

House Watch

A summary of today's House actions;
published daily when the House is in session.



8/26/09

FINAL PASSAGE

[HB 4618](#) (Huckleberry)

HB 4618 would increase the penalties for the crime of committing or attempting financial exploitation or embezzlement of a vulnerable adult's assets. Serious violations as defined in the bill would be subject to civil fines of up to the greater of \$15,000 or triple the value of the targeted assets, and very serious violations would be punishable by up to 20 years in prison and a \$50,000 fine.

- HB 4618 was passed [RC 389: 106 yes, 0 no]
- IE was ordered

[HB 4727](#) (Huckleberry)

HB 4727 would establish sentencing guidelines for the increased penalties proposed by House Bill 4618 for financial exploitation or embezzlement of a vulnerable adult's assets.

- HB 4727 was passed [RC 390: 106 yes, 0 no]
- IE was ordered

[HB 4620](#) (Bledsoe)

HB 4620 would revise the penalties for fraudulently obtaining another person's signature with the intention of cheating or defrauding the person. Currently the penalty is EITHER up to 10 years in prison or a \$5,000 fine, and the bill would authorize BOTH of these for a single offense.

- HB 4620 was passed [RC 391: 106 yes, 0 no]
- IE was ordered

HB 4626 (Constan)

HB 4626 would establish sentencing guidelines for the increased penalty proposed by House Bill 4620 for the crime of obtaining a signature by fraud.

- HB 4626 was passed [RC 392: 106 yes, 0 no]
- IE was ordered

HB 5011 (Constan)

HB 5011 would prohibit a magistrate from refusing to accept a criminal vulnerable adult abuse complaint because the complaint is signed by a person other than the victim, who is acting upon information and belief that a violation occurred.

- HB 5011 was passed [RC 393: 105 yes, 1 no]
- IE was ordered

HB 4971 (Dean)

HB 4971 would revise the conditions on a potential employer asking state authorities if a job candidate is a perpetrator in the state's central registry of serious child abuse cases. The bill would limit such enquiries to jobs that include contact with children.

- HB 4971 was passed [RC 394: 106 yes, 0 no]
- IE was ordered

SB 411 (Switalski)

Senate Bill 411 (S-1) would enact the "Uniform Prudent Management of Institutional Funds Act" and repeal the Uniform Management of Institutional Funds Act. The proposed Act would do the following:

- Require an institution managing and investing an institutional fund to consider the institution's charitable purposes and the purposes of the fund.
- Establish a good faith and prudent person standard for each person responsible for managing and investing an institutional fund.
- Specify factors that would have to be considered, and rules that would apply, in the management and investment of an institutional fund.
- Allow an institution to appropriate for expenditure or accumulate amounts of an endowment fund that were prudent for its uses, benefits, purposes, and duration.
- Require an institution to consider specific factors in determining to appropriate or accumulate amounts in an endowment fund.
- Specify circumstances under which an institution could delegate the management and investment of an institutional fund to an external agent.
- Allow an institution or a court to release or modify a restriction contained in a gift instrument on the management, investment, or purpose of an institutional fund, under certain circumstances.
- Require the Attorney General to be notified and given an opportunity to be heard on the matter

of releasing or modifying a restriction in a gift instrument.

-- Outline provisions regarding compliance with, and the scope of, the Act.

- SB 411 advanced to 3rd Reading
- SB 411 was passed [RC 395: 106 yes, 0 no]
- IE was ordered

SB 412 (Kuipers)

Senate Bill 412 (S-1) would amend the Nonprofit Corporation Act to refer to the proposed Uniform Prudent Management of Institutions Funds Act, rather than the Uniform Management of Institutional Funds Act.

- SB 412 advanced to 3rd Reading
- SB 412 was passed [RC 396: 106 yes, 0 no]
- IE was ordered

HB 5052 (Womack)

The bill requires that appointed emergency financial managers of cities and schools submit financial disclosure reports to the Governor and leaders of the Legislature every six months, and post those reports on the website of the local unit of government or the school district, as appropriate.

- Committee substitute H-1 adopted
- HB 5052 advanced to 3rd Reading
- HB 5052 was passed [RC 397: 106 yes, 0 no]
- IE was ordered

SB 430 (Van Woerkom)

The bill specifies that in circumstances when a tall structure has the approval of the Federal Aviation Administration and the Michigan Department of Transportation, then a permit or variance for the construction, establishment, alteration, or repair of a tall structure near an airport would not require the approval of an Airport Zoning Board (many of which have disbanded since their creation in the 1950's).

- SB 430 advanced to 3rd Reading
- SB 430 was passed [RC 398: 104 yes, 2 no]
- IE was ordered

HB 4770 (Lahti)

The bill would amend the Michigan Memorial Highway Act to designate the portion of Highway US-2 in Iron County beginning in Crystal Falls at the intersection of US-2 and M-69 and

continuing west to the intersection of US-2 and M-189 in Iron River as the "Iron County Veterans Memorial Highway."

- HB 4770 advanced to 3rd Reading
- HB 4770 was passed [RC 399: 106 yes, 0 no]
- IE was ordered

HB 4503 (Angerer)

The bill would allow affidavits to correct errors or omissions in previously recorded documents, and specifies that they may be recorded in the Office of Register of Deeds of the county where the property is located.

- Committee substitute H-1 adopted
- HB 4503 advanced to 3rd Reading
- HB 4503 was passed [RC 400: 103 yes, 3 no]
- IE was ordered

HB 4511 (Geiss)

The bill would alter the process to be used when modifying the Michigan Merit Curriculum, (1) specifying that a personal curriculum could be sought for a student who had completed Grade 9, and (2) expanding the list of those who could request the personal curriculum on behalf of a student to include teachers and counselors (in addition to parents). In addition, the bill would allow modification of the high school mathematics requirements to occur after a student had completed 1-1/2 credits of math, (without necessarily having attained a passing grade), instead of having successfully completed 2-1/2 credits.

- Committee substitute H-2 adopted
- HB 4511 advanced to 3rd Reading
- HB 4511 was passed [RC 401: 106 yes, 0 no]
- IE was ordered

MOTIONS AND RESOLUTIONS

HR 142 (Dillon)

A resolution of tribute offered as a memorial for Jim Connors, former member of the House of Representatives.

- HR 142 was adopted