

No. 87  
**MICHIGAN SENATE**  
**DAILY CALENDAR**

WEDNESDAY, OCTOBER 5, 2005  
10:00 a.m.

**MOTIONS**

1

**SB 246** Sen. Emerson  
School aid; fiscal year appropriations; minimum funding level for K-12 education; provide for.  
Amends title & sec. 11 of 1979 PA 94 (MCL 388.1611) & adds secs. 12 & 147a.  
**Motion to discharge Committee on Appropriations pending.**

2

**SB 318** Sen. Basham  
Labor; hours and wages; minimum wage; increase.  
Amends sec. 4 of 1964 PA 154 (MCL 408.384).  
**Motion to discharge Committee on Commerce and Labor pending.**

**MESSAGES FROM THE HOUSE**

3

**SB 356** Sen. Patterson  
Public utilities; water utilities; on-site wastewater investor-owned utilities; create.  
Amends sec. 5301 of 1994 PA 451 (MCL 324.5301) & adds sec. 5309a.  
**I.E. House, June 23, 2005.**  
**Returned from House with House substitute (H-1), Tuesday, June 28; laid over under the rules.**  
**Committee recommended I.E.**

4

**SB 419** Sen. Allen  
Public utilities; water utilities; private wastewater treatment facilities; allow public service commission to regulate.  
Amends sec. 6 of 1939 PA 3 (MCL 460.6).  
**I.E. House, June 23, 2005.**  
**Returned from House with House substitute (H-3), Tuesday, June 28; laid over under the rules.**  
**Committee recommended I.E.**

5

**SB 298** Sen. Kuipers  
Businesses; business corporations; fee reduction for early stage technology companies; provide for.  
Amends sec. 1062 of 1972 PA 284 (MCL 450.2062).  
**I.E. House, September 28, 2005.**  
**Returned from House with House substitute (H-3), Thursday, September 29; laid over under the rules.**  
**Committee recommended I.E.**

**MESSAGES FROM THE HOUSE**

6

**SB 359** Sen. Garcia  
Economic development; other; biosciences research and commercialization center; establish.  
Amends 1984 PA 270 (MCL 125.2001 - 125.2093) by adding ch. 7A.  
**I.E. House, September 28, 2005.**  
**Returned from House with House substitute (H-3), Thursday, September 29; laid over under the rules.**  
**Committee recommended I.E.**

7

**SB 521** Sen. Bishop  
Income tax; deductions; deduction for certain investments; provide for.  
Amends sec. 30 of 1967 PA 281 (MCL 206.30).  
**I.E. House, September 28, 2005.**  
**Returned from House with House substitute (H-1), Thursday, September 29; laid over under the rules.**  
**Committee recommended I.E.**

8

**SB 533** Sen. Garcia  
Economic development; other; the strategic economic investment board and the strategic economic investment bond fund; create in Michigan strategic fund act.  
Amends title & secs. 4 & 13 of 1984 PA 270 (MCL 125.2004 & 125.2013) & adds sec. 94 & ch. 8A.  
**I.E. House, September 28, 2005.**  
**Returned from House with House substitute (H-4), Thursday, September 29; laid over under the rules.**  
**Committee recommended I.E.**

**THIRD READING OF BILLS**

9

**SB 102** Sen. Cropsey  
Corrections; state facilities; Ionia maximum correctional facility; rename to Jack Welborn correctional facility.  
Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 20d.  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

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**THIRD READING OF BILLS**


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10

**SB 337** Sen. Allen  
Single business tax; credit; tax credit for historical buildings; create and limit issuance of.  
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35c.  
**Reported by Committee on Commerce and Labor.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

11

**HB 4108** Rep. Mayes  
Torts; liability; immunity for farmers who use tank locks or dye additives to prevent anhydrous ammonia theft; provide for.  
Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 2975 & 2976.  
**I.E. House, June 9, 2005.**  
**House substitute (H-3).**  
**Reported by Committee on Agriculture, Forestry and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

12

**SB 444** Sen. McManus  
Crimes; other; prohibition on sale or possession of police badges; expand to include logos, service marks, patches, and uniforms of law enforcement agencies, and revise penalties.  
Amends secs. 216 & 216a of 1931 PA 328 (MCL 750.216 & 750.216a).  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**For Senate amendments, see Senate Journal No. 86, page 1733.**  
**Committee recommended I.E.**

13

**HB 4938** Rep. Hune  
Health; autopsies; requirement for a medical examiner to notify Michigan's federally designated organ procurement organization and complete examination within a reasonable time; provide for.  
Amends 1953 PA 181 (MCL 52.201 - 52.216) by adding sec. 9.  
**I.E. House, June 29, 2005.**  
**House substitute (H-2).**  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

14

**SB 657** Sen. Goschka  
Local government; other; county board of auditors; repeal.  
Repeals sec. 4a of 1913 PA 275 (MCL 47.4a).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

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**GENERAL ORDERS**


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15

**SB 233** Sen. Bishop  
Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.  
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.  
**Referred to Committee of the Whole pursuant to MCL 24.245a.**

16

**SB 196** Sen. Jelinek  
Legislature; legislators; legislator to substitute teach in public schools without pay; allow.  
Amends secs. 1230, 1230a & 1233 of 1976 PA 451 (MCL 380.1230 et seq.).  
**Reported by Committee on Education.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

17

**SB 448** Sen. Cropsey  
Courts; judges; salary for judges; revise, establish concurrent jurisdiction for probate judge and district judge, and provide other amendments.  
Amends secs. 226, 303d, 410, 810, 859, 871, 1105, 1701, 8322, 8344, 8507 & 8611 of 1961 PA 236 (MCL 600.226 et seq.); adds secs. 411 & 8808 & repeals secs. 557, 557a, 557b, 8555 & 9947 of 1961 PA 236 (MCL 600.557 et seq.).  
**Reported by Committee on Judiciary.**  
**For Senate amendment, see Senate Journal No. 48, page 708.**  
**Committee recommended I.E.**

18

**HB 4481** Rep. Gaffney  
Elections; voting procedures; certain restrictions on requests for registration or absentee ballots; revise.  
Amends sec. 759a of 1954 PA 116 (MCL 168.759a) & repeals sec. 504 of 1954 PA 116 (MCL 168.504).  
**I.E. House, April 19, 2005.**  
**House substitute (H-1).**  
**Reported by Committee on Government Operations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

19

**SB 43** Sen. Thomas  
Income tax; credit; certain physicians with medical care practices in medically underserved areas; provide credit.  
Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 272.  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

20

**SB 472** Sen. Kuipers  
Energy; other; Michigan superconducting super collider commission; eliminate.  
Amends sec. 11 of 1987 PA 26 (MCL 3.821).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

## GENERAL ORDERS

21

**SB 475** Sen. Hardiman  
Higher education; research; state research fund feasibility review panel; eliminate.  
Amends sec. 2 of 1982 PA 175 (MCL 125.1952).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

22

**SB 476** Sen. Sanborn  
State; funds; Michigan strategic fund, research center fund advisory committee; eliminate.  
Amends sec. 77 of 1984 PA 270 (MCL 125.2077).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

23

**SB 633** Sen. Cassis  
Single business tax; rate; rate reduction; provide for.  
Amends sec. 31 of 1975 PA 228 (MCL 208.31) & repeals enacting section 1 of 2002 PA 531 & enacting section 3 of 1999 PA 115.  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

24

**SB 634** Sen. Cassis  
Single business tax; apportionment; sales factor; increase to 100%.  
Amends sec. 45a of 1975 PA 228 (MCL 208.45a).  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

25

**HB 4555** Rep. Pearce  
Transportation; funds; certain portion of transportation funds earmarked for nonmotorized trails; provide for.  
Amends sec. 10k of 1951 PA 51 (MCL 247.660k).  
**I.E. House, June 9, 2005.**  
**House substitute (H-2).**  
**Reported by Committee on Commerce and Labor.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

26

**SB 664** Sen. George  
Businesses; profit corporations; electronic filing of documents required under business corporation act; authorize.  
Amends sec. 131 of 1972 PA 284 (MCL 450.1131).  
**Reported by Committee on Commerce and Labor.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

27

**SB 665** Sen. Goschka  
Businesses; limited liability companies; electronic filing of documents required under Michigan limited liability company act; authorize.  
Amends sec. 104 of 1993 PA 23 (MCL 450.4104).  
**Reported by Committee on Commerce and Labor.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

28

**SB 666** Sen. Sanborn  
Businesses; nonprofit corporations; electronic filing of documents required under nonprofit corporation act; authorize.  
Amends sec. 131 of 1982 PA 162 (MCL 450.2131).  
**Reported by Committee on Commerce and Labor.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

29

**SB 667** Sen. Jelinek  
Businesses; partnerships; electronic filing of documents required under Michigan revised uniform limited partnership act; authorize.  
Amends sec. 206 of 1982 PA 213 (MCL 449.1206).  
**Reported by Committee on Commerce and Labor.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

30

**HB 4638** Rep. Garfield  
Military affairs; other; general amendments; provide for.  
Amends secs. 2, 3, 4, 7, 8, 9, 13, 14, 15, 16, 25, 26, 27, 29, 80, 84, 85, 92, 94, 99, 103, 105, 107, 108, 112, 113, 132 & 134 of 1980 PA 523 (MCL 32.1002 et seq.) & adds secs. 50a, 88, 109 & 121.  
**I.E. House, May 12, 2005.**  
**House substitute (H-1).**  
**Reported by Committee on Senior Citizens and Veterans Affairs.**  
**Committee recommended I.E.**

31

**SB 708** Sen. Bishop  
Children; protection; technical amendments; provide for.  
Amends sec. 3 of 2004 PA 241 (MCL 752.1063).  
**Reported by Committee on Technology and Energy.**  
**Committee recommended I.E.**

32

**SB 668** Sen. Van Woerkom  
Food; processors; protection against nuisance liability; clarify.  
Amends sec. 3 of 1998 PA 381 (MCL 289.823).  
**Reported by Committee on Agriculture, Forestry and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

33

- SB 669** Sen. Stamas  
Food; processors; administrative complaint brought against person responsible for the processing operation; designate as exclusive remedy regarding allegation of nuisance.  
Amends sec. 4 of 1998 PA 381 (MCL 289.824).  
**Reported by Committee on Agriculture, Forestry and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

34

- SJR E** Sen. Stamas  
Land use; condemnation; taking of private property by eminent domain for the primary benefit of private entities; prohibit.  
Amends sec. 54, art. X of the state constitution.  
**Reported by Committee on Transportation.**  
**Senate substitute (S-2).**

35

- SB 693** Sen. Brown  
Land use; condemnation; use of eminent domain to transfer private property to private entities; prohibit.  
Amends sec. 3 of 1911 PA 149 (MCL 213.23).  
**Reported by Committee on Transportation.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

36

- HB 4852** Rep. Casperson  
Transportation; carriers; revisions to motor carrier safety act to comply with federal law; provide for.  
Amends title & secs. 1a, 2d, 3, 4, 5, 6, 7, 7a, 7b, 7c, 7d, 11 & 12 of 1963 PA 181 (MCL 480.11a et seq.); adds secs. 4a, 13, 14 & 15 & repeals acts and parts of acts.  
**I.E. House, June 28, 2005.**  
**House substitute (H-3).**  
**For House amendment, see House Journal No. 60, page 998.**  
**Reported by Committee on Transportation.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

37

- HB 4857** Rep. LaJoy  
Transportation; other; revisions to motor bus transportation act to comply with federal law; provide for.  
Amends sec. 31 of 1982 PA 432 (MCL 474.131).  
**I.E. House, June 28, 2005.**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

## GENERAL ORDERS

38

- HB 4858** Rep. Anderson  
Traffic control; other; certain requirements for commercial vehicle operators; revise to comply with federal law.  
Amends secs. 683, 723 & 724 of 1949 PA 300 (MCL 257.683 et seq.); adds sec. 312g & repeals secs. 714a & 714b of 1949 PA 300 (MCL 257.714a & 257.714b).  
**I.E. House, June 28, 2005.**  
**House substitute (H-1).**  
**Reported by Committee on Transportation.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

39

- HB 5094** Rep. Kolb  
Environmental protection; air pollution; air fee program; revise and extend sunset.  
Amends sec. 5522 of 1994 PA 451 (MCL 324.5522).  
**I.E. House, September 22, 2005.**  
**House substitute (H-1).**  
**Reported by Committee on Appropriations.**  
**Committee recommended I.E.**

40

- SB 754** Sen. Brown  
Communications; telecommunications; general amendments; provide for.  
Amends secs. 102, 202, 208 & 304 of 1991 PA 179 (MCL 484.2102 et seq.) & repeals sec. 304b of 1991 PA 179 (MCL 484.2304b).  
**Reported by Committee on Technology and Energy.**  
**Senate substitute (S-5).**  
**Committee recommended I.E.**

## RESOLUTIONS

41

- SCR 33** Sen. Cropsey  
A concurrent resolution to urge the Michigan Supreme Court to issue a temporary restraining order to prevent the spending of taxpayer monies to fund benefits for homosexual unions until the court has ruled on the constitutionality of this issue.  
**Rules suspended and consideration postponed, Thursday, September 29.**  
**Adoption pending.**

42

- SR 68** Sen. Cropsey  
A resolution to urge the Michigan Supreme Court to issue a temporary restraining order to prevent the spending of taxpayer monies to fund benefits for homosexual unions until the court has ruled on the constitutionality of this issue.  
**Rules suspended and consideration postponed, Thursday, September 29.**  
**Adoption pending.**

**COMMITTEE REPORTS**

43

**SCR 28** Sen. Johnson  
 A concurrent resolution to increase the total project cost of the Department of Corrections Riverside Correctional Facility Power Plant Automation project.  
**Reported by Committee on Appropriations.**  
**For text of resolution, see Senate Journal No. 78, page 1289.**  
**Refer to Resolutions pursuant to Rule 3.106.**

44

**SB 457** Sen. Cropsey  
 Property; conveyances; transfer of certain state owned property in Ionia county; provide for.  
 Creates land transfer act.  
**Reported by Committee on Appropriations.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

45

**SB 736** Sen. Goschka  
 Corrections; jails; expense of inmate medical care; require sheriff to draw on inmate's health care policy before county is charged.  
 Amends secs. 4 & 4a of 1846 RS 171 (MCL 801.4 & 801.4a).  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

**SCHEDULED MEETINGS**

**Agriculture, Forestry and Tourism** - Thursday, October 6, 8:30 a.m., Room 110, Farnum Building (373-1635)

**Appropriations -**

**Subcommittee -**

**Capital Outlay** - Thursday, October 6, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Commerce and Labor** - Wednesday, October 5, 1:00 p.m., Room 210, Farnum Building (373-2413)

**Finance** - Wednesday, October 5, 1:00 p.m., Room 110, Farnum Building (373-1758)

**Michigan Capitol Committee** - Thursday, October 6, 12:30 p.m., Rooms 402 and 403 (CANCELED); Tuesday, October 11, 11:30 a.m., Room 426, Capitol Building (373-0289)

**Natural Resources and Environmental Affairs** - Thursday, October 6, 8:00 a.m., Room 100, Farnum Building (373-3447)

**Technology and Energy** - Wednesday, October 5, 3:00 p.m., Room 210, Farnum Building and 7:00 p.m., Trenton High School Auditorium, 2601 Charlton Road, Trenton (373-7350)

**BILLS IN CONFERENCE**

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
SB 266	Appropriations; community colleges; community and junior colleges; provide for fiscal year 2005-2006.	Jelinek Goschka Switalski	Booher (C) Kooiman Sak		
SB 267	Appropriations; community health; department of community health; provide for fiscal year 2005-2006.	Stamas George Cherry	Caswell (C) Kahn Alma Smith		
SB 268	Appropriations; corrections; department of corrections; provide for fiscal year 2005-2006.	Cropsey Brown Prusi	Brandenburg (C) Pastor Alma Smith		
SB 269	Appropriations; education; department of education; provide for fiscal year 2005-2006.	Jelinek Cropsey Scott	Moolenaar (C) Farhat Plakas		
SB 270	Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2005-2006.	McManus Goschka Barcia	Pastor (C) Moolenaar Kolb		

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**BILLS IN CONFERENCE**

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<b>Bill No.</b>	<b>Brief Title</b>	<b>Conferees</b>		<b>Report Agreed To</b>	
		<b>Senate</b>	<b>House</b>	<b>Senate</b>	<b>House</b>
SB 273	Appropriations; higher education; higher education; provide for fiscal year 2005-2006.	Goschka Johnson Cherry	Stewart (C) Kooiman Brown		
SB 278	Appropriations; natural resources; department of natural resources; provide for fiscal year 2005-2006.	McManus Johnson Prusi	Walker (C) Booher Williams		
HB 4834	Financial institutions; other; regulation and licensing of deferred presentment service providers and transactions; provide for.	Sanborn Gilbert Jacobs	Robertson Palsrok McConico		