

No. 42

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, MAY 17, 2011
10:00 a.m.

THIRD READING OF BILLS

_____ 1 _____

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.

_____ 2 _____

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.

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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.

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HB 4291 Rep. Moss
Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2010-2011.
Creates appropriation act.
I.E. House, April 13, 2011.
House substitute (H-1).
Reported by Committee on Appropriations.
Committee recommended I.E.

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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.

THIRD READING OF BILLS

_____ 6 _____

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

_____ 7 _____

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.

_____ 8 _____

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.

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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.

GENERAL ORDERS

10

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.

11

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.

12

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.

13

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.

14

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.

15

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.

GENERAL ORDERS

16

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.

17

SB 17 Sen. Jones
Health; pharmaceuticals; formation of medicinal marijuana clubs or operation of medical marijuana 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.

18

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.

19

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.

20

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.

21

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).

GENERAL ORDERS

22

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.

23

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.

24

SB 249 Sen. Boohar

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.

25

SB 250 Sen. Boohar

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.

26

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.

27

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.

GENERAL ORDERS

28

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.

29

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.

30

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.

31

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.

32

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.

33

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.

GENERAL ORDERS

34

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.

35

HB 4445 Rep. Moss

Appropriations; supplemental; school aid supplemental; provide for fiscal year 2010-2011.

Amends secs. 11, 11m, 22a, 22b, 51a, 51c & 74 of 1979 PA 94 (MCL 388.1611 et seq.).

I.E. House, April 13, 2011.

Reported by Committee on Appropriations.

Committee recommended I.E.

36

HB 4192 Rep. Scott

Health; pharmaceuticals; access to the Michigan automated prescription system for prescribers; provide for under certain circumstances.

Amends sec. 7333a of 1978 PA 368 (MCL 333.7333a).

I.E. House, April 12, 2011.

Reported by Committee on Health Policy.

Committee recommended I.E.

37

HB 4389 Rep. Stamas

Occupations; dentists; dentists practicing under special volunteer license; extend immunity from liability.

Amends sec. 16185 of 1978 PA 368 (MCL 333.16185).

I.E. House, April 12, 2011.

Reported by Committee on Health Policy.

Committee recommended I.E.

38

SB 130 Sen. Hildenbrand

Traffic control; civil infraction procedures; minimum number of unpaid parking tickets a person may have before the secretary of state will not issue or renew the person's operator's license; revise.

Amends sec. 321a of 1949 PA 300 (MCL 257.321a).

Reported by Committee on Transportation.

Committee recommended I.E.

39

SB 287 Sen. Kowall

Transportation; carriers; applicability of exemptions; modify.

Amends sec. 2, art. V of 1933 PA 254 (MCL 479.2).

Reported by Committee on Transportation.

Committee recommended I.E.

GENERAL ORDERS

40

SB 24 Sen. Schuitmaker

Insurance; other; payment of commissions or rebates to certain producers; permit.

Amends sec. 1505 of 1956 PA 218 (MCL 500.1505).

Reported by Committee on Insurance.

Senate substitute (S-1).

Committee recommended I.E.

41

SB 244 Sen. Jones

Criminal procedure; expunction; expand record expunction for certain offenders; provide for under certain circumstances.

Amends secs. 1, 3 & 4 of 1965 PA 213 (MCL 780.621 et seq.).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

42

SB 346 Sen. Schuitmaker

Criminal procedure; DNA; procedure for collection of DNA samples from incarcerated individuals; provide for.

Amends sec. 33d of 1953 PA 232 (MCL 791.233d).

Reported by Committee on Judiciary.

Committee recommended I.E.

43

SB 356 Sen. Jones

Crimes; animals; forfeiture of real property used in the commission of animal fighting; allow.

Amends sec. 4702 of 1961 PA 236 (MCL 600.4702).

Reported by Committee on Judiciary.

Committee recommended I.E.

44

SB 357 Sen. Johnson

Civil procedure; civil actions; property on which animal fighting is conducted; declare to be a nuisance.

Amends sec. 3801 of 1961 PA 236 (MCL 600.3801).

Reported by Committee on Judiciary.

Committee recommended I.E.

45

SB 275 Sen. Casperson

Environmental protection; permits; consequences of missed deadlines for review of certain environmental permits; establish.

Amends secs. 1305, 1307 & 1311 of 1994 PA 451 (MCL 324.1305 et seq.).

Reported by Committee on Economic Development.

Senate substitute (S-1).

Committee recommended I.E.

46

SB 226 Sen. Jansen

Children; protection; central repository pertaining to death of a child; create.

Amends sec. 7b of 1975 PA 238 (MCL 722.627b).

Reported by Committee on Families, Seniors and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

47

SB 227 Sen. Gregory

Children; protection; notification to children's ombudsman regarding death of a child who is a ward of the state; require.

Amends 1975 PA 238 (MCL 722.621 - 722.638) by adding sec. 7k.

Reported by Committee on Families, Seniors and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

48

SB 228 Sen. Emmons

Children; protection; access to documents referencing death of a child who was a ward of the state; allow.

Amends sec. 7 of 1975 PA 238 (MCL 722.627).

Reported by Committee on Families, Seniors and Human Services.

Committee recommended I.E.

49

SB 229 Sen. Nofs

Children; protection; sharing of case-specific information related to child deaths while in state care; require.

Amends sec. 7b of 1975 PA 238 (MCL 722.627b).

Reported by Committee on Families, Seniors and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

RESOLUTIONS

50

SR 30 Sen. Casperson

A 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 421.

Adoption pending.

51

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.

RESOLUTIONS

52

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.

53

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.

54

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.

55

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.

Adoption pending.

COMMITTEE REPORTS

56

SR 39 Sen. Casperson

A resolution to memorialize the Congress of the United States to remove gray wolves in Michigan from the federal endangered species list and to amend the Endangered Species Act to prevent similar future situations.

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

For text of resolution, see Senate Journal No. 32, page 477.

Refer to Resolutions pursuant to Rule 3.106.

SCHEDULED MEETINGS	SCHEDULED MEETINGS
Agriculture - Thursday, May 19, 9:00 a.m., Room 110, Farnum Building (373-5312)	Redistricting - Wednesday, May 18, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5307)
Economic Development - Friday, May 13, 3:00 p.m., Raleigh Studios, Stage 4, 1999 Centerpoint Parkway, Pontiac (373-5312)	Reforms, Restructuring and Reinventing - Wednesday, May 18, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-5324)
Energy and Technology - Tuesday, May 17, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5307)	State Drug Treatment Court Advisory Committee - Tuesday, May 24, 9:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)
Judiciary - Tuesday, May 17, 2:30 p.m., Room 110, Farnum Building (373-5323)	Transportation - Tuesday, May 17, 12:30 p.m., Room 100, Farnum Building (373-5314)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 169	Appropriations; zero budget; department of agriculture and rural development; provide for fiscal year 2011-2012.	Green Kahn Hopgood	Potvin Forlini Ananich		
SB 171	Appropriations; zero budget; community colleges; provide for fiscal year 2011-2012.	Booher Kahn Anderson	Goike Genetski McCann		
SB 172	Appropriations; zero budget; department of community health; provide for fiscal year 2011-2012.	Moolenaar Kahn Gregory	Lori MacGregor Tlaib		
SB 173	Appropriations; zero budget; department of corrections; provide for fiscal year 2011-2012.	Proos Kahn Anderson	Haveman MacMaster Lindberg		
SB 174	Appropriations; zero budget; department of education; provide for fiscal year 2011-2012.	Walker Kahn Hopgood	Rogers Poleski Bauer		
SB 175	Appropriations; zero budget; department of energy, labor, and economic growth; provide for fiscal year 2011-2012.	Jansen Kahn Johnson	Pscholka Rogers Ananich		
SB 176	Appropriations; zero budget; department of environmental quality; provide for fiscal year 2011-2012.	Green Kahn Hopgood	Kowall Bumstead McCann		
SB 177	Appropriations; zero budget; general government; provide for fiscal year 2011-2012.	Pappageorge Kahn Johnson	Poleski Lori Durhal		
SB 178	Appropriations; zero budget; higher education; provide for fiscal year 2011-2012.	Schuitmaker Kahn Hood	Genetski Cotter Bauer		
SB 179	Appropriations; zero budget; department of human services; provide for fiscal year 2011-2012.	Caswell Kahn Gregory	Agema MacMaster Jackson		
SB 180	Appropriations; zero budget; judiciary; provide for fiscal year 2011-2012.	Proos Kahn Johnson	Cotter Forlini Tlaib		

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 181	Appropriations; zero budget; department of military and veterans affairs; provide for fiscal year 2011-2012.	Colbeck Kahn Gregory	MacGregor Jenkins LeBlanc		
SB 182	Appropriations; zero budget; department of natural resources; provide for fiscal year 2011-2012.	Green Kahn Hopgood	Bumstead Kowall Lindberg		
SB 183	Appropriations; zero budget; multisection school aid; provide for fiscal year 2011-2012.	Walker Kahn Hopgood	Rogers Poleski Lipton		
SB 184	Appropriations; zero budget; department of state police; provide for fiscal year 2011-2012.	Colbeck Kahn Gregory	MacGregor Jenkins LeBlanc		
SB 185	Appropriations; zero budget; department of transportation; provide for fiscal year 2011-2012.	Pappageorge Kahn Anderson	Agema Goike Dillon		
HB 4325	Appropriations; other; executive recommendation; provide for.		Rogers Moss Lipton		
HB 4526	Appropriations; zero budget; omnibus budget appropriations bill; provide for.		Moss Haveman LeBlanc		