

Senate Watch

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



6/11/09

MESSAGES FROM THE GOVERNOR

Advise and consent to the appointment of Timothy Nichols to the Natural Resources Commission

- The appointment was consented to [RC 226: 34 yes, 1 no, 2 excused]

Advise and consent to the appointment of Frank Wheatlake to the Natural Resources Commission

- The appointment was consented to [RC 227: 34 yes, 1 no, 2 excused]

THIRD READING

[SB 249](#)

(Cropsey)

Judiciary appropriations for FY 2009-2010.

- Adoption of substitute S-2 reconsidered
- Switalski 2B reconsidered and defeated
- Substitute S-2 adopted
- SB 249 advanced to 3rd Reading
- Brater-1 not adopted [RC 228: 15 yes, 20 no, 2 excused]
- Switalski-2 not adopted [RC 229: 14 yes, 21 no, 2 excused]
- SB 249 was passed [RC 230: 25 yes, 10 no, 2 excused]

SB 250**(Garcia)**

Department of Military and Veterans Affairs appropriations for FY 2009-2010.

- Olshove-1 not adopted [RC 231: 17 yes, 18 no, 2 excused]
- Garcia-2 adopted
- Garcia-3 adopted
- SB 250 was passed [RC 232: 20 yes, 15 no, 2 excused]

SB 371**(Garcia)**

The bill would create the "Military Personnel Wireless Contract Act" to do all of the following:

- Allow a service member who was transferred, or deployed overseas, on active duty for at least 180 days, to an area not served by his or her wireless telecommunication provider, or the service member's spouse if authorized by the service member to make changes to the account, to terminate a wireless telecommunications contract without an early termination charge.
- Require the person terminating the contract to give written notice by certified mail, and document the service member's transfer or deployment orders.
- Require the person terminating the contract to return equipment acquired from the telecommunications provider and not owned by the service member.
- Authorize the Attorney General to seek civil damages of up to \$2,000 for each violation of the bill, and require that the recovered money be deposited into the Military Family Relief Fund.

- SB 371 was passed [RC 246: 34 yes, 0 no, 3 excused]

SB 596**(Prusi)**

The bill (S-1) would authorize the State Administrative Board to convey certain property located in the City of Escanaba, Delta County, to Delta County for \$1. The property would have to be used exclusively for public purposes, including but not limited to an annual Upper Peninsula State Fair, and the State would be entitled to reenter and repossess the property if that condition were not met. Any fees, terms, or conditions for the use of the property would have to be applied uniformly to resident and nonresident members of the public. If the property were not sold to Delta County within six months after the bill's effective date, the Department of Management and Budget would have to take necessary steps to realize the best value for the property by preparing to convey it through competitive bidding, a public auction, use of real estate brokerage services, a value-for-value conveyance, or offering the property for sale for fair market value to a local unit or units of government. The property could be sold to a local unit for less than fair market value if it were used exclusively for public purposes. If the local unit intended to convey the property within three years of the conveyance from the State, the State would retain a right to first purchase the property at the original sale price. If the State waived this right, the local unit have to pay to the State 40% of the difference between the sale price of the conveyance from the State and the sale price of the local unit's subsequent sale or sales to a third party. All rights in aboriginal antiquities on, within, or under the property, would be reserved by the State. The State

would not reserve the mineral rights to the property conveyed. However, if the purchaser or any grantee developed any oil, gas, or minerals found on, within, or under the conveyed property, the State would receive one-half of the gross revenue generated from the development of the minerals.

- SB 596 was passed [RC 245: 33 yes, 0 no, 3 excused, 1 not voting]

GENERAL ORDERS – (TO PASSAGE)

SB 237

(Brown)

Department of Agriculture appropriations for fiscal year 2009-2010.

- Committee substitute S-1 not adopted
- Brown substitute S-2 adopted
- Cherry 2A not adopted
- Cherry 2B not adopted
- Cherry 2C not adopted
- Cherry 2D withdrawn
- Birkholz 2E adopted
- SB 237 advanced to 3rd Reading
- Cherry-1 not adopted [RC 233: 14 yes, 19 no, 3 excused, 1 not voting]
- Cherry-2 withdrawn
- Cherry-3 not adopted [RC 234: 15 yes, 19 no, 3 excused]
- Cherry-4 not adopted [RC 235: 13 yes, 21 no, 3 excused]
- SB 237 was passed [RC 236: 28 yes, 5 no, 3 excused, 1 not voting]

SB 254

(Hardiman)

Department of Transportation appropriations for fiscal year 2009-2010.

- Committee substitute S-1 not adopted
- Hardiman substitute S-2 adopted
- Cherry 2A withdrawn
- Gleason 2B withdrawn
- Cherry 2C withdrawn
- Olshove 2D withdrawn
- Gleason 2E withdrawn
- SB 254 advanced to 3rd Reading
- Cherry-1 not adopted [RC 237: 14 yes, 19 no, 3 excused, 1 not voting]
- Gleason-2 not adopted [RC 238: 14 yes, 20 no, 3 excused]
- Cherry-3 not adopted [RC 239: 15 yes, 19 no, 3 excused]
- Olshove-4 withdrawn

- Pappageorge-5 adopted
- Gleason-6 not adopted [RC 240: 14 yes, 20 no, 3 excused]
- Clarke-7 not adopted [RC 241: 12 yes, 22 no, 3 excused]
- SB 254 was passed [RC 242: 22 yes, 12 no, 3 excused]

SB 624

(Allen)

Duncan Aviation: The bills (**SB 624 and HB 4930**) would expand the sales and use tax exemption for out-of-state aircraft that are in the state temporarily for sale and "customization."

- Committee substitute S-1 adopted
- Cassis 1A adopted
- SB 624 advanced to 3rd Reading
- SB 624 was passed [RC 243: 34 yes, 0 no, 3 excused]

HB 4930

(Segal)

- Cassis-1 adopted
- HB 4930 advanced to 3rd Reading
- HB 4930 was passed [RC 244: 34 yes, 0 no, 3 excused]
- IE was ordered