

No. 75

# MICHIGAN SENATE

## DAILY CALENDAR

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WEDNESDAY, OCTOBER 5, 2011  
10:00 a.m.

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MESSAGES FROM THE HOUSE

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1

**SB 493** Sen. Meekhof  
Labor; collective bargaining; the decision to consolidate services with other public employers; exempt from collective bargaining requirements.  
Amends sec. 15 of 1947 PA 336 (MCL 423.215).  
**I.E. House, June 30, 2011.**  
**Returned from House with House substitute (H-4), Thursday, September 8; laid over under the rules.**  
**Committee recommended I.E.**

2

**HB 4309** Rep. Kowall  
Local government; intergovernmental affairs; intergovernmental transfers of municipal emergency service employees; revise content of contracts.  
Amends title & sec. 10 of 1988 PA 57 (MCL 124.610).  
**I.E. House, March 24, 2011.**  
**I.E. Senate, June 30, 2011.**  
**Returned from House with House substitute (H-2) to Senate substitute (S-2), Tuesday, September 13; laid over under the rules.**

3

**HB 4311** Rep. Opsommer  
Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.  
Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).  
**I.E. House, March 24, 2011.**  
**I.E. Senate, June 30, 2011.**  
**Returned from House with House substitute (H-5) to Senate substitute (S-2), Tuesday, September 13; laid over under the rules.**

4

**HB 4312** Rep. Hooker  
Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.  
Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).  
**I.E. House, March 24, 2011.**  
**I.E. Senate, June 30, 2011.**  
**Returned from House with House substitute (H-3) to Senate substitute (S-3), Tuesday, September 13; laid over under the rules.**

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MESSAGES FROM THE HOUSE

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5

**SB 522** Sen. Caswell  
Law enforcement; law enforcement information network (LEIN); access to law enforcement information network (LEIN) system by department of human services; allow under certain circumstances.  
Amends sec. 4 of 1974 PA 163 (MCL 28.214).  
**I.E. House, September 22, 2011.**  
**Returned from House, Tuesday, October 4.**  
**Committee recommendation for I.E. pending.**

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THIRD READING OF BILLS

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6

**SB 210** Sen. Hune  
Animals; other; facilities accredited by the zoological association of America; exempt from large carnivore act.  
Amends sec. 22 of 2000 PA 274 (MCL 287.1122).  
**Reported by Committee on Agriculture.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

7

**HB 4310** Rep. Denby  
Local government; intergovernmental affairs; intergovernmental transfers of metropolitan transportation employees; revise contents of contracts.  
Amends sec. 13 of 1967 PA 204 (MCL 124.413).  
**I.E. House, March 24, 2011.**  
**Reported by Committee on Reforms, Restructuring and Reinventing.**  
**Committee recommended I.E.**

8

**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.**

## THIRD READING OF BILLS

9

**SB 656** Sen. Brandenburg  
Income tax; income; sourcing of receipts from certain sales; clarify.  
Amends sec. 665 of 1967 PA 281 (MCL 206.665).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

10

**HB 4937** Rep. Gilbert  
Income tax; income; sources based on where the benefit of a source is received; codify revenue administrative bulletin.  
Amends sec. 669 of 1967 PA 281 (MCL 206.669).  
**I.E. House, September 21, 2011.**  
**For Senate amendments, see Senate Journal No. 72, page 2196.**  
**Rules suspended, Thursday, September 22.**

11

**HB 4721** Rep. Bumstead  
Human services; other; information sharing between human services and state police; provide for.  
Amends secs. 10a & 10b of 1939 PA 280 (MCL 400.10a & 400.10b) & adds sec. 10c.  
**I.E. House, September 7, 2011.**  
**Reported by Committee on Families, Seniors and Human Services.**  
**Committee recommended I.E.**

12

**SB 427** Sen. Colbeck  
Elections; school; technical amendments to revised school code concerning school board elections; provide for.  
Amends secs. 4, 5 & 614 of 1976 PA 451 (MCL 380.4 et seq.).  
**Reported by Committee on Local Government and Elections.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

13

**HB 4005** Rep. Heise  
Elections; school; dates of school elections; require to be in November of even numbered years.  
Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.  
**I.E. House, August 24, 2011.**  
**Reported by Committee on Local Government and Elections.**  
**Committee recommended I.E.**

## GENERAL ORDERS

14

**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.**

## GENERAL ORDERS

15

**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.**

16

**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.**

17

**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.**

18

**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.**

19

**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.**

20

**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

21

**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.**

22

**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.**

23

**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.**

24

**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.**

25

**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.**

26

**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.**

## GENERAL ORDERS

27

**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.**

28

**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.**

29

**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.**

30

**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.**

31

**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.**

32

**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.**

## GENERAL ORDERS

33

**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.**

34

**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.**

35

**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.**

36

**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.**

37

**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.**

38

**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.**

## GENERAL ORDERS

39

**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. XIIA of 1939 PA 288 (MCL 712A.10 et seq.) & adds secs. 14a & 14b to ch. XIIA.

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

40

**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.**

41

**SB 208** Sen. Hune

Agriculture; animals; cap on indemnification for disease eradication; eliminate.

Amends sec. 14 of 1988 PA 466 (MCL 287.714).

**Reported by Committee on Agriculture.**

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

**Committee recommended I.E.**

42

**SB 307** Sen. Hune

Criminal procedure; sentencing guidelines; sentencing guidelines for sporting swine marketing act violations; enact.

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

**Reported by Committee on Agriculture.**

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

**Committee recommended I.E.**

43

**SB 308** Sen. Hune

Agriculture; animals; ability of registrant under privately owned cervidae producers marketing act to operate sporting swine estate; provide for.

Amends sec. 5 of 2000 PA 190 (MCL 287.955).

**Reported by Committee on Agriculture.**

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

**Committee recommended I.E.**

44

**SB 309** Sen. Hune

Agriculture; animals; certain sporting swine; exclude from regulation as game.

Amends secs. 40103 & 41102 of 1994 PA 451 (MCL 324.40103 & 324.41102).

**Reported by Committee on Agriculture.**

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

**Committee recommended I.E.**

## GENERAL ORDERS

45

**SB 310** Sen. Hune  
Agriculture; animals; sporting swine livestock operations; regulate.  
Creates new act.  
**Reported by Committee on Agriculture.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

46

**SB 377** Sen. Boohar  
Health; medical marihuana; registry information; make available to law enforcement officers upon issuance of a medical marihuana card.  
Amends sec. 6 of IL 1 of 2008 (MCL 333.26426).  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

47

**SB 418** Sen. Jones  
Health; medical marihuana; permissible causes of action under the medical marihuana law; clarify.  
Amends sec. 7 of 2008 IL 1 (MCL 333.26427).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

48

**SB 504** Sen. Jones  
Health; medical marihuana; dispensing medical marihuana within 1,000 feet of a church or school; prohibit.  
Amends sec. 4 of 2008 IL 1 (MCL 333.26424).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

49

**SB 505** Sen. Jones  
Health; medical marihuana; qualification for designation as primary caregiver; establish.  
Amends sec. 6 of 2008 IL 1 (MCL 333.26426).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

50

**HB 4563** Rep. Nesbitt  
State; escheats; business-to-business exemption; provide for.  
Amends 1995 PA 29 (MCL 567.221 - 567.265) by adding sec. 37a.  
**I.E. House, June 8, 2011.**  
**House substitute (H-1).**  
**Reported by Committee on Economic Development.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

51

**SB 363** Sen. Bieda  
Human services; other; uses for bridge card; clarify.  
Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding secs. 14k & 14l.  
**Reported by Committee on Families, Seniors and Human Services.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

52

**HB 4553** Rep. MacMaster  
Occupations; landscape architects; requirement for continuing education for renewal of license; establish.  
Amends secs. 2203 & 2205 of 1980 PA 299 (MCL 339.2203 & 339.2205).  
**I.E. House, June 14, 2011.**  
**Reported by Committee on Regulatory Reform.**  
**Committee recommended I.E.**

53

**HB 4061** Rep. Geiss  
Liquor; licenses; provision relating to consumption of alcohol products on licensed premises produced by home brewers; modify to allow the premises of microbrewers or brewpubs under certain circumstances.  
Amends sec. 1027 of 1998 PA 58 (MCL 436.2027).  
**I.E. House, June 23, 2011.**  
**House substitute (H-2).**  
**Reported by Committee on Regulatory Reform.**  
**Committee recommended I.E.**

54

**SB 557** Sen. Bieda  
Family law; paternity; revocation of paternity act; enact.  
Creates new act.  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

55

**SB 558** Sen. Bieda  
Family law; paternity; acknowledgment of parentage; allow to be set aside under revocation of paternity act.  
Amends sec. 7 of 1996 PA 305 (MCL 722.1007) & repeals sec. 11 of 1996 PA 305 (MCL 722.1011).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

56

**SB 559** Sen. Jones  
Family law; paternity; order of filiation; allow to be set aside under revocation of paternity act.  
Amends sec. 10 of 1956 PA 205 (MCL 722.720).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

57

**SB 560** Sen. Jones  
Family law; paternity; determination of parentage for intestate succession; provide for determination under revocation of paternity act.  
Amends sec. 2114 of 1998 PA 386 (MCL 700.2114).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

58

**SB 353** Sen. Robertson  
Traffic control; violations; any intoxicating substance; include in definition of "operating while intoxicated".  
Amends sec. 625 of 1949 PA 300 (MCL 257.625).  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**



## GENERAL ORDERS

59

**SB 539** Sen. Schuitmaker

Probate; guardians and conservators; appointment in this state of guardians and conservators appointed in other jurisdictions; allow.

Amends secs. 5313 & 5433 of 1998 PA 386 (MCL 700.5313 & 700.5433) & adds secs. 5202a & 5301a.

**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

60

**SB 269** Sen. Schuitmaker

Civil procedure; small claims; limitation on recovery amount in small claims suits; revise.

Amends sec. 8401 of 1961 PA 236 (MCL 600.8401).

**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

61

**SB 453** Sen. Johnson

Property tax; payment and collection; delinquent tax collection process; revise.

Amends 1893 PA 206 (MCL 211.1 - 211.155) by adding sec. 57b.

**Reported by Committee on Finance.**  
**Committee recommended I.E.**

62

**SB 204** Sen. Kowall

Elections; special elections; requirement for a special election when a vacancy occurs in the office of county commissioner during an odd numbered year; eliminate.

Amends sec. 12 of 1966 PA 261 (MCL 46.412).

**Reported by Committee on Local Government and Elections.**  
**Committee recommended I.E.**

63

**HB 4452** Rep. Yonker

Employment security; benefits; eligibility of educational contractor employees; revise.

Amends sec. 27 of 1936 (Ex Sess) PA 1 (MCL 421.27).

**I.E. House, June 7, 2011.**  
**House substitute (H-2).**  
**Reported by Committee on Economic Development.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

64

**SB 642** Sen. Jones

Crimes; assaultive; assaulting a health care professional; increase penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 81f.

**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

65

**SB 643** Sen. Kahn

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of assaulting or battering a health care professional; enact.

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

**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

66

**HB 4403** Rep. Jackson

Courts; juries; individuals who fail to return jury questionnaires; ensure continued eligibility for jury service.

Amends sec. 1313 of 1961 PA 236 (MCL 600.1313).

**I.E. House, June 30, 2011.**  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

67

**HB 4938** Rep. Gilbert

Income tax; other; definition of gross receipts; replace with definition under former single business tax act.

Amends sec. 607 of 1967 PA 281 (MCL 206.607).

**I.E. House, September 21, 2011.**  
**Rules suspended, placed on General Orders, Thursday, September 22.**

68

**HB 4947** Rep. Gilbert

Michigan business tax; replacement; administration, operation, and filing after enactment of corporate income tax; clarify.

Amends secs. 107, 117, 431, 500 & 503 of 2007 PA 36 (MCL 208.1107 et seq.) & adds sec. 512.

**I.E. House, September 21, 2011.**  
**For House amendments, see House Journal No. 71, page 2221.**  
**Rules suspended, placed on General Orders, Thursday, September 22.**

69

**SB 651** Sen. Brandenburg

Income tax; income; sourcing based on where the benefit of a source is received; codify revenue administrative bulletin.

Amends sec. 669 of 1967 PA 281 (MCL 206.669).

**Reported by Committee on Finance.**  
**Committee recommended I.E.**

70

**SB 652** Sen. Brandenburg

Income tax; other; definition of financial institution; eliminate outdated reference.

Amends sec. 651 of 1967 PA 281 (MCL 206.651).

**Reported by Committee on Finance.**  
**Committee recommended I.E.**

## GENERAL ORDERS

71

**SB 653** Sen. Brandenburg  
Income tax; administration; definition of foreign operating entity and member; clean up.  
Amends sec. 607 of 1967 PA 281 (MCL 206.607).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

72

**SB 657** Sen. Brandenburg  
Income tax; administration; definition of tax year for certain persons included in a unitary business group; clarify.  
Amends sec. 611 of 1967 PA 281 (MCL 206.611).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

73

**SB 658** Sen. Jansen  
Michigan business tax; replacement; administration, operation, and filing after enactment of corporate income tax; clarify.  
Amends secs. 107, 117, 431, 500 & 503 of 2007 PA 36 (MCL 208.1107 et seq.) & adds sec. 512.  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

74

**SB 659** Sen. Jansen  
Income tax; credit; provision to provide for recapture under certain circumstances of certain credits earned under previous business tax acts; create.  
Amends 1967 PA 281 (MCL 206.1 - 206.713) by adding sec. 673.  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

75

**SB 661** Sen. Jansen  
Income tax; property tax credit; definition of total household resources; clean up.  
Amends sec. 508 of 1967 PA 281 (MCL 206.508).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

76

**SB 662** Sen. Jansen  
Income tax; property tax credit; definition of income; clean up.  
Amends sec. 510 of 1967 PA 281 (MCL 206.510).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

77

**SB 663** Sen. Jansen  
Income tax; property tax credit; treatment of senior citizens; clarify.  
Amends sec. 522 of 1967 PA 281 (MCL 206.522).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

## GENERAL ORDERS

78

**SB 664** Sen. Pappageorge  
Income tax; income; effective date of single factor apportionment of business income for transportation services; correct.  
Amends sec. 115 of 1967 PA 281 (MCL 206.115).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

79

**SB 665** Sen. Pappageorge  
Income tax; income; definition carve-out of business income for electric cooperatives; eliminate.  
Amends sec. 603 of 1967 PA 281 (MCL 206.603).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

80

**SB 666** Sen. Pappageorge  
Income tax; other; definition of corporation; clarify.  
Amends sec. 605 of 1967 PA 281 (MCL 206.605).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

81

**SB 667** Sen. Pappageorge  
Income tax; administration; definition of person; include flow-through entity.  
Amends sec. 609 of 1967 PA 281 (MCL 206.609).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

82

**SB 668** Sen. Pappageorge  
Income tax; income; certain adjustments to tax base; clarify.  
Amends sec. 623 of 1967 PA 281 (MCL 206.623).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

83

**SB 673** Sen. Robertson  
Income tax; other; references to each tax base; eliminate to reflect single tax base.  
Amends sec. 663 of 1967 PA 281 (MCL 206.663).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

84

**SB 675** Sen. Robertson  
Income tax; administration; tax base and sales factor for a foreign person; clarify.  
Amends sec. 625 of 1967 PA 281 (MCL 206.625).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

85

**SB 676** Sen. Proos  
Income tax; other; definition of gross receipts; replace with definition under former single business tax act.  
Amends sec. 607 of 1967 PA 281 (MCL 206.607).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

## GENERAL ORDERS

86

**SB 678** Sen. Proos

Income tax; administration; treatment of disregarded entities; clarify.

Amends 1967 PA 281 (MCL 206.1 - 206.713) by adding sec. 699.

**Reported by Committee on Finance.**  
**Committee recommended I.E.**

87

**SB 681** Sen. Proos

Income tax; other; internal cite included with a credit for taxes withheld; correct.

Amends sec. 251 of 1967 PA 281 (MCL 206.251).

**Reported by Committee on Finance.**  
**Committee recommended I.E.**

88

**HB 4458** Rep. Muxlow

Public employees and officers; ethics; dual positions in municipalities of 3,000 or less; permit for fire chief.

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

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

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

**Reported by Committee on Local Government and Elections.**

**Committee recommended I.E.**

89

**SB 508** Sen. Casperson

Natural resources; nonnative species; federal ballast water standard; require advisory council to recommend.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 41401 & 41411.

**Reported by Committee on Outdoor Recreation and Tourism.**

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

**Committee recommended I.E.**

90

**SB 509** Sen. Walker

Natural resources; nonnative species; multistate aquatic nuisance species compact; establish.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 414.

**Reported by Committee on Outdoor Recreation and Tourism.**

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

**Committee recommended I.E.**

91

**SB 510** Sen. Hansen

Natural resources; nonnative species; aquatic invasive species introduction through trade pathways; require advisory council to recommend laws to prevent.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 41409, 41413 & 41415 & repeals (See bill).

**Reported by Committee on Outdoor Recreation and Tourism.**

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

**Committee recommended I.E.**

## GENERAL ORDERS

92

**SB 574** Sen. Bieda

Animals; dogs; sale of dogs and cats; create certain protections for purchasers.

Amends title & sec. 1 of 1969 PA 287 (MCL 287.331) & adds sec. 5b.

**Reported by Committee on Regulatory Reform.**  
**Senate substitute (S-2).**

**Committee recommended I.E.**

93

**HB 4732** Rep. Stamas

Labor; youth employment; youth employment standards; revise maximum number of hours a minor may work.

Amends sec. 11 of 1978 PA 90 (MCL 409.111).

**I.E. House, September 7, 2011.**

**Reported by Committee on Regulatory Reform.**

**Committee recommended I.E.**

94

**SB 35** Sen. Nofs

Traffic control; traffic regulation; provision relating to maximum length allowed for a recreational vehicle; expand to include trailers.

Amends secs. 719 & 721 of 1949 PA 300 (MCL 257.719 & 257.721).

**Reported by Committee on Transportation.**

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

95

**SB 534** Sen. Gleason

Vehicles; fund-raising registration plates; anatomical gift donation fund-raising registration plate; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811t.

**Reported by Committee on Transportation.**

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

**Committee recommended I.E.**

96

**HB 4109** Rep. Daley

Health; abortion; partial-birth abortions; prohibit.

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

**I.E. House, September 21, 2011.**

**House substitute (H-3).**

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

97

**SB 135** Sen. Robertson

Children; parental rights; process for judicial waiver of parental consent requirement; clarify.

Amends secs. 3 & 4 of 1990 PA 211 (MCL 722.903 & 722.904).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**



## GENERAL ORDERS

98

**SB 321** Sen. Jones

Insurance; no-fault; medical marihuana coverage in insurance policies; exempt required coverage for.

Amends sec. 3107 of 1956 PA 218 (MCL 500.3107).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

99

**SB 580** Sen. Casperson

Crimes; other; penalties for failure to report a missing child or death of a child to law enforcement agencies in a timely manner; establish.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 145e.

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

100

**SB 626** Sen. Rocca

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of failing to report death of minor or to report child as missing; enact.

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

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

101

**SB 433** Sen. Hune

Gaming; horse racing; Michigan agriculture equine industry development fund; provide for payment of breeders' awards to Michigan-bred thoroughbred horses racing out of state.

Amends title & sec. 20 of 1995 PA 279 (MCL 431.320).

**Reported by Committee on Agriculture.**

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

**Committee recommended I.E.**

102

**SB 703** Sen. Hune

Animals; other; importation requirements for large carnivore; implement.

Amends 2000 PA 274 (MCL 287.1101 - 287.1123) by adding sec. 8a.

**Reported by Committee on Agriculture.**

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

**Committee recommended I.E.**

103

**SB 454** Sen. Nofs

Civil procedure; evidence; testimony of a vulnerable adult; allow to be presented by videotape or closed-circuit television.

Amends sec. 2163a of 1961 PA 236 (MCL 600.2163a).

**Reported by Committee on Families, Seniors and Human Services.**

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

**Committee recommended I.E.**

## GENERAL ORDERS

104

**SB 455** Sen. Rocca

Criminal procedure; sentencing guidelines; sentencing guidelines for certain fraud violations; revise.

Amends secs. 16i & 16o, ch. XVII of 1927 PA 175 (MCL 777.16i & 777.16o).

**Reported by Committee on Families, Seniors and Human Services.**

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

**Committee recommended I.E.**

105

**SB 459** Sen. Emmons

Crimes; embezzlement; crime of obtaining signature by fraud and penalties for financial exploitation of vulnerable adults; increase under certain circumstances.

Amends secs. 159g, 174a & 273 of 1931 PA 328 (MCL 750.159g et seq.).

**Reported by Committee on Families, Seniors and Human Services.**

**Committee recommended I.E.**

106

**SB 465** Sen. Hildenbrand

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of financial exploitation of vulnerable adult; revise to reflect increased penalties.

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

**Reported by Committee on Families, Seniors and Human Services.**

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

**Committee recommended I.E.**

107

**SB 466** Sen. Schuitmaker

Law enforcement; reports; senior medical alert program; provide for.

Creates new act.

**Reported by Committee on Families, Seniors and Human Services.**

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

**Committee recommended I.E.**

108

**SB 468** Sen. Hansen

Criminal procedure; arrests; complainant's signature requirement to file a criminal complaint in cases alleging vulnerable adult abuse; prohibit magistrate from refusing to accept complaint because signed upon information and belief by individual other than the victim.

Amends sec. 1a, ch. IV of 1927 PA 175 (MCL 764.1a).

**Reported by Committee on Families, Seniors and Human Services.**

**Committee recommended I.E.**

109

**SB 556** Sen. Proos

State financing and management; funds; Michigan business development program; create.

Amends secs. 5, 88b & 88h of 1984 PA 270 (MCL 125.2005 et seq.) & adds sec. 88r.

**Reported by Committee on Economic Development.**

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

**Committee recommended I.E.**

## GENERAL ORDERS

110

**SB 644** Sen. Schuitmaker

State financing and management; funds; use of 21st century jobs trust fund for new brownfield replacement program; allow.

Amends sec. 8 of 2000 PA 489 (MCL 12.258).

**Reported by Committee on Economic Development.**  
**Committee recommended I.E.**

111

**SB 618** Sen. Pavlov

Education; public school academies; revisions to provisions concerning formation, operation, and termination of public school academies, urban high school academies, and schools of excellence; provide for, and allow school districts to contract with outside entity for provision of teachers.

Amends secs. 501, 502, 502a, 503, 504, 505, 507, 522, 523, 524, 528, 551, 552, 553, 553a, 556, 559, 561 & 1231 of 1976 PA 451 (MCL 380.501 et seq.); adds sec. 1231a & repeals sec. 501a of 1976 PA 451 (MCL 380.501a).

**Reported by Committee on Education.**

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

**Committee recommended I.E.**

## RESOLUTIONS

112

**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.**

113

**SR 67** Sen. Marleau

A resolution to urge the Secretary of the United States Department of Health and Human Services to continue the Perinatology Research Branch facility in Detroit.

**Reported by Committee on Health Policy.**

**For text of resolution, see Senate Journal No. 58, page 1656.**

**Adoption pending.**

## COMMITTEE REPORTS

114

**SB 298** Sen. Smith

Insurance; other; practitioners who employ, use, or act as a runner, capper, or steerer to falsely or fraudulently obtain benefits; prohibit as fraudulent act.

Amends secs. 4501 & 4503 of 1956 PA 218 (MCL 500.4501 & 500.4503).

**Reported by Committee on Insurance.**

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

**Committee recommended I.E.**

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

## COMMITTEE REPORTS

115

**SB 630** Sen. Jones

Criminal procedure; probation; retention and release of nonpublic records of an arrest, diversion, discharge, or dismissal of certain controlled substance cases; clarify.

Amends sec. 1070 of 1961 PA 236 (MCL 600.1070).

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

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

116

**SB 631** Sen. Schuitmaker

Criminal procedure; probation; retention of nonpublic records during period of diversion for a controlled substance violation; clarify.

Amends sec. 350a of 1931 PA 328 (MCL 750.350a).

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

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

117

**SB 632** Sen. Bieda

Criminal procedure; probation; retention of nonpublic records during period of diversion for a controlled substance violation; require.

Amends sec. 7411 of 1978 PA 368 (MCL 333.7411).

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

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

118

**SB 633** Sen. Smith

Criminal procedure; probation; retention of nonpublic records during period of diversion for certain crimes; clarify.

Amends sec. 4a, ch. IX of 1927 PA 175 (MCL 769.4a).

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

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

119

**HB 4071** Rep. Lori

Corrections; jails; double-bunking and jail cell size provisions; modify.

Amends secs. 62b & 62c of 1953 PA 232 (MCL 791.262b & 791.262c).

**I.E. House, September 20, 2011.**

**For House amendment, see Senate Journal No. 70, page 2203.**

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

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

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**COMMITTEE REPORTS**


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120

**SB 561** Sen. Brandenburg

Transportation; limousines; authority to license; limit to transportation department and department of state and repeal provision allowing safety inspection by local units of government.

Amends secs. 5, 7, 13 & 15 of 1990 PA 271 (MCL 257.1905 et seq.) & repeals secs. 1914 & 1923 of 1990 PA 271 (MCL 257.1914 & 257.1923).

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

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

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**SCHEDULED MEETINGS**


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**Administrative Rules** - Thursday, October 6, 9:00 a.m., Room 426, Capitol Building (373-5773)

**Appropriations -****Subcommittees -**

**Corrections and House Corrections Appropriations Subcommittee** - Thursday, October 6, 3:00 p.m., House Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Human Services Department; Families, Seniors and Human Services; House Human Services Appropriations Subcommittee; and House Families, Children, and Seniors** - Thursday, October 6, 8:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-2768)

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**SCHEDULED MEETINGS**


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**K-12, School Aid, Education** - Wednesday, October 5, 1:30 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**State Police and Military Affairs and House Military and Veterans Affairs Appropriations Subcommittee** - Thursday, October 6, 2:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

**Banking and Financial Institutions** - Thursday, October 6, 1:30 p.m., Room 100, Farnum Building (373-5324)

**Economic Development** - Wednesday, October 5, 1:30 p.m., Room 110, Farnum Building (373-5312)

**Education** - Wednesday, October 5, 12:00 noon, Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

**Health Policy** - Thursday, October 6, 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

**Michigan Law Revision Commission** - Thursday, October 13, 11:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212) (CANCELED)

**Natural Resources, Environment and Great Lakes** - Thursday, October 6, 8:30 a.m., Room 210, Farnum Building (373-5323)

**Outdoor Recreation and Tourism** - Thursday, October 6, 12:30 p.m., Room 210, Farnum Building (373-5323)

**Reforms, Restructuring and Reinventing** - Wednesday, October 5, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-5324)