

No. 81

# MICHIGAN SENATE

## DAILY CALENDAR

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WEDNESDAY, OCTOBER 19, 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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THIRD READING OF BILLS

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5

**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.**

6

**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.**

7

**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.**

8

**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.**

9

**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.**

## THIRD READING OF BILLS

10

**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.**

11

**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.**

12

**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.**

13

**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.**

14

**HB 4914** Rep. Kowall  
Natural resources; mining; part 631 of NREPA; revise terminology to reference ferrous minerals.  
Amends headings of pts. 631 & 633 & secs. 1301, 9115, 63101, 63103, 63103a, 63103b, 63103c, 63103d & 63103e of 1994 PA 451 (MCL 324.1301 et seq.) & repeals sec. 63102 of 1994 PA 451 (MCL 324.63102).  
**I.E. House, September 22, 2011.**  
**Reported by Committee on Appropriations.**  
**Committee recommended I.E.**

## GENERAL ORDERS

15

**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

16

**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.**

17

**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.**

18

**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.**

19

**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.**

20

**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.**

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 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.**

23

**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.**

24

**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.**

25

**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.**

26

**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.**

27

**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

28

**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.**

29

**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.**

30

**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.**

31

**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.**

32

**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.**

33

**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

34

**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.**

35

**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.**

36

**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.**

37

**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.**

38

**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.**

39

**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

40

**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.**

41

**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.**

42

**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.**

43

**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.**

44

**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.**

45

**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

46

**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.**

47

**SB 377** Sen. Booher  
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.**

48

**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.**

49

**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.**

50

**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.**

51

**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.**

52

**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

53

**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.**

54

**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.**

55

**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.**

56

**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.**

57

**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.**

58

**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.**

59

**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

60

**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.**

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 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.**

64

**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.**

65

**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.**

66

**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

67

**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.**

68

**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.**

69

**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.**

70

**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.**

71

**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.**

72

**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.**

73

**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.**

74

**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.**

## GENERAL ORDERS

75

**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.**

76

**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.**

77

**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.**

78

**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.**

79

**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.**

80

**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.**

81

**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).**

## GENERAL ORDERS

82

**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.**

83

**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.**

84

**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.**

85

**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.**

86

**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.**

87

**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.**

## GENERAL ORDERS

88

**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.**

89

**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.**

90

**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.**

91

**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.**

92

**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.**

93

**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.**

## GENERAL ORDERS

94

**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.**

95

**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.**

96

**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.**

97

**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.**

98

**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.**

99

**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.**



## GENERAL ORDERS

100

**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.**

101

**SB 619** Sen. Colbeck  
Education; public school academies; certain requirements and limitations on authorizing cyber schools; revise.  
Amends sec. 552 of 1976 PA 451 (MCL 380.552).  
**Reported by Committee on Education.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

102

**SB 621** Sen. Hansen  
School aid; other; conditions under which public school may receive school aid for instruction provided to nonpublic school students at nonpublic school site; revise.  
Amends sec. 166b of 1979 PA 94 (MCL 388.1766b).  
**Reported by Committee on Education.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

103

**HB 4394** Rep. Haveman  
Employment security; benefits; computation and charging of unemployment benefits; modify for continuing employer.  
Amends 1936 (Ex Sess) PA 1 (MCL 421.1 - 421.75) by adding sec. 27c.  
**I.E. House, June 22, 2011.**  
**House substitute (H-1).**  
**Reported by Committee on Economic Development.**  
**Committee recommended I.E.**

104

**HB 4554** Rep. MacMaster  
Natural resources; Great Lakes; submerged log permits; modify requirements.  
Amends secs. 32601, 32603, 32604, 32606, 32607 & 32609 of 1994 PA 451 (MCL 324.32601 et seq.).  
**I.E. House, June 23, 2011.**  
**House substitute (H-3).**  
**Reported by Committee on Natural Resources, Environment and Great Lakes.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

105

**SB 412** Sen. Booher  
Natural resources; hunting; wild turkey license fee; modify use.  
Amends sec. 43524 of 1994 PA 451 (MCL 324.43524).  
**Reported by Committee on Outdoor Recreation and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

106

**HB 4888** Rep. McBroom  
Highways; name; certain bridge on US-141; designate as the "Veterans Memorial Bridge".  
Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 70.  
**I.E. House, October 4, 2011.**  
**Reported by Committee on Transportation.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

107

**SB 688** Sen. Schuitmaker  
Crimes; perjury; unsworn declaration made under penalty of perjury; include as a statement punishable as perjury.  
Amends sec. 423 of 1931 PA 328 (MCL 750.423).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

108

**SB 707** Sen. Schuitmaker  
Civil procedure; discovery; uniform interstate depositions and discovery act; adopt.  
Amends sec. 1852 of 1961 PA 236 (MCL 600.1852) & adds ch. 22.  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

109

**HB 4881** Rep. Horn  
Courts; probate court; provisions regarding the election of a state presiding probate judge; eliminate.  
Repeals secs. 819 & 824 of 1961 PA 236 (MCL 600.819 & 600.824).  
**I.E. House, September 28, 2011.**  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

110

**SB 689** Sen. Schuitmaker  
Civil procedure; evidence; uniform unsworn foreign declarations act; create.  
Amends sec. 2102 of 1961 PA 236 (MCL 600.2102) & adds ch. 21A.  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

111

**SB 620** Sen. Robertson  
Education; public school academies; conversion schools; provide for.  
Amends secs. 3 & 5 of 1976 PA 451 (MCL 380.3 & 380.5) & adds pt. 6d.  
**Reported by Committee on Education.**  
**Senate substitute (S-4).**  
**Committee recommended I.E.**

112

**SB 413** Sen. Jansen  
Retirement; state employees; prohibition of receiving retirement allowance if return to state service; remove for certain child welfare employees.  
Amends sec. 68c of 1943 PA 240 (MCL 38.68c).  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

113

**SB 611** Sen. Caswell

Human services; medical services; maintenance of effort on nursing homes; extend sunset.

Amends sec. 109 of 1939 PA 280 (MCL 400.109).

**Reported by Committee on Appropriations.**

**Committee recommended I.E.**

114

**SB 691** Sen. Hildenbrand

School aid; payments; funding for pupils enrolling in strict discipline academies or alternative education programs for expelled pupils after count day; revise.

Amends sec. 25 of 1979 PA 94 (MCL 388.1625).

**Reported by Committee on Appropriations.**

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

**Committee recommended I.E.**

115

**SB 617** Sen. Casperson

State; boundaries; concurrent jurisdiction on federally owned lands within the Pictured Rocks national lakeshore; provide for.

Amends secs. 1 & 4 of 1967 PA 168 (MCL 3.451 & 3.454) & adds secs. 4a, 4b & 4c.

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

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

**Committee recommended I.E.**

116

**HB 4295** Rep. Agema

Occupations; athletics; amateur mixed martial arts licensure; provide for.

Creates new act.

**I.E. House, June 30, 2011.**

**House substitute (H-2).**

**Reported by Committee on Regulatory Reform.**

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

**Committee recommended I.E.**

117

**HB 4296** Rep. Agema

Criminal procedure; sentencing guidelines; sentencing guidelines for violations of certain Michigan amateur mixed martial arts regulatory act violations; provide for.

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

**I.E. House, June 30, 2011.**

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

**Reported by Committee on Regulatory Reform.**

**Committee recommended I.E.**

## RESOLUTIONS

118

**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.**

119

**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

120

**SB 596** Sen. Kahn

Crimes; criminal sexual conduct; age of consent for sexual contact between school employee and student; revise.

Amends secs. 520d & 520e of 1931 PA 328 (MCL 750.520d & 750.520e).

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

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

121

**SB 726** Sen. Jones

Criminal procedure; statute of limitations; statute of limitations for attempted murder, kidnapping, and manslaughter; revise.

Amends sec. 24, ch. VII of 1927 PA 175 (MCL 767.24).

**Reported by Committee on Judiciary.**

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

**Committee recommended I.E.**

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

122

**SB 727** Sen. Booher

Courts; circuit court; requirement for circuit court to consent to appointment of assistant prosecutor by prosecuting attorney in certain cases; eliminate.

Amends sec. 18, ch. XVI of 1927 PA 175 (MCL 776.18).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

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

## COMMITTEE REPORTS

123

**SB 728** Sen. Booher

Courts; circuit court; requirement for circuit court to consent to appointment of assistant prosecutor by the prosecutor in certain cases; eliminate.

Amends sec. 1 of 1911 PA 41 (MCL 49.41).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

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

124

**SB 755** Sen. Jones

Crimes; criminal sexual conduct; reference to fourth degree criminal sexual conduct; amend to reflect change.

Amends sec. 2a of 1966 PA 189 (MCL 780.652a).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

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

125

**SB 516** Sen. Proos

Vehicles; agricultural equipment; definition of modified agriculture vehicle; create, and provide an exception from certain weight requirements.

Amends secs. 627, 688, 722 & 801 of 1949 PA 300 (MCL 257.627 et seq.) & adds sec. 30c.

**Reported by Committee on Transportation.**

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

**Committee recommended I.E.**

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

126

**SB 582** Sen. Casperson

Traffic control; traffic regulation; access to designated highways for unloaded lowboys; allow.

Amends sec. 719 of 1949 PA 300 (MCL 257.719).

**Reported by Committee on Transportation.**

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

**Committee recommended I.E.**

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

127

**HB 4642** Rep. McBroom

Traffic control; traffic regulation; definition of authorized emergency vehicle; amend to include privately owned vehicles of an emergency management unit.

Amends sec. 2 of 1949 PA 300 (MCL 257.2).

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

**House substitute (H-2).**

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

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

## SCHEDULED MEETINGS

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

**Community Health Department -** Thursday, October 20, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

**Human Services Department; Families, Seniors and Human Services; House Families, Children, and Seniors; and House Human Services Appropriations Subcommittee -** Thursday, October 27, 8:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

**Economic Development -** Wednesday, October 19, 1:30 p.m., Room 110, Farnum Building (373-5312)

**Economic Development and Transportation -** Tuesday, October 25, 12:30 p.m., Room 100, Farnum Building (373-5312)

**Education -** Wednesday, October 19, 12:00 noon, Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

**Families, Seniors and Human Services -** Wednesday, October 19, 3:00 p.m., Room 210, Farnum Building (373-5312)

**Families, Seniors and Human Services; Human Services Department Appropriations Subcommittee; House Families, Children, and Seniors; and House Human Services Appropriations Subcommittee -** Thursday, October 27, 8:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5312)

**Finance -** Wednesday, October 19, 12:30 p.m., Room 210, Farnum Building (373-5307)

**Natural Resources, Environment and Great Lakes -** Thursday, October 20, 9:00 a.m., Room 210, Farnum Building (373-5323)

**Outdoor Recreation and Tourism -** Thursday, October 20, 12:30 p.m., Room 210, Farnum Building (373-5323)

**Reforms, Restructuring and Reinventing -** Wednesday, October 19, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-5307)

**Transportation and Economic Development -** Tuesday, October 25, 12:30 p.m., Room 100, Farnum Building (373-5314)