

No. 38

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, MAY 5, 2011
10:00 a.m.

THIRD READING OF BILLS

1

SB 272 Sen. Kowall
Administrative procedure; rules; use of certain orders, bulletins, and guidelines; establish limit and provide for regulatory flexibility for small businesses.
Amends secs. 32, 40, 43, 61 & 64 of 1969 PA 306 (MCL 24.232 et seq.).
Reported by Committee on Economic Development.
Committee recommended I.E.

2

SB 271 Sen. Brandenburg
Administrative procedure; rules; regulatory impact statement; require certain information to be included.
Amends sec. 45 of 1969 PA 306 (MCL 24.245).
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

3

SB 274 Sen. Pappageorge
Administrative procedure; joint committee; authority of joint committee on administrative rules; clarify.
Amends secs. 35 & 45a of 1969 PA 306 (MCL 24.235 & 24.245a).
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

4

SB 273 Sen. Robertson
Administrative procedure; rules; 1984 PA 27; update reference to administrative procedures act.
Amends sec. 2 of 1984 PA 27 (MCL 4.552).
Reported by Committee on Economic Development.
Committee recommended I.E.

5

SB 276 Sen. Robertson
Administrative procedure; rules; state office of administrative hearings and rules; require posting of legal and policy bases and assessment of impact of the rules on the private sector.
Amends secs. 3, 39 & 122 of 1969 PA 306 (MCL 24.203 et seq.) & adds sec. 45b.
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

THIRD READING OF BILLS

6

SB 278 Sen. Hansen
Administrative procedure; rules; review of existing and new rules; provide for on a periodic basis.
Amends sec. 53 of 1969 PA 306 (MCL 24.253).
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

7

SB 277 Sen. Hildenbrand
Environmental protection; other; NREPA programs; require peer review.
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 27.
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

8

SB 279 Sen. Pavlov
Environmental protection; other; stratified random sampling process; establish for inspections under NREPA.
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 1505.
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

9

SB 29 Sen. Hansen
Crimes; weapons; sale, possession, and use of device that uses electro-muscular technology; amend Michigan penal code to allow under certain circumstances.
Amends sec. 224a of 1931 PA 328 (MCL 750.224a).
Reported by Committee on Judiciary.
Senate substitute (S-2).
Committee recommended I.E.

GENERAL ORDERS

10

SB 30 Sen. Jones

Weapons; licensing; sale, possession, and use of device that uses electro-muscular disruption technology; amend firearms act to allow under certain circumstances.

Amends title & secs. 5f, 5k & 5o of 1927 PA 372 (MCL 28.425f et seq.).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

11

SB 93 Sen. Hansen

Criminal procedure; sentencing guidelines; sentencing guidelines for carrying concealed pistol in prohibited place; revise to include reference to electro-muscular disruption devices.

Amends secs. 11b & 16m, ch. XVII of 1927 PA 175 (MCL 777.11b & 777.16m).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

12

SB 25 Sen. Jones

Health; death; final disposition of fetal remains; define, and clarify authorization requirements.

Amends secs. 2803, 2804 & 2834 of 1978 PA 368 (MCL 333.2803 et seq.).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

13

SB 54 Sen. Jones

Health; death; final disposition of fetal remains; clarify authorization requirements and provide penalties for non-compliance.

Amends secs. 2848 & 13807 of 1978 PA 368 (MCL 333.2848 & 333.13807) & adds secs. 2836 & 2854.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

14

SB 55 Sen. Jones

Criminal procedure; sentencing guidelines; sentencing guidelines for violation of requirements for final disposition of fetal remains; establish.

Amends sec. 13k, ch. XVII of 1927 PA 175 (MCL 777.13k).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

15

SB 153 Sen. Pavlov

Local government; other; local government and school district fiscal accountability act; create.

Creates new act & repeals 1990 PA 72 (MCL 141.1201 - 141.1291).

Reported by Committee on Education.

Senate substitute (S-2).

Committee recommended I.E.

GENERAL ORDERS

16

SB 154 Sen. Pavlov

Cities; home rule; reference to local government and school district fiscal accountability act; provide for in the home rule city act.

Amends sec. 36a of 1909 PA 279 (MCL 117.36a).

Reported by Committee on Education.

Committee recommended I.E.

17

SB 155 Sen. Pavlov

Local government; financing; reference to local government and school district fiscal accountability act; provide for in the revised municipal finance act.

Amends sec. 303 of 2001 PA 34 (MCL 141.2303).

Reported by Committee on Education.

Committee recommended I.E.

18

SB 156 Sen. Pavlov

Elections; recall; reference to local government and school district fiscal accountability act; provide for in the Michigan election law.

Amends sec. 971 of 1954 PA 116 (MCL 168.971).

Reported by Committee on Education.

Committee recommended I.E.

19

SB 160 Sen. Meekhof

Health; abortion; partial-birth abortions; prohibit.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 90h.

Reported by Committee on Judiciary.

Committee recommended I.E.

20

SB 161 Sen. Hansen

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of performing partial-birth abortion; enact.

Amends sec. 16d, ch. XVII of 1927 PA 175 (MCL 777.16d).

Reported by Committee on Judiciary.

Committee recommended I.E.

21

SB 126 Sen. Robertson

Use tax; collections; use tax on difference between trade-in and purchase price for motor vehicles and titled watercraft; provide for.

Amends sec. 2 of 1937 PA 94 (MCL 205.92).

Reported by Committee on Finance.

Committee recommended I.E.

22

SB 127 Sen. Robertson

Sales tax; collections; sales tax on difference between trade-in and purchase price for motor vehicles and titled watercraft; provide for.

Amends sec. 1 of 1933 PA 167 (MCL 205.51).

Reported by Committee on Finance.

Committee recommended I.E.

GENERAL ORDERS

23

SB 17 Sen. Jones

Health; pharmaceuticals; formation of medicinal marihuana clubs or operation of medical marihuana bars; prohibit.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 7421.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

24

SB 165 Sen. Moolenaar

Labor; fair employment practices; fair and open competition in governmental construction act; create.

Creates new act.

Reported by Committee on Reforms, Restructuring and Reinventing.

Senate substitute (S-1).

Committee recommended I.E.

25

HB 4152 Rep. Knollenberg

Labor; collective bargaining; wages and benefits for certain public employees; freeze during contract negotiations.

Amends 1947 PA 336 (MCL 423.201 - 423.217) by adding sec. 7b.

I.E. House, March 10, 2011.

House substitute (H-2).

Reported by Committee on Education.

Committee recommended I.E.

26

SB 256 Sen. Bieda

Family law; paternity; paternity of a child born to a married woman; allow to be established in a man other than the husband.

Amends secs. 1, 4 & 6 of 1956 PA 205 (MCL 722.711 et seq.).

Reported by Committee on Judiciary.

Committee recommended I.E.

27

SJR C Sen. Jansen

Labor; civil service employment; health benefits of public employees and officers; allow legislature to regulate.

Amends the state constitution by adding sec. 9 to art. XI.

Reported by Committee on Reforms, Restructuring and Reinventing.

28

SB 7 Sen. Jansen

Labor; public service employment; mandated public employee contribution to employer-provider health care benefits; provide for.

Creates new act.

Reported by Committee on Reforms, Restructuring and Reinventing.

Senate substitute (S-3).

Committee recommended I.E.

GENERAL ORDERS

29

SB 28 Sen. Hansen

Income tax; collections; use of credit cards as payment option for state taxes; allow.

Amends sec. 19 of 1941 PA 122 (MCL 205.19).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

30

HB 4111 Rep. Rendon

Natural resources; other; use of certain volunteer groups for habitat work on state lands; allow.

Amends sec. 503 of 1994 PA 451 (MCL 324.503).

I.E. House, March 17, 2011.

House substitute (H-1).

Reported by Committee on Outdoor Recreation and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

31

HB 4113 Rep. Jenkins

Occupations; real estate; requirement to display real estate broker's license and license of each salesperson employed in place of business; eliminate.

Amends sec. 2506 of 1980 PA 299 (MCL 339.2506).

I.E. House, March 2, 2011.

House substitute (H-1).

Reported by Committee on Regulatory Reform.

For Senate amendments, see Senate Journal No. 33, page 517.

Committee recommended I.E.

32

HB 4227 Rep. Opsommer

Construction; contracts; use of nonresidential capital recovery fees; prohibit.

Creates new act.

I.E. House, March 23, 2011.

House substitute (H-3).

Reported by Committee on Regulatory Reform.

Committee recommended I.E.

33

HB 4228 Rep. Rendon

Construction; contracts; use of capital recovery fees; regulate.

Creates new act.

I.E. House, March 23, 2011.

House substitute (H-3).

Reported by Committee on Regulatory Reform.

Committee recommended I.E.

34

SB 104 Sen. Kahn

Vehicles; registration plates; specialty plates for scouts; create.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

Reported by Committee on Transportation.

Committee recommended I.E.

GENERAL ORDERS

35

HB 4129 Rep. Knollenberg
Highways; name; portion of M-24; designate as the "William Davidson memorial highway".
Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 1078.
I.E. House, February 24, 2011.
Reported by Committee on Transportation.
Committee recommended I.E.

36

SJR E Sen. Hildenbrand
Legislature; other; budget process; require legislature to present all general appropriation bills to the governor by July 1 and require forfeiture of legislators' salaries for failure to present those bills by that date.
Amends sec. 31, art. IV & adds sec. 55 to art. IV of the state constitution.
Reported by Committee on Reforms, Restructuring and Reinventing.
Senate substitute (S-1).

37

SB 102 Sen. Pappageorge
Vehicles; registration plates; "Gold Star Family" registration plates; create.
Amends sec. 803e of 1949 PA 300 (MCL 257.803e).
Reported by Committee on Transportation.
Senate substitute (S-3).
Committee recommended I.E.

38

SB 282 Sen. Pappageorge
Holidays; other; patriot week in Michigan; designate. Creates new act.
Reported by Committee on Veterans, Military Affairs and Homeland Security.
Committee recommended I.E.

39

SB 43 Sen. Hunter
Financial institutions; generally; crime of residential mortgage fraud; establish.
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 219d.
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

40

SB 44 Sen. Hunter
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of mortgage fraud; enact.
Amends sec. 16l, ch. XVII of 1927 PA 175 (MCL 777.16l).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

41

SB 249 Sen. Booher
Crimes; fraud; value thresholds for crime of false pretenses; revise.
Amends sec. 218 of 1931 PA 328 (MCL 750.218).
Reported by Committee on Banking and Financial Institutions.
Committee recommended I.E.

42

SB 250 Sen. Booher
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of false pretenses; revise to reflect increased penalties.
Amends sec. 16l, ch. XVII of 1927 PA 175 (MCL 777.16l).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

43

SB 251 Sen. Nofs
Criminal procedure; statute of limitations; certain crimes relating to real property; revise statute of limitations.
Amends sec. 24, ch. VII of 1927 PA 175 (MCL 767.24).
Reported by Committee on Banking and Financial Institutions.
Committee recommended I.E.

44

SB 252 Sen. Marleau
Occupations; notaries public; penalties for notary public violations; increase.
Amends secs. 41, 43 & 49 of 2003 PA 238 (MCL 55.301 et seq.).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-3).
Committee recommended I.E.

45

SB 253 Sen. Gleason
Criminal procedure; sentencing guidelines; sentencing guidelines for notary public violations; enact.
Amends sec. 11c, ch. XVII of 1927 PA 175 (MCL 777.11c).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

46

SB 334 Sen. Hildenbrand
Economic development; other; business improvement districts; expand to include townships.
Amends secs. 10, 10a, 10b, 10c, 10d, 10e, 10f, 10g, 10h, 10i, 10j, 10k, 10l & 10m of 1961 PA 120 (MCL 125.990 et seq.).
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

RESOLUTIONS

47

SR 30 Sen. Casperson

A resolution to call on the state and federal government to work cooperatively to fund the restoration of the break-wall at the Grand Marais Harbor.

Reported by Committee on Natural Resources, Environment and Great Lakes.

For text of resolution, see Senate Journal No. 29, page 421.

Adoption pending.

48

SCR 13 Sen. Casperson

A concurrent resolution to call on the state and federal government to work cooperatively to fund the restoration of the breakwall at the Grand Marais Harbor.

Reported by Committee on Natural Resources, Environment and Great Lakes.

For text of resolution, see Senate Journal No. 29, page 422.

Adoption pending.

49

HCR 7 Rep. Johnson

A concurrent resolution to urge the U.S. Congress and the U.S. Army Corps of Engineers to take immediate actions to prevent the Asian carp from entering the Great Lakes and to develop long-term strategies to address this problem.

Reported by Committee on Natural Resources, Environment and Great Lakes.

For text of resolution, see Senate Journal No. 18, page 231.

Adoption pending.

50

HCR 8 Rep. Pettalia

A concurrent resolution to urge the Congress of the United States to make every effort to expedite and fund the Great Lakes and Mississippi River Basin Interbasin Study and to ensure Asian carp do not invade the Great Lakes.

Reported by Committee on Natural Resources, Environment and Great Lakes.

For text of resolution, see Senate Journal No. 18, page 231.

Adoption pending.

51

SR 27 Sen. Kowall

A resolution to urge the President of the United States to impose a moratorium on any new regulations and to memorialize the Congress of the United States enact the Regulations from the Executive in Need of Scrutiny (REINS) Act.

Reported by Committee on Economic Development.

For text of resolution, see Senate Journal No. 26, page 366.

Adoption pending.

COMMITTEE REPORTS

52

SR 34 Sen. Jones

A resolution to memorialize the United States Congress to take immediate steps to provide funding to the Drug Enforcement Agency for the cleanup of clandestine methamphetamine laboratories seized by state and local law enforcement.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 30, page 446.

Refer to Resolutions pursuant to Rule 3.106.

53

SB 137 Sen. Jones

Education; discipline; policy prohibiting harassment and bullying at school; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1310b.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

54

SB 281 Sen. Hune

Torts; liability; bowling centers; provide immunity from liability for slip and falls under certain circumstances.

Creates new act.

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

55

HB 4167 Rep. McMillin

Criminal procedure; sentencing guidelines; sentencing guidelines for moving violation in a work zone causing death; include school bus zones.

Amends sec. 12e, ch. XVII of 1927 PA 175 (MCL 777.12e).

I.E. House, March 3, 2011.

For House amendment, see House Journal No. 20, page 265.

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

56

HB 4168 Rep. O'Brien

Crimes; vehicle offenses; moving violations in a school bus zone; provide for increased penalties.

Amends sec. 601b of 1949 PA 300 (MCL 257.601b).

I.E. House, March 3, 2011.

For House amendment, see House Journal No. 20, page 265.

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

57

HB 4231 Rep. Walsh

Torts; liability; waiver of claims of liability in connection with children's athletic and recreational activities; allow parent to sign.

Amends 1998 PA 386 (MCL 700.1101 - 700.8206) by adding sec. 5109.

I.E. House, March 16, 2011.

For House amendment, see House Journal No. 25, page 318.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

58

HB 4258 Rep. Lyons

Records; birth; heirloom birth certificates; create, allow for fee collection, and earmark revenue.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 2882a.

I.E. House, March 24, 2011.

Reported by Committee on Families, Seniors and Human Services.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations -**Subcommittee -**

Capital Outlay - Thursdays, May 5 (CANCELED), and May 12, 9:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-8080)

Health Policy - Thursday, May 5, 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

Natural Resources, Environment and Great Lakes - Thursday, May 5, 8:30 a.m., Room 210, Farnum Building (373-5323)