

No. 54

MICHIGAN SENATE

DAILY CALENDAR

WEDNESDAY, JUNE 15, 2011
10:00 a.m.

THIRD READING OF BILLS

1

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.

2

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.

3

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.

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

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).

16

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.

GENERAL ORDERS

17

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.

18

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.

19

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.

20

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.

21

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.

22

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.

GENERAL ORDERS

23

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.

24

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.

25

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.

26

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.

27

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.

28

SB 187 Sen. Boohar

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.

GENERAL ORDERS

29

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.

30

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.

31

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.

32

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.

33

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.

34

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.

GENERAL ORDERS

35

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.

36

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.

37

SB 134 Sen. Rocca
Income tax; checkoff; donation to the Michigan firefighter 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.

38

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.

39

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.

40

SB 381 Sen. Jones
Income tax; other; special Olympics Michigan fund; create.
Creates new act.
Reported by Committee on Finance.
Committee recommended I.E.

41

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.

GENERAL ORDERS

42

SB 386 Sen. Moolenaar
Crimes; other; making false representation about military status; prohibit under certain circumstances and provide penalties.
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 286.
Reported by Committee on Veterans, Military Affairs and Homeland Security.
Committee recommended I.E.

43

SB 291 Sen. Pavlov
Vehicles; motorcycles; motorcycle helmet requirement; abolish under certain circumstances.
Amends sec. 658 of 1949 PA 300 (MCL 257.658).
Reported by Committee on Transportation.
Committee recommended I.E.

44

SB 64 Sen. Jones
Housing; landlord and tenants; 7-day notice to quit for tenants who injure or threaten to injure other tenants or employees; require.
Amends sec. 5714 of 1961 PA 236 (MCL 600.5714).
Reported by Committee on Judiciary.
Senate substitute (S-3).
Committee recommended I.E.

45

SB 65 Sen. Schuitmaker
Housing; landlord and tenants; provision relating to the termination of lease for certain controlled substance offenders; modify.
Amends sec. 34 of 1846 RS 66 (MCL 554.134).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

46

HB 4411 Rep. Haines
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).
I.E. House, May 17, 2011.
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

47

HB 4412 Rep. Huuki
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).
I.E. House, May 17, 2011.
House substitute (H-1).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

48

SB 8 Sen. Jansen
Local government; intergovernmental affairs; municipal partnership act; create.
Creates new act.
Reported by Committee on Reforms, Restructuring and Reinventing.
Senate substitute (S-3).
Committee recommended I.E.

49

SB 9 Sen. Jansen
Labor; public service employment; reference to municipal partnership act; provide for in public employment relations act.
Amends 1947 PA 336 (MCL 423.201 - 423.217) by adding sec. 1a.
Reported by Committee on Reforms, Restructuring and Reinventing.
Committee recommended I.E.

50

SB 10 Sen. Jansen
Elections; other; reference to municipal partnership act; provide for in the Michigan election law.
Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 976a.
Reported by Committee on Reforms, Restructuring and Reinventing.
Committee recommended I.E.

51

SB 376 Sen. Kowall
Economic development; plant rehabilitation; definition of industrial property; expand.
Amends sec. 2 of 1974 PA 198 (MCL 207.552).
Reported by Committee on Economic Development.
Senate substitute (S-1).
Committee recommended I.E.

52

SB 396 Sen. Richardville
Higher education; private schools; charter of Albion college; revise.
Amends sec. 2 of 1857 PA 72 (390.702); adds secs. 1a, 7, 7a, 7b & 7c & repeals secs. 4 & 8 of 1857 PA 72 (MCL 390.704 & 390.708).
Reported by Committee on Education.
Committee recommended I.E.

53

HB 4232 Rep. Huuki
Education; employees; intermediate school district superintendent serving simultaneously as superintendent of constituent district; allow in statute on incompatible public offices.
Amends sec. 3 of 1978 PA 566 (MCL 15.183).
I.E. House, March 22, 2011.
Reported by Committee on Education.
Committee recommended I.E.

GENERAL ORDERS

54

HB 4233 Rep. Huuki
Education; employees; school districts to contract with intermediate school districts for superintendent; allow.
Amends sec. 1229 of 1976 PA 451 (MCL 380.1229).
I.E. House, March 22, 2011.
Reported by Committee on Education.
Committee recommended I.E.

55

HB 4234 Rep. Huuki
Education; employees; intermediate school district superintendent serving simultaneously as superintendent of constituent district; allow in conflict of interest statute.
Amends sec. 3a of 1968 PA 317 (MCL 15.323a).
I.E. House, March 22, 2011.
Reported by Committee on Education.
Committee recommended I.E.

56

SB 322 Sen. Hildenbrand
Property tax; payment and collection; summer collection of certain winter taxes; provide for under certain circumstances.
Amends sec. 44a of 1893 PA 206 (MCL 211.44a).
Reported by Committee on Finance.
Committee recommended I.E.

57

SB 323 Sen. Proos
Property tax; payment and collection; summer tax collection for municipalities; modify.
Amends secs. 34d, 35 & 37 of 1893 PA 206 (MCL 211.34d et seq.).
Reported by Committee on Finance.
Committee recommended I.E.

58

HB 4385 Rep. Hooker
Children; protection; notification to children's ombudsman regarding death of a child who was a ward of the state; require.
Amends 1975 PA 238 (MCL 722.621 - 722.638) by adding sec. 7k.
I.E. House, May 25, 2011.
House substitute (H-1).
Reported by Committee on Families, Seniors and Human Services.
Committee recommended I.E.

59

HB 4387 Rep. O'Brien
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).
I.E. House, May 25, 2011.
House substitute (H-1).
Reported by Committee on Families, Seniors and Human Services.
Committee recommended I.E.

GENERAL ORDERS

60

HB 4436 Rep. Johnson

Property tax; payment and collection; requirement that township offices remain open on certain days for tax payments; apply to payment of a summer tax levy.

Amends secs. 44 & 44a of 1893 PA 206 (MCL 211.44 & 211.44a).

I.E. House, May 18, 2011.

Reported by Committee on Local Government and Elections.

Committee recommended I.E.

61

SB 138 Sen. Kahn

Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2010-2011.

Creates appropriation act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

62

HB 4456 Rep. Crawford

Cemeteries and funerals; burial or cremation; liens on crematoriums; allow.

Amends sec. 6 of 1915 PA 58 (MCL 456.206).

I.E. House, May 17, 2011.

House substitute (H-2).

Reported by Committee on Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

63

SB 374 Sen. Moolenaar

Businesses; nonprofit corporations; filling vacancies on county, city, or village hospital board of trustees; revise selection process.

Amends secs. 209 & 258 of 1987 PA 230 (MCL 331.1209 & 331.1258).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

64

HB 4350 Rep. Haines

Torts; medical malpractice; liability of employees being paid by their employer to provide voluntary care at health clinics; clarify.

Amends sec. 16277 of 1978 PA 368 (MCL 333.16277).

I.E. House, April 26, 2011.

House substitute (H-1).

Reported by Committee on Health Policy.

Committee recommended I.E.

RESOLUTIONS

65

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.

66

HCR 9 Rep. Price

A concurrent resolution to urge the Federal Energy Regulatory Commission to grant a rehearing and modify its December 16, 2010 order approving the Midwest Independent Transmission System Operator's cost allocation proposal to socialize transmissions costs.

Reported by Committee on Energy and Technology.

Senate substitute (S-1).

For text of resolution, see Senate Journal No. 40, page 648.

Adoption pending.

COMMITTEE REPORTS

67

SB 398 Sen. Green

Civil procedure; foreclosure; mortgage loan modification negotiation program; extend sunset.

Amends secs. 3204 & 3205e of 1961 PA 236 (MCL 600.3204 & 600.3205e).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

68

SB 397 Sen. Jones

Labor; arbitration; procedures for arbitration of police and fire labor disputes; revise.

Amends secs. 2, 3, 5, 6, 8, 9 & 10 of 1969 PA 312 (MCL 423.232 et seq.).

Reported by Committee on Government Operations.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

69

SB 320 Sen. Jones

Children; protection; ex parte emergency removal order allowing the department of human services to take protective custody of a child; allow.

Amends secs. 10, 13a & 14, ch. XIA of 1939 PA 288 (MCL 712A.10 et seq.) & adds secs. 14a & 14b to ch. XIA.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

70

HB 4565 Rep. Tyler

Crimes; controlled substances; possession of certain MDPV; prohibit, and establish penalties.

Amends sec. 7212 of 1978 PA 368 (MCL 333.7212).

I.E. House, May 31, 2011.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

71

SB 162 Sen. Pappageorge

Vehicles; registration plates; specialty plate for Michigan humane society; create.

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

Reported by Committee on Transportation.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

72

SB 351 Sen. Proos

Sales tax; distribution; percentage of sales tax collected to be earmarked to transportation funding; establish.

Amends sec. 25 of 1933 PA 167 (MCL 205.75).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

73

HB 4315 Rep. Price

Highways; name; renaming a portion of US-31; designate as the "Medal of Honor Recipients Highway".

Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 72.

I.E. House, May 5, 2011.

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations - Wednesday, June 15, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1760)

Subcommittee -

Human Services Department - Thursday, June 16, 2:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

Economic Development - Wednesday, June 15, and Thursday, June 16, 1:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5312)

Education - Wednesday, June 15, 12:30 p.m., Room 100, Farnum Building (373-5314)

Education and House Education - Wednesday, June 15, 8:30 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

Local Government and Elections - Wednesday, June 15, 3:00 p.m., Room 100, Farnum Building (373-5323)

Natural Resources, Environment and Great Lakes - Thursday, June 16, 9:15 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5323)

Natural Resources, Environment and Great Lakes and House Natural Resources, Tourism and Outdoor Recreation - Thursday, June 16, 8:30 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5323)

Outdoor Recreation and Tourism - Thursday, June 16, 12:30 p.m., Room 210, Farnum Building (373-5323)

Reforms, Restructuring and Reinventing - Wednesday, June 15, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-5324)