

No. 85

# MICHIGAN SENATE

## DAILY CALENDAR

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THURSDAY, OCTOBER 27, 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

**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.**

11

**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-2).**

**Committee recommended I.E.**

12

**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.**

13

**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.**

14

**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.**

15

**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.**

## GENERAL ORDERS

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).**

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.**

## GENERAL ORDERS

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.**

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.**

## GENERAL ORDERS

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.**

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.**

## GENERAL ORDERS

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.**

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.**

## GENERAL ORDERS

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.**

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.**

## GENERAL ORDERS

46

**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.**

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.**

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.**

## GENERAL ORDERS

53

**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.**

54

**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.**

55

**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.**

56

**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.**

57

**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.**

58

**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.**

59

**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.**



## GENERAL ORDERS

60

**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.**

61

**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.**

62

**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.**

63

**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.**

64

**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.**

65

**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.**

66

**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.**

## GENERAL ORDERS

67

**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.**

68

**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.**

69

**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.**

70

**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.**

71

**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.**

72

**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.**

73

**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.**

74

**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

75

**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.**

76

**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.**

77

**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).**

78

**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.**

79

**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.**

80

**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.**

81

**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.**

## GENERAL ORDERS

82

**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.**

83

**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.**

84

**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.**

85

**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.**

86

**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.**

87

**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

88

**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.**

89

**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.**

90

**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.**

91

**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.**

92

**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.**

93

**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

94

**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.**

95

**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.**

96

**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.**

97

**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.**

98

**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.**

99

**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.**



## GENERAL ORDERS

100

**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.**

101

**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.**

102

**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.**

103

**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.**

104

**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.**

105

**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.**

## GENERAL ORDERS

106

**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.**

107

**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.**

108

**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.**

109

**HB 4770** Rep. Agema

Public employees and officers; compensation and benefits; medical benefits for domestic partners; prohibit public employers from providing.

Creates new act.

**I.E. House, September 15, 2011.**

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

**Committee recommended I.E.**

110

**HB 4771** Rep. Agema

Labor; collective bargaining; domestic partner benefits; make a prohibited subject of bargaining.

Amends sec. 15 of 1947 PA 336 (MCL 423.215).

**I.E. House, September 15, 2011.**

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

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

**Committee recommended I.E.**

111

**SB 622** Sen. Emmons

Education; students; dual enrollment eligibility; modify in postsecondary options act.

Amends sec. 3 of 1996 PA 160 (MCL 388.513) & repeals sec. 3a of 1996 PA 160 (MCL 388.513a).

**Reported by Committee on Education.**

**Senate substitute (S-4).**

**Committee recommended I.E.**

## GENERAL ORDERS

112

**SB 623** Sen. Emmons

Education; students; dual enrollment eligibility; modify in career and technical preparation act.

Amends sec. 3 of 2000 PA 258 (MCL 388.1903) & repeals sec. 3a of 2000 PA 258 (MCL 388.1903a).

**Reported by Committee on Education.**

**Senate substitute (S-4).**

**Committee recommended I.E.**

113

**SB 709** Sen. Emmons

Education; students; dual enrollment opportunities for high school students in career and technical preparation programs; expand to nonpublic school and home school students.

Amends title & secs. 4, 7, 9, 10 & 11 of 2000 PA 258 (MCL 388.1904 et seq.).

**Reported by Committee on Education.**

**Senate substitute (S-3).**

**Committee recommended I.E.**

114

**SB 710** Sen. Emmons

Education; students; dual enrollment opportunities for high school students in certain postsecondary institutions; expand to nonpublic school and home-schooled students.

Amends title & secs. 4, 7, 9, 10 & 11 of 1996 PA 160 (MCL 388.514 et seq.).

**Reported by Committee on Education.**

**Senate substitute (S-3).**

**Committee recommended I.E.**

115

**SB 457** Sen. Colbeck

Counties; employees and officers; county medical examiner to establish an elder death review team; allow.

Amends secs. 1c, 2 & 3 of 1953 PA 181 (MCL 52.201c et seq.).

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

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

**Committee recommended I.E.**

116

**SB 461** Sen. Schuitmaker

Probate; guardians and conservators; miscellaneous provisions in EPIC regarding legally incapacitated and other protected and vulnerable individuals; revise.

Amends secs. 2802, 2803, 2804, 5305, 5306, 5314, 5315, 5316, 5410, 5422, 5423 & 5501 of 1998 PA 386 (MCL 700.2802 et seq.) & adds secs. 5306a & 5319.

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

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

**Committee recommended I.E.**

## GENERAL ORDERS

117

**SB 462** Sen. Bieda

Health facilities; nursing homes; reporting requirements for abuse or neglect in nursing homes; modify.

Amends sec. 21771 of 1978 PA 368 (MCL 333.21771).

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

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

**Committee recommended I.E.**

118

**SB 464** Sen. Schuitmaker

Criminal procedure; other; development of investigative protocols and abuse and neglect interview protocols for vulnerable adults; require by certain local agencies.

Amends sec. 11b of 1939 PA 280 (MCL 400.11b).

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

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

**Committee recommended I.E.**

119

**HB 4875** Rep. LaFontaine

Environmental protection; landfills; secondary liner and leachate collection system; eliminate requirement of for research development and demonstration projects.

Amends secs. 11511 & 11511b of 1994 PA 451 (MCL 324.11511 & 324.11511b).

**I.E. House, October 12, 2011.**

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

**Committee recommended I.E.**

## RESOLUTIONS

120

**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.**

121

**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.**

## RESOLUTIONS

122

**SCR 20** Sen. Meekhof

A concurrent resolution to memorialize the United States Congress to enact legislation that classifies forestry management activities as nonpoint sources under the federal Clean Water Act.

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

**For text of resolution, see Senate Journal No. 76, page 2303.**

**Adoption pending.**

123

**SCR 21** Sen. Casperson

A concurrent resolution to urge Congress and the United States Forest Service to take immediate and aggressive action to correct the mismanagement of national forestlands.

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

**For text of resolution, see Senate Journal No. 76, page 2304.**

**Adoption pending.**

## COMMITTEE REPORTS

124

**SB 705** Sen. Hunter

Civil procedure; foreclosure; deficiency judgment; prohibit.

Amends secs. 3150 & 3280 of 1961 PA 236 (MCL 600.3150 & 600.3280).

**Reported by Committee on Judiciary.**

**Recommendation to refer to Committee on Banking and Financial Institutions.**

125

**SB 767** Sen. Jones

Torts; defenses; use of an automated external defibrillator; provide immunity for school employees.

Amends sec. 1531d of 1976 PA 451 (MCL 380.1531d).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

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

126

**HCR 34** Rep. MacGregor

A concurrent resolution relative to secondary road patrol funds for counties providing road patrol services to cities and villages.

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

**Reported by Committee on Appropriations.**

**For text of resolution, see Senate Journal No. 77, page 2318.**

**Refer to Resolutions pursuant to Rule 3.106.**

## COMMITTEE REPORTS

127

**SB 759** Sen. Kahn

Courts; funding; transfer of certain revenue from the juror compensation fund into the general fund; provide for.

Amends sec. 151d of 1961 PA 236 (MCL 600.151d).

**Reported by Committee on Appropriations.**

**Committee recommended I.E.**

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

## SCHEDULED MEETINGS

## Appropriations -

## Subcommittees -

**Community Health Department** - Thursday, November 3, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-2768) (CANCELED)

**Community Health Department and Licensing and Regulatory Affairs Department** - Thursday, October 27, 1:00 p.m., Rooms 402 and 403, Capitol Building (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)

**Licensing and Regulatory Affairs Department and Community Health Department** - Thursday, October 27, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

**Banking and Financial Institutions** - Thursday, October 27, 1:30 p.m., Room 100, Farnum Building (373-5324)

**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)

**Natural Resources, Environment and Great Lakes** - Thursday, October 27, 8:30 a.m., Room 210, Farnum Building (373-5323)

**Transportation** - Tuesday, November 1, 6:00 p.m., Summit on the Park, 46000 Summit Parkway, Canton (373-5314)