

No. 50

# MICHIGAN SENATE

## DAILY CALENDAR

---

TUESDAY, JUNE 7, 2011  
10:00 a.m.

---

### THIRD READING OF BILLS

---

---

1

---

**SB 231** Sen. Schuitmaker  
Crimes; other; discovery of a dead body; require to notify law enforcement under certain circumstances.  
Amends sec. 2841 of 1978 PA 368 (MCL 333.2841).  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

---

2

---

**SB 380** Sen. Hildenbrand  
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of failure to report a dead body with purpose of concealing fact of or cause of death; provide for.  
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.**

---

3

---

**SB 371** Sen. Booher  
Natural resources; other; geographic area authorized for operating an off-road vehicle on road shoulders; expand.  
Amends sec. 81131 of 1994 PA 451 (MCL 324.81131).  
**Reported by Committee on Outdoor Recreation and Tourism.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

---

### GENERAL ORDERS

---

---

4

---

**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.**

---

5

---

**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.**

---

### GENERAL ORDERS

---

---

6

---

**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.**

---

7

---

**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.**

---

8

---

**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.**

---

9

---

**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.**

---

10

---

**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.**

## GENERAL ORDERS

11

**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.**

12

**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.**

13

**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.**

14

**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.**

15

**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.**

16

**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

17

**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.**

18

**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.**

19

**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.**

20

**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.**

21

**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.**

22

**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

23

**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.**

24

**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.**

25

**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.**

26

**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.**

27

**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.**

28

**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.**

## GENERAL ORDERS

29

**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.**

30

**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.**

31

**SB 234** Sen. Jones

Health; occupations; conviction of first, second, or third degree criminal sexual conduct; revise sanction disciplinary subcommittee must impose and include permanent revocation.

Amends sec. 16226 of 1978 PA 368 (MCL 333.16226).

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

32

**SB 235** Sen. Jones

Health; occupations; conviction of first, second, or third degree criminal sexual conduct; revise sanction disciplinary subcommittee must impose.

Amends sec. 16221 of 1978 PA 368 (MCL 333.16221).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

33

**SB 236** Sen. Jones

Health; occupations; conviction of first, second, or third degree criminal sexual conduct; allow permanent revocation of license or registration.

Amends sec. 16245 of 1978 PA 368 (MCL 333.16245).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

34

**SB 258** Sen. Jones

Liquor; drinking age; certain minors presenting themselves for treatment; exempt from underage drinking violation under certain circumstances.

Amends sec. 703 of 1998 PA 58 (MCL 436.1703).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

35

**SB 354** Sen. Jones

Criminal procedure; sex offender registration; exception to prohibition against residing within a student safety zone; modify.

Amends sec. 35 of 1994 PA 295 (MCL 28.735).

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

36

**SB 27** Sen. Hansen

Agriculture; animals; transfer of regulatory responsibility from department of natural resources and environment to department of agriculture; provide for.

Amends secs. 2, 3, 4, 6, 7 & 10 of 2000 PA 190 (MCL 287.952 et seq.).

**Reported by Committee on Agriculture.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

37

**SB 384** Sen. Marleau

Health; occupations; nurse practitioners; require supervision in same manner as physician's assistants, clarify ability for nurse practitioners and physician's assistants to prescribe controlled substances and perform other delegatory activities, and revise contents of drug labels.

Amends secs. 17048, 17049, 17050, 17076, 17078, 17548, 17549, 17550, 17745, 17757, 18048, 18049, 18050 & 20201 of 1978 PA 368 (MCL 333.17048 et seq.).

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

38

**SB 361** Sen. Bieda

Criminal procedure; DNA; deadline for filing petition for DNA testing of felony conviction cases; revise.

Amends sec. 16, ch. X of 1927 PA 175 (MCL 770.16).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

39

**HB 4013** Rep. LeBlanc

Law enforcement; other; possession and operation of electrical devices designed to temporarily incapacitate persons; allow for reserve peace officers, auxiliary officers, and reserve officers.

Amends sec. 224a of 1931 PA 328 (MCL 750.224a).

**I.E. House, March 24, 2011.**

**House substitute (H-1).**

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

40

**SB 187** Sen. Booher

Vehicles; fund-raising registration plates; specialty plate for ducks unlimited; provide for.

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

**Reported by Committee on Transportation.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

41

**SB 389** Sen. Anderson

Vehicles; registration plates; specialty plate for the Michigan breast and cervical cancer control program; provide for.

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

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

## GENERAL ORDERS

42

**HB 4366** Rep. O'Brien

Transportation; authorities; member of public transit authority; prohibit if individual is employee or officer of another public transit authority.

Amends sec. 3 of 1978 PA 566 (MCL 15.183).

**I.E. House, March 24, 2011.**

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

43

**HB 4367** Rep. McCann

Transportation; authorities; qualifying criteria to form a public authority; clarify.

Amends sec. 4 of 1986 PA 196 (MCL 124.454).

**I.E. House, March 24, 2011.**

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

44

**SB 393** Sen. Jones

Corrections; jails; population requirement for municipalities eligible to seek reimbursement from inmates; remove.

Amends sec. 2 of 2006 PA 88 (MCL 801.312).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

45

**HB 4533** Rep. Rogers

Traffic control; driver license; individual with level 2 graduated driver license; modify limitation on hours of operation and exception to number of passengers allowed in vehicle under certain circumstances.

Amends sec. 310e of 1949 PA 300 (MCL 257.310e).

**I.E. House, April 26, 2011.**

**Recommendation to refer to Committee on Transportation.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## RESOLUTIONS

46

**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.**

## RESOLUTIONS

47

**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.**

48

**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

49

**SB 248** Sen. Casperson

Property; land sales; purchase of state land using state funds; modify criteria.

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

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

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

50

**SB 26** Sen. Jones

Retirement; legislative; retirement health care benefits for legislators; eliminate.

Amends secs. 50b, 75 & 79 of 1957 PA 261 (MCL 38.1050b et seq.) & adds sec. 79a.

**Reported by Committee on Reforms, Restructuring and Reinventing.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

51

**SB 133** Sen. Rocca

Income tax; checkoff; money received from certain income tax checkoff to be used for training purposes only; require.

Amends sec. 13 of 1966 PA 291 (MCL 29.373).

**Reported by Committee on Finance.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

## COMMITTEE REPORTS

52

**SB 134** Sen. Rocca

Income tax; checkoff; donation to the Michigan fire-fighter training council; provide for check-off option.

Amends sec. 435 of 1967 PA 281 (MCL 206.435).

**Reported by Committee on Finance.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

53

**SB 324** Sen. Pappageorge

Income tax; checkoff; contribution to Michigan Alzheimer's association fund; provide for check-off option.

Amends sec. 435 of 1967 PA 281 (MCL 206.435).

**Reported by Committee on Finance.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

54

**SB 325** Sen. Warren

Income tax; other; Michigan Alzheimer's association fund; create, and earmark revenue.

Creates new act.

**Reported by Committee on Finance.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

55

**SB 335** Sen. Pappageorge

Sales tax; definitions; definition of prewritten computer software; revise.

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

**Reported by Committee on Finance.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

56

**SB 336** Sen. Proos

Use tax; definitions; definition of prewritten computer software; revise.

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

**Reported by Committee on Finance.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

57

**SB 381** Sen. Jones

Income tax; other; special Olympics Michigan fund; create.

Creates new act.

**Reported by Committee on Finance.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**



---

**COMMITTEE REPORTS**

---

---

58

---

**SB 382** Sen. Jones

Income tax; checkoff; special Olympics Michigan fund; provide check-off option.

Amends sec. 435 of 1967 PA 281 (206.435).

**Reported by Committee on Finance.****Committee recommended I.E.****Refer to Committee of the Whole pursuant to Rule 3.701.**

---

**SCHEDULED MEETINGS**

---

**Appropriations** - Wednesday, June 8, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1760)**Subcommittee -****Corrections Department and House Corrections Appropriations Subcommittee** - Tuesday, June 7, 3:00 p.m., House Appropriations Room, 3rd Floor, Capitol Building (373-2768)

---

**SCHEDULED MEETINGS**

---

**Energy and Technology** - Tuesday, June 7, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5307)**Families, Seniors and Human Services** - Wednesday, June 8, 3:00 p.m., Room 210, Farnum Building (373-5312)**Finance** - Wednesday, June 8, 12:30 p.m., Room 210, Farnum Building (373-5307)**Judiciary** - Tuesday, June 7, 2:30 p.m., Room 110, Farnum Building (373-5323)**Local Government and Elections** - Wednesday, June 8, 3:00 p.m., Room 100, Farnum Building (373-5323)**Veterans, Military Affairs and Homeland Security** - Tuesday, June 7, 12:30 p.m., Room 210, Farnum Building (373-5312)