

No. 64
MICHIGAN SENATE
DAILY CALENDAR

WEDNESDAY, AUGUST 19, 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 215 Sen. Garcia
State agencies (existing); boards and commissions; name and duties of the commission on Spanish-speaking affairs (COSSA); revise.
Amends title & secs. 1, 2, 3, 4, 5 & 6 of 1975 PA 164 (MCL 18.301 et seq.).
Reported by Committee on Local, Urban and State Affairs.
Senate substitute (S-3).
Committee recommended I.E.

8

SB 484 Sen. Jansen
Disabilities; other; fees for licensing interpreters; create fund.
Amends 1982 PA 204 (MCL 393.501 - 393.509) by adding sec. 8f.
Reported by Committee on Appropriations.
Committee recommended I.E.

THIRD READING OF BILLS

9

- SB 698** Sen. Kuipers
Education; curricula; mathematics graduation requirements; modify.
Amends sec. 1278a of 1976 PA 451 (MCL 380.1278a).
Reported by Committee on Education.
Committee recommended I.E.

GENERAL ORDERS

10

- 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.

11

- 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.

12

- 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.

13

- 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.

GENERAL ORDERS

14

- 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.

15

- SB 266** Sen. Hunter
Advertising; billboards; billboards for sexually oriented businesses; provide for regulation.
Amends sec. 18a of 1972 PA 106 (MCL 252.318a).
Reported by Committee on Transportation.
Senate substitute (S-2).
Committee recommended I.E.

16

- 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.

17

- 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.

18

- 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.

19

- 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.

20

- 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.

GENERAL ORDERS

21

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.

22

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.

23

HB 4199 Rep. Lahti
Watercraft; other; fine for launching a boat with an aquatic plant attached; provide for.
Amends sec. 41301 of 1994 PA 451 (MCL 324.41301) & adds secs. 41325.
I.E. House, April 1, 2009.
House substitute (H-2).
Reported by Committee on Natural Resources and Environmental Affairs.
Senate substitute (S-1).
Committee recommended I.E.

24

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.

25

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.

26

SB 674 Sen. Barcia
Environmental protection; sewage; intermunicipal water and sewer authority; authorize to contract with Indian tribe for payment of system construction costs.
Amends sec. 7 of 1955 PA 233 (MCL 124.287).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

GENERAL ORDERS

27

SB 675 Sen. Barcia
Environmental protection; sewage; intermunicipal water and sewer authority act; add definition of Indian tribe.
Amends sec. 1 of 1955 PA 233 (MCL 124.281).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

28

SB 676 Sen. Barcia
Environmental protection; sewage; intermunicipal water and sewer authority; authorize to contract with Indian tribes for furnishing of water or sewage services.
Amends sec. 10 of 1955 PA 233 (MCL 124.290).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

29

SB 677 Sen. Cropsey
Environmental protection; sewage; intermunicipal water and sewer authority; authorize to contract with Indian tribes for acquisition or operation of system.
Amends sec. 8 of 1955 PA 233 (MCL 124.288).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

30

SB 678 Sen. Cropsey
Environmental protection; sewage; intermunicipal water and sewer authority; authorize rules to be enforced by contracting Indian tribes.
Amends sec. 4d of 1955 PA 233 (MCL 124.284d).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

31

SB 679 Sen. Cropsey
Environmental protection; sewage; Indian tribe contracting with intermunicipal water and sewer authority; authorize to discontinue service to users violating authority rules.
Amends sec. 4e of 1955 PA 233 (MCL 124.284e).
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

32

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.

GENERAL ORDERS

33

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.

RESOLUTIONS

34

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.

COMMITTEE REPORTS

35

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.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

36

SB 597 Sen. Gilbert
 Traffic control; driver license; enhanced licenses and enhanced official state identification cards; assess fee for issuance of a duplicate or corrected license or card.
 Amends sec. 6 of 2008 PA 23 (MCL 28.306).
Reported by Committee on Transportation.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

37

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

COMMITTEE REPORTS

38

HB 5122 Rep. Kandrevas
 Highways; signs; billboard permits; modify.
 Amends secs. 2, 7, 7a, 11a, 17, 18 & 21 of 1972 PA 106 (MCL 252.302 et seq.).
I.E. House, June 24, 2009.
House substitute (H-3).
Reported by Committee on Transportation.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

39

HCR 6 Rep. Opsommer
 A concurrent resolution to memorialize the President, the Congress, and the Department of Homeland Security of the United States to change requirements, agreements, and memorandums of understanding relating to the creation of Enhanced Drivers Licenses.
Reported by Committee on Transportation.
For text of resolution, see Senate Journal No. 26, page 443.
Refer to Resolutions pursuant to Rule 3.106.

40

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.
Refer to Resolutions pursuant to Rule 3.106.

41

SR 73 Sen. Kuipers
 A resolution to memorialize the United States Congress to make certain intelligence information regarding Guantanamo Bay detention camp detainees available to the Governor and Michigan State Legislature.
Reported by Committee on Judiciary.
Senate substitute (S-1).
For text of resolution, see Senate Journal No. 63, page 1281.
Refer to Resolutions pursuant to Rule 3.106.

42

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.
Refer to Resolutions pursuant to Rule 3.106.

COMMITTEE REPORTS

43

SCR 17 Sen. Kuipers

A concurrent resolution to memorialize the United States Congress to make certain intelligence information regarding Guantanamo Bay detention camp detainees available to the Governor and Michigan State Legislature.

Reported by Committee on Judiciary.

Senate substitute (S-1).

For text of resolution, see Senate Journal No. 63, page 1282.

Refer to Resolutions pursuant to Rule 3.106.

SCHEDULED MEETINGS

Agriculture and Bioeconomy - Wednesday, August 19, 9:00 a.m., Room 110, Farnum Building (373-1635)

Appropriations -

Subcommittees -

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

SCHEDULED MEETINGS

Federal Stimulus Oversight - Wednesday, August 19, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Commerce and Tourism and House New Economy and Quality of Life - Friday, August 21, 1:00 p.m., Traverse City Chamber of Commerce, 202 East Grandview Parkway, Traverse City (373-2413)

Finance - Wednesday, August 19, 11:00 a.m., Room 210, Farnum Building (373-1758)

Legislative Commission on Government Efficiency - Friday, August 21, 9:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

Legislative Commission on Statutory Mandates - Tuesday, August 25, 9:00 a.m., Executive Conference Room, 5th Floor, Oakland County Executive Office Building, 2100 N. 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)

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	Scott	
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	

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
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			
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			