

No. 89  
**MICHIGAN SENATE**  
**DAILY CALENDAR**

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THURSDAY, OCTOBER 23, 2003  
10:00 a.m.

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**MESSAGES FROM THE GOVERNOR**

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1

**SB 195** Sen. Toy  
Local government; public services; certain city managed water and sewer systems; provide for regionalization of.  
Creates new act.  
**Vetoed by Governor, Friday, March 21.**  
**For text of veto message, see Senate Journal No. 30, page 341.**  
**Veto pending.**

2

**SB 364** Sen. Garcia  
School aid; penalties; requirement of 180 days of pupil instruction and penalty for holding less than that number; eliminate and replace with minimum hours of instruction, and require certain procedures to change to 4-day school week.  
Amends sec. 101 of 1979 PA 94 (MCL 388.1701).  
**Vetoed by Governor, Monday, June 30.**  
**For text of veto message, see Senate Journal No. 65, page 1110.**  
**Veto pending.**

3

**SB 293** Sen. Bishop  
Law enforcement; other; public safety commissions; allow use of state radio towers by local units of government.  
Amends sec. 3 of 1929 PA 152 (MCL 28.283).  
**Vetoed by Governor, Friday, July 11.**  
**For text of veto message, see Senate Journal No. 68, page 1222.**  
**Veto pending.**

4

**SB 265** Sen. Johnson  
Appropriations; zero budget; department of transportation; provide for fiscal year 2003-2004.  
**Approved by Governor with line items vetoed, Tuesday, August 12.**  
**For text of veto message, see Senate Journal No. 71, page 1587.**  
**Vetoed line items pending.**

5

**SB 288** Sen. Johnson  
Appropriations; zero budget; department of agriculture; provide for fiscal year 2003-2004.  
**Approved by Governor with line items vetoed, Thursday, August 7.**  
**For text of veto message, see Senate Journal No. 71, page 1588.**  
**Vetoed line items pending.**

**MESSAGES FROM THE GOVERNOR**

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6

**SB 540** Sen. Johnson  
Appropriations; supplemental; supplemental appropriations; provide for.  
Creates new act & repeals sec. 308 of 2003 PA 161.  
**Approved by Governor, with line items vetoed, Tuesday, August 12.**  
**For text of veto message, see Senate Journal No. 72, page 1614.**  
**Vetoed line items pending.**

7

**SB 283** Sen. Johnson  
Appropriations; other; family independence agency; provide for fiscal year 2003-2004.  
Creates new act & repeals sec. 413 of 2002 PA 529.  
**Approved by Governor with line items vetoed, Tuesday, August 12.**  
**For text of veto message, see Senate Journal No. 72, page 1615.**  
**Vetoed line items pending.**

8

**SB 464** Sen. Allen  
Transportation; funds; Mackinac bridge authority; amend to provide toll rate cap.  
Amends sec. 2 of 1952 PA 214 (MCL 254.312).  
**Vetoed by Governor, Monday, August 25.**  
**For text of veto message, see Senate Journal No. 72, page 1616.**  
**Veto pending.**

9

**SB 466** Sen. Barcia  
Transportation; motor fuel tax; advancements to Mackinac bridge authority; amend.  
Amends sec. 163 of 2000 PA 403 (MCL 207.1163).  
**Vetoed by Governor, Monday, August 25.**  
**For text of veto message, see Senate Journal No. 72, page 1616.**  
**Veto pending.**

10

**SB 395** Sen. McManus  
Health; abortion; definition of legal birth; clarify.  
Creates new act.  
**Vetoed by Governor, Friday, October 10.**  
**For text of veto message, see Senate Journal No. 84, page 1835.**  
**Veto pending.**

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**MESSAGES FROM THE HOUSE**


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11

**SB 252** Sen. Brater  
 Environmental protection; water pollution; annual waste-water discharge environmental fee; provide for.  
 Amends sec. 3112 of 1994 PA 451 (MCL 324.3112) & adds sec. 3113b.  
**I.E. House, October 14, 2003.**  
**Returned from House with House substitute (H-4), Wednesday, October 15; laid over under the rules.**  
**Committee recommended I.E.**

12

**SB 560** Sen. Leland  
 Environmental protection; groundwater contamination; groundwater discharge permit fees; enact.  
 Amends secs. 2505 & 3115 of 1994 PA 451 (MCL 324.2505 & 324.3115) & adds secs. 3120, 3121 & 3122.  
**I.E. House, October 16, 2003.**  
**Returned from House with House substitute (H-6), Tuesday, October 21; laid over under the rules.**  
**Committee recommended I.E.**

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**THIRD READING OF BILLS**


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13

**HB 4599** Rep. Richardville  
 Natural resources; hunting; Sunday hunting ban in Hillsdale, Lenawee, St. Clair, and Tuscola counties; repeal.  
 Repeals (See bill).  
**I.E. House, July 15, 2003.**  
**For House amendment, see House Journal No. 61, page 1269.**  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

14

**SB 687** Sen. Bishop  
 Counties; employees and officers; procedures for the vacancy in a county executive office; clarify.  
 Amends secs. 9 & 10 of 1973 PA 139 (MCL 45.559 & 45.560) & adds sec. 9a.  
**Reported by Committee on Local, Urban and State Affairs.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

15

**SB 770** Sen. Cropsey  
 Income tax; other; filing of 1099 form; require and provide for penalties.  
 Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 355a.  
**Reported by Committee on Finance.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

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**THIRD READING OF BILLS**


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16

**HB 4311** Rep. Meyer  
 Trade; other; business failure of grain dealers; create insurance program for producers of farm produce.  
 Creates new act & repeals 1988 PA 366 (MCL 285.211 - 285.219).  
**I.E. House, June 25, 2003.**  
**House substitute (H-2).**  
**Reported by Committee on Agriculture, Forestry and Tourism.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

17

**SB 667** Sen. Allen  
 Mental health; other; number of board memberships per county; revise.  
 Amends sec. 222 of 1974 PA 258 (MCL 330.1222).  
**Reported by Committee on Health Policy.**  
**Committee recommended I.E.**

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**GENERAL ORDERS**


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18

**HB 4454** Rep. Hoogendyk  
 Economic development; Michigan economic growth authority; benefits for eligible pharmaceutical companies; provide for.  
 Amends secs. 3, 4 & 8 of 1995 PA 24 (MCL 207.803 et seq.).  
**I.E. House, May 14, 2003.**  
**Reported by Committee on Commerce and Labor.**  
**Committee recommended I.E.**

19

**HB 4472** Rep. Lipsey  
 Property tax; exemptions; new personal property of certain pharmaceutical companies; provide for exemption under certain circumstances.  
 Amends sec. 9f of 1893 PA 206 (MCL 211.9f).  
**I.E. House, May 14, 2003.**  
**Reported by Committee on Commerce and Labor.**  
**Committee recommended I.E.**

20

**SB 193** Sen. Patterson  
 Vehicles; license plates; specialty plates for ducks unlimited; provide for.  
 Amends sec. 811e of 1949 PA 300 (MCL 257.811e); adds sec. 811o & repeals sec. 811o of 1949 PA 300 (MCL 257.811o).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

- 21
- HB 4804** Rep. Shulman  
State; funds; budget stabilization fund expenditures; modify.  
Amends secs. 353c, 353e & 358 of 1984 PA 431 (MCL 18.1353c et seq.).  
**I.E. House, June 19, 2003.**  
**For House amendment, see House Journal No. 54, page 924.**  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**
- 22
- SB 601** Sen. Switalski  
Cities; home rule; property maintenance codes and international codes; allow adoption by reference.  
Amends sec. 3 of 1909 PA 279 (MCL 117.3).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**
- 23
- SB 158** Sen. Patterson  
Civil procedure; costs and fees; statutory attorney fees in landlord-tenant eviction and land contract forfeiture actions; revise.  
Amends sec. 5759 of 1961 PA 236 (MCL 600.5759).  
**Reported by Committee on Judiciary.**  
**For Senate amendment, see Senate Journal No. 80, page 1742.**  
**Committee recommended I.E.**
- 24
- SB 479** Sen. Basham  
Transportation; school vehicles; local school district authority to determine location and number of school bus stops within a manufactured housing park; allow.  
Amends sec. 9 of 1990 PA 187 (MCL 257.1809).  
**Reported by Committee on Education.**  
**Committee recommended I.E.**
- 25
- HJR G** Rep. Garfield  
State; employees and officers; hiring for civil service position; provide preferential treatment to veterans.  
Amends sec. 5, art. XI of the state constitution.  
**House substitute (H-1).**  
**Reported by Committee on Senior Citizens and Veterans Affairs.**
- 26
- HB 5106** Rep. Richardville  
Occupations; real estate; real estate salesperson and brokers; revise continuing education requirements to include certain courses.  
Amends secs. 2504 & 2505 of 1980 PA 299 (MCL 339.2504 & 339.2505).  
**I.E. House, October 8, 2003.**  
**House substitute (H-1).**  
**Reported by Committee on Economic Development, Small Business and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

- 27
- SB 771** Sen. Emerson  
Local government; other; authorities and responsibilities of an emergency financial manager; expand under certain circumstances.  
Amends sec. 21 of 1990 PA 72 (MCL 141.1221).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**
- 28
- HB 4070** Rep. Spade  
Higher education; other; certain instructional materials; require manufacturers and publishers to provide in digital electronic format.  
Creates new act.  
**I.E. House, March 20, 2003.**  
**Reported by Committee on Education.**  
**Committee recommended I.E.**
- 29
- HB 4907** Rep. Stahl  
Insurance; life; accelerated benefits; provide for general amendments.  
Amends sec. 602 of 1956 PA 218 (MCL 500.602) & adds sec. 603.  
**I.E. House, October 2, 2003.**  
**Reported by Committee on Banking and Financial Institutions.**  
**Committee recommended I.E.**
- 30
- HB 5050** Rep. Robertson  
Insurance; other; standard nonforfeiture law for individual deferred annuities; provide for.  
Amends sec. 4072 of 1956 PA 218 (MCL 500.4072).  
**I.E. House, October 2, 2003.**  
**House substitute (H-1).**  
**Reported by Committee on Banking and Financial Institutions.**  
**Committee recommended I.E.**
- 31
- SB 712** Sen. Cherry  
Occupations; other; number of salvage vehicle agents licensed under a dealer; increase to 4.  
Amends sec. 248e of 1949 PA 300 (MCL 257.248e).  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

## RESOLUTIONS

- 32
- SR 141** Sen. Brater  
A resolution to memorialize the Congress of the United States to enact Great Lakes environmental restoration legislation.  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**For text of resolution, see Senate Journal No. 72, page 1617.**  
**Adoption pending.**

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**COMMITTEE REPORTS**


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33

- SB 214** Sen. Hammerstrom  
 Natural resources; other; possession or release of certain aquatic species; prohibit and provide penalties.  
 Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 413.  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Senate substitute (S-1).**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

34

- SB 215** Sen. Hammerstrom  
 Criminal procedure; sentencing guidelines; penalties for possession or release of certain aquatic species; include in sentencing guidelines.  
 Amends sec. 13e, ch. XVII of 1927 PA 175 (MCL 777.13e).  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

35

- SB 226** Sen. Hammerstrom  
 Natural resources; wildlife; genetically engineered organisms; recognize in NREPA and prohibit release of GEOs or nonnative organisms.  
 Amends secs. 45901, 45906, 45908, 48701, 48735 & 48738 of 1994 PA 451 (MCL 324.45901 et seq.) & adds pt. 413.  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Senate substitute (S-1).**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

36

- SB 227** Sen. Hammerstrom  
 Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of releasing, possessing, or importing certain organisms; provide for.  
 Amends sec. 13e, ch. XVII of 1927 PA 175 (MCL 777.13e).  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

37

- SB 228** Sen. Sanborn  
 Natural resources; other; genetically engineered organisms; recognize in animal industry act.  
 Amends secs. 4, 6, 12 & 31 of 1988 PA 466 (MCL 287.704 et seq.).  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

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**COMMITTEE REPORTS**


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38

- SB 229** Sen. Birkholz  
 Natural resources; other; genetically engineered organisms; recognize in aquaculture development act.  
 Amends secs. 2 & 4 of 1996 PA 199 (MCL 286.872 & 286.874).  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

39

- HB 5133** Rep. Acciavatti  
 Taxation; administration; waiver on interest and penalties for certain tax returns paid or filed by a certain date; provide for.  
 Amends sec. 24 of 1941 PA 122 (MCL 205.24).  
**I.E. House, October 15, 2003.**  
**House substitute (H-1).**  
**Reported by Committee on Finance.**  
**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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**Appropriations -****Subcommittees -**

**Agriculture and Natural Resources Department** - Tuesday, October 28, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-5932, 373-1725)

**Natural Resources Department** - Thursday, November 6, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Education** - Thursday, October 23, 2:00 p.m., Room 210, Farnum Building (373-6920)

**Families and Human Services** - Thursday, October 23, 8:30 a.m., Room 210, Farnum Building (373-1801)

**Legislative Council** - Thursday, October 23, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-0797)