 of 1992 PA 147 (MCL 207.772 & 207.779) & repeals sec. 17 of 1992 PA 147 (MCL 207.787).

I.E. House, October 2, 2001.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

RESOLUTIONS

44

SCR 11 Sen. Stille
 A concurrent resolution to establish a special joint committee to evaluate the Michigan State Fairgrounds and the pending sale of adjacent property.
Returned from House with substitute (H-1), Wednesday, May 9; laid over under the rules.
For text of resolution, see Senate Journal No. 27, page 296.

COMMITTEE REPORTS

45

HB 5038 Rep. Ruth Johnson
 Land use; planning; adoption of township plans; provide for notice to other jurisdictions.
 Amends secs. 6 & 9 of 1959 PA 168 (MCL 125.326 & 125.329) & adds sec. 7a.
I.E. House, October 29, 2001.
House substitute (H-4).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

46

HB 5252 Rep. Koetje
 Land use; planning; adoption of county plans; provide for notice to other jurisdictions.
 Amends secs. 4 & 5 of 1945 PA 282 (MCL 125.104 & 125.105) & adds sec. 4b.
I.E. House, October 29, 2001.
House substitute (H-2).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

47

HB 5267 Rep. Birkholz
 Land use; planning; adoption of municipal plans; provide for notice to other jurisdictions.
 Amends secs. 6, 7 & 8 of 1931 PA 285 (MCL 125.36 et seq.) & adds secs. 7a & 8a.
I.E. House, October 29, 2001.
House substitute (H-2).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations -

Subcommittee -

Community Health - Thursdays, December 6 and December 13, and Tuesday, December 11, 1:30 p.m., Senate Hearing Room, Ground Floor, Michigan National Tower (373-1777)

Families, Mental Health and Human Services - Wednesday, December 5, 3:00 p.m., Room 100, Farnum Building (373-3543)

Judiciary - Wednesday, December 5, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-6920)

Legislative Retirement Board of Trustees - Wednesday, December 5, 12:00 noon, Room H-252, Capitol Building (373-0575)

Technology and Energy - Wednesdays, December 5 and December 12, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2417)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SJR D	State; employees and officers; adoption of SOCC recommendation for next legislative session; require legislature approval.	McCotter Sikkema Leland	Patterson Bisbee Jacobs		