

No. 67
MICHIGAN SENATE
DAILY CALENDAR

WEDNESDAY, SEPTEMBER 9, 2009
10:00 a.m.

MOTIONS

1

(Consideration postponed until Friday, October 2.)

HB 4316 Rep. Lisa Brown
Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

2

(Consideration postponed until Friday, October 2.)

HB 4317 Rep. Kennedy
Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.
Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

3

(Consideration postponed until Friday, October 2.)

HB 4318 Rep. Slavens
Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.
Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

4

(Consideration postponed until Thursday, December 31.)

SR 15 Sen. Whitmer
A resolution to amend the Standing Rules of the Senate.
Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7.

THIRD READING OF BILLS

5

SB 216 Sen. Allen
Liquor; licenses; continuing care retirement center liquor license; create.
Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

6

SB 47 Sen. Kahn
Health; pharmaceuticals; prescription drug website; provide for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.
Reported by Committee on Health Policy.
Committee recommended I.E.

7

SB 589 Sen. Kahn
Highways; signs; existing sign structures; allow interim permits.
Amends sec. 7a of 1972 PA 106 (MCL 252.307a).
Reported by Committee on Transportation.
Senate substitute (S-2).
Committee recommended I.E.

GENERAL ORDERS

8

SB 35 Sen. Sanborn
Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.
Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).
Reported by Committee on Judiciary.
Committee recommended I.E.

GENERAL ORDERS

9

SB 361 Sen. Gilbert
Michigan business tax; gross receipts; phase-in of exclusion of tobacco taxes from the definition of gross receipts; eliminate.
Amends sec. 111 of 2007 PA 36 (MCL 208.1111).
Reported by Committee on Finance.
Committee recommended I.E.

10

SB 165 Sen. Barcia
Traffic control; accidents; procedure relating to obtaining crash reports; modify.
Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).
Reported by Committee on Transportation.
Committee recommended I.E.

11

SB 388 Sen. Birkholz
Natural resources; other; state park, boating access site, and forest recreation passport fees; provide for distribution of revenue.
Amends secs. 2005, 2030, 2035, 74101, 74102a, 74116, 74117, 74122, 74123, 78105 & 83106 of 1994 PA 451 (MCL 324.2005 et seq.); adds secs. 1911 & 2045 & repeals secs. 1909 & 1910 of 1994 PA 451 (MCL 324.1909 & 324.1910).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-4).
Committee recommended I.E.

12

SB 389 Sen. Basham
Natural resources; other; state park, boating access site, and forest recreation passport; create.
Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 805.
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-6).
Committee recommended I.E.

13

SB 478 Sen. Sanborn
Corrections; other; report to legislature of status of offender tracking system; require.
Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.
Reported by Committee on Judiciary.
Committee recommended I.E.

14

SB 418 Sen. Allen
State financing and management; funds; centers of energy excellence program; increase funding.
Amends sec. 88q of 1984 PA 270 (MCL 125.2088q).
Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

GENERAL ORDERS

15

SB 592 Sen. Kuipers
Education; financing; certain energy contracts; allow.
Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).
Reported by Committee on Education.
Committee recommended I.E.

16

SB 325 Sen. Basham
Crimes; other; installation or use of motor vehicle tracking device; prohibit under certain circumstances and provide penalty.
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 539l.
Reported by Committee on Judiciary.
Committee recommended I.E.

17

HB 4514 Rep. Lahti
Income tax; credit; eligibility for state earned income tax credit; require taxpayer to be resident for at least 6 months.
Amends sec. 272 of 1967 PA 281 (MCL 206.272).
I.E. House, March 18, 2009.
House substitute (H-1).
Reported by Committee on Finance.
Committee recommended I.E.

18

HB 4674 Rep. Mayes
Michigan business tax; credit; credit for anchor companies based on qualified new jobs created by certain suppliers and customers; revise.
Amends sec. 431a of 2007 PA 36 (MCL 208.1431a).
I.E. House, May 5, 2009.
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.

19

SB 251 Sen. McManus
Appropriations; zero budget; department of natural resources; provide for fiscal year 2009-2010.
Creates appropriation act.
Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.

20

HB 4507 Rep. Espinoza
Natural resources; other; counties eligible for operation of off-road vehicles on road shoulders; expand.
Amends sec. 81131 of 1994 PA 451 (MCL 324.81131).
I.E. House, March 24, 2009.
House substitute (H-1).
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.

GENERAL ORDERS

21

HB 4327 Rep. Young
 Labor; fair employment practices; unpaid leave for pregnant law enforcement officers; prohibit.
 Amends sec. 202 of 1976 PA 453 (MCL 37.2202).
I.E. House, March 18, 2009.
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.

22

HB 4793 Rep. Byrum
 Occupations; architects, professional engineers, and surveyors; licensing exam after graduation for architectural graduates; allow.
 Amends secs. 2004 & 2005 of 1980 PA 299 (MCL 339.2004 & 339.2005).
I.E. House, June 10, 2009.
House substitute (H-1).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

23

HB 4932 Rep. Rocca
 Gaming; other; allowable value for coupons awarded in redemption games; increase.
 Amends sec. 310b of 1931 PA 328 (MCL 750.310b).
I.E. House, June 2, 2009.
House substitute (H-2).
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-2).
Committee recommended I.E.

24

SB 670 Sen. Richardville
 Transportation; funds; Michigan transportation fund; reclassify as a trust fund and restrict disposition of interest and earnings.
 Amends sec. 10 of 1951 PA 51 (MCL 247.660).
Reported by Committee on Transportation.
Committee recommended I.E.

25

HB 5086 Rep. Simpson
 Economic development; renaissance zones; number of additional renaissance zones for agricultural processing facilities; increase.
 Amends sec. 8c of 1996 PA 376 (MCL 125.2688c).
I.E. House, June 25, 2009.
Reported by Committee on Agriculture and Bioeconomy.
Committee recommended I.E.

26

SB 773 Sen. Cassis
 Economic development; Michigan economic growth authority; limitation on issuance of MEGA credits; modify.
 Amends secs. 8 & 10 of 1995 PA 24 (MCL 207.808 & 207.810).
Reported by Committee on Finance.
Senate substitute (S-4).
Committee recommended I.E.

GENERAL ORDERS

27

SB 774 Sen. Cassis
 Michigan business tax; credit; cap on Michigan economic growth authority credits; provide for.
 Amends sec. 431 of 2007 PA 36 (MCL 208.1431).
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

28

SB 2 Sen. Sanborn
 State; other; small business ombudsman and advisory panel; establish.
 Creates new act.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-2).
Committee recommended I.E.

29

SB 340 Sen. Birkholz
 Economic development; economic development corporations; business ombudsman; create.
 Creates new act.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-2).
Committee recommended I.E.

RESOLUTIONS

30

SR 41 Sen. Cropsey
 A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.
Reported by Committee on Judiciary.
For text of resolution, see Senate Journal No. 32, page 591.
Adoption pending.

31

SR 17 Sen. Patterson
 A resolution to affirm Michigan's sovereignty under the Tenth Amendment to the Constitution of the United States over all powers not enumerated and granted to the federal government.
Reported by Committee on Judiciary.
For text of resolution, see Senate Journal No. 14, page 232.
Adoption pending.

32

SCR 4 Sen. Patterson
 A concurrent resolution to affirm Michigan's sovereignty under the Tenth Amendment to the Constitution of the United States over all powers not enumerated and granted to the federal government.
Reported by Committee on Judiciary.
For text of resolution, see Senate Journal No. 14, page 232.
Adoption pending.

RESOLUTIONS

33

SR 75 Sen. Patterson
 A resolution to extend subpoena power to the Senate Judiciary Committee.
Motion to suspend rules postponed, Wednesday, August 26.
For text of resolution, see Senate Journal No. 65, page 1325.
Rules suspension pending.

COMMITTEE REPORTS

34

SB 636 Sen. Kuipers
 Education; other; neighborhood public schools; create in school code.
 Amends secs. 5, 1204a, 1230, 1230a, 1230b, 1230c, 1230d, 1230e, 1233, 1233b, 1246, 1277, 1278, 1280 & 1311 of 1976 PA 451 (MCL 380.5 et seq.) & adds pt. 6D & sec. 1701b.
Reported by Committee on Education.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

35

SB 637 Sen. Cassis
 Education; other; school aid act changes to provide funding for neighborhood public schools; provide for.
 Amends secs. 3, 6, 8b, 18, 18b, 18c, 20, 31a, 51a, 101, 169 & 169b of 1979 PA 94 (MCL 388.1603 et seq.) & adds sec. 9.
Reported by Committee on Education.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

36

SB 638 Sen. Birkholz
 Education; teachers; exemption from teacher tenure act for neighborhood public schools as defined in revised school code; provide for.
 Amends sec. 1, art. I & sec. 1, art. III of 1937 (Ex Sess) PA 4 (MCL 38.71 & 38.91).
Reported by Committee on Education.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

37

SB 639 Sen. Hardiman
 Labor; public service employment; neighborhood public schools; provide for in public employment relations act.
 Amends secs. 1 & 15 of 1947 PA 336 (MCL 423.201 & 423.215).
Reported by Committee on Education.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations -

Subcommittee -

Capital Outlay - Thursday, September 10, 9:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

Commerce and Tourism - Wednesday, September 9, 9:00 a.m., Room 100, Farnum Building (373-2413)

Legislative Commission on Government Efficiency - Thursday, September 24, 9:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

Legislative Commission on Statutory Mandates - Thursday, September 17, 9:00 a.m., East Oakland Room, 1st Floor, Conference Center, Oakland County Executive Office Building, 2100 Pontiac Lake Road, Waterford (373-0212)

Legislative Retirement Board of Trustees - Thursdays, September 10 and December 3, 2:00 p.m., Room H-252, Capitol Building (373-0575)

State Drug Treatment Court Advisory Committee - Tuesday, September 29, 9:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

BILLS IN CONFERENCE

| Bill No. | Brief Title | Conferees | | Report Agreed to | |
|----------|--|-----------|---------|------------------|-------|
| | | Senate | House | Senate | House |
| SB 237 | Appropriations; zero budget; department of agriculture; provide for fiscal year 2009-2010. | Brown | Jelinek | | |
| | | Jelinek | Scott | | |

BILLS IN CONFERENCE

| Bill No. | Brief Title | Conferees | | Report Agreed to | |
|----------|--|----------------------------------|-------|------------------|-------|
| | | Senate | House | Senate | House |
| SB 243 | Appropriations; zero budget; department of energy, labor, and economic growth; provide for fiscal year 2009-2010. | Jansen George Scott | | | |
| SB 245 | Appropriations; zero budget; general government; provide for fiscal year 2009-2010. | Pappageorge Jansen Cherry | | | |
| SB 247 | Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2009-2010. | George Brown Clark-Coleman | | | |
| SB 248 | Appropriations; zero budget; department of human services; provide for fiscal year 2009-2010. | Hardiman Kahn Scott | | | |
| SB 249 | Appropriations; zero budget; judiciary; provide for fiscal year 2009-2010. | Cropsey Kahn Brater | | | |
| SB 250 | Appropriations; zero budget; department of military and veterans affairs; provide for fiscal year 2009-2010. | Garcia Cropsey Barcia | | | |
| SB 254 | Appropriations; zero budget; department of transportation; provide for fiscal year 2009-2010. | Hardiman Cropsey Anderson | | | |
| SB 290 | Economic development; brownfield redevelopment authority; eligibility requirements; modify. | Allen Gilbert Clarke | | | |
| SB 293 | Economic development; renaissance zones; eligibility requirements; modify. | Allen Gilbert Clarke | | | |
| SB 295 | Economic development; obsolete property and rehabilitation; obsolete property rehabilitation act; modify eligibility requirements. | Allen Gilbert Clarke | | | |
| SB 296 | Michigan business tax; other; historic preservation tax credit preferences and penalties under certain circumstances; provide for. | Allen Gilbert Clarke | | | |
| HB 4083 | State financing and management; funds; strategic fund; modify eligibility requirements. | Allen Gilbert Clarke | | | |
| HB 4089 | Economic development; Michigan economic growth authority; eligibility requirements; modify. | Allen Gilbert Clarke | | | |
| HB 4092 | Economic development; other; industrial development revenue bond act; modify eligibility requirements. | Allen Gilbert Clarke | | | |

BILLS IN CONFERENCE

| Bill No. | Brief Title | Conferees | | Report Agreed to | |
|-----------------|---|-------------------------------|--------------|-------------------------|--------------|
| | | Senate | House | Senate | House |
| HB 4093 | Economic development; plant rehabilitation; eligibility requirements; modify. | Allen Gilbert Clarke | | | |
| HB 4094 | Economic development; other; transportation economic development fund; modify eligibility requirements. | Allen Gilbert Clarke | | | |
| HB 4438 | Appropriations; education; department of education; provide for fiscal year 2009-2010. | Jelinek Brown Switalski | | | |