

**SENATE COMMITTEE ON ECONOMIC DEVELOPMENT AND REGULATORY
REFORM**

Minutes for January 27, 2009

A meeting of the Senate Committee on Economic Development and Regulatory Reform was held on Tuesday, January 27, 2009, in rooms 402 / 403 of the Capitol Building. Senator Sanborn called the meeting to order at 3:31 p.m.

Attendance was recorded as follows:

Present: Senators Sanborn, Richardville, Allen, Gilbert, and Jacobs
Excused: Senators Thomas and Hunter
Absent: None

The Agenda Summary is as follows:

SB 093 - Reported (S-1) version with favorable recommendation and I.E.

The Chair began by taking roll and asking members to approve the rules that would govern the Committee meetings for the duration of the two year session. A motion was offered by Senator Allen, support given by Senator Gilbert, and the members approved the minutes by a vote of 5 to 0 as follows:

Approval of the committee rules:

Yeas: Senators Sanborn, Richardville, Allen, Gilbert, and Jacobs
Nays: None

The Chair then turned the members' attention to the bill on the day's agenda, Senate Bill 93.

Senate Bill 93 introduced by Senator Sanborn; Labor; health and safety; promulgation of rules regarding workplace ergonomics; prohibit.

The Chair led off with testimony on the background and need for the legislation.

Mr. Skip Pruss, Director of the Michigan Department of Energy (DeLEG), Labor and Economic Growth, shared his concerns regarding this legislation.

Questions and discussion followed.

Doug Kalinowski, also representing DeLEG, joined the director to offer further testimony and gave the members an opportunity to ask further questions.

Questions and discussion followed.

The Chair then read the following cards of those in support of the bill not wishing to speak:

- Mary Dechow, Spartan Stores
- Joelle Demand, MI Bankers
- Fred Anderson, MI Osteopathic Assn.
- Eric Rule, MI Retailers Assn.
- Chris Fisher, Assoc Builders and Contractors
- Walt Heinritzi, MI Trucking Assn.
- Steve Yencich, MI Lodging & Tourism Assn.
- Brian Kandler, Detroit Regional Chamber
- Peggy Kennedy, MI Assn of Home Builders
- Andy Deloney, MI Restaurant Assn.
- Andy Johnston, Grand Rapids Chamber of Comm
- Christine Shearer, MI Assn. of Health Plans
- Linda Gobler, MI Grocers Assn.
- Scott Hummel, MI Assn. of Ins Agents
- Nancy McKeague, MI Health & Hospital Assn.
- Jim Swain, Courtesy Car & Truck Parts, Tekonsha, NFIB Member
- Wendy Block, MI Chamber
- Toni Talbot, MI Chamber, HR consultant
- Bret Marr – MI Assn of Ambulance Services
- Mike Johnston, MMA

The Chair read the following cards of those opposing the bill, and not wishing to speak:

- Nadine Nosal, Intl Union/UAW
- Nick Ciaramitaro, MI AFSME
- Jack Minore, MI AFL-CIO
- Ken Fletcher, MI Nurses Assn.
- Cynthia Paul, SEIU

Representative Hansen, sponsor of the companion bill in the House of Representatives, then spoke in favor of the legislation.

Question and discussion followed.

Charlie Owen, on behalf of the National Federation of Independent Business, accompanied by Jim Swain, a small business owner, offered testimony in support of the bill.

Wendy Block, representing the Michigan Chamber, accompanied by Toni Talbot, one of their members, spoke of the need for this bill.

Liz Smalley, with the Michigan Funeral Directors Association, gave testimony in support of the bill.

Mike Johnston, with the Michigan Manufacturers Association, testified in support of the bill.

Senator Sanborn then offered an amendment to the bill, and Jamie Clover Adams, from the Senate Majority Policy Office, offered a brief explanation.

The Chair then made a motion that the members adopt the amendment. Support was offered by Senator Gilbert and the motion passed by a vote of 4 to 1 as follows:

Adopt the Sanborn amendment to Senate Bill 93:

Yeas: Senators Sanborn, Allen, Richardville, and Gilbert

Nays: Senator Jacobs

Senator Richardville offered a motion to report Senate Bill 93, as amended, with favorable recommendation. Support was offered by Senator Allen and the motion passed by a vote of 4 to 0 as follows:

Report SB 93 as amended with favorable recommendation:

Yeas: Senators Sanborn, Allen, Richardville, and Gilbert

Nays: None

A motion to recommend immediate effect was offered by Senator Gilbert. Support for the motion was offered by Senator Allen and the motion passed by a vote of 4 to 1 as follows:

Report Senate Bill 93 as amended and recommend immediate effect:

Yeas: Senators Sanborn, Richardville, Allen, and Gilbert

Nays: Senator Jacobs

The Chair then asked that the amendment be added to the bill by the Legislative Service Bureau and recognized as the S-1 version.

Senator Jacobs made a motion that the members absent be given a temporary excuse. Being no objection, the motion carried.

Being no further testimony, the meeting was adjourned at 5:50 p.m.