# PART I BILL AND JOINT RESOLUTION INDEX

to the

## JOURNAL OF THE HOUSE

Regular Session of 2009

Subject Index of Bills and Joint Resolutions of House and Senate.

Reference in this index to Bills and Joint Resolutions is given as follows:

S indicates Senate bills. H indicates House bills.

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Prohibit operating outside district boundaries without written consent, S 457

Self-insured losses

Provide for internal audit department and reserve fund for first-class school districts. H 4889

Teacher evaluation

Modify requirements, require charter school contract rewards be based on student performance, revise compulsory attendance requirements, and allow school to start before Labor Day, H 5623

#### Teachers

Failing schools

Require incentive pay for teachers at, S 453

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Teacher certification

Allow major in accounting or writing to count toward certification, H 4760

Provide for alternative program, H 5596, S 965 Require to have grammar, punctuation, and usage

class, H 4761 Teacher tenure act

Provide for exemption for neighborhood public schools as defined in revised school code, S 638

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School bus inspections

Provide for school district based on certification of bus mechanics by state police, H 5653, S 1009

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Absent voter ballot

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Allow first-time voters to utilize, S 51

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Expand time period for availability prior to election, H 5530

Issue upon voter's request without requiring justification, H 4097, H 4367

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Uniformed services and overseas voters

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#### Candidates

Elected or appointed office

Prohibit real property ownership as qualification for, H 4365

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Prohibit person with outstanding criminal fines from filing for office, H 5315

Filing or certification deadline

Revise, H 5560

Precinct delegates

Revise period of time to file as write-in candidate, H 4011

Write-in candidate

Prohibit candidate who loses primary election running for same office at general election, H 4082

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Secretary of state

Provide for requesting state police assistance to protect integrity of election process, S 112

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Ballot question petition

Provide for approval of language prior to circulation, checking for duplicate signatures, and penalizing circulator for knowingly obtaining signature through fraud, deceit, or misrepresentation, S 7 Provide for approval prior to circulation, S 413

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Include requirement for geographic distribution of signatures, SJR C

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Provide equitable relief for incorrect nominating petition signature information provided to candidate for, S 21

District court judge

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Election lav

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Amend to allow nonresident owners of real property right to vote on millage issues, H 4020

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Right to vote

Provide penalties for misinforming voters, H 4880 Vote registration

Increase penalties for illegal or fraudulent, S 694
Provide penalties for providing or receiving
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Elect President

Establish interstate compact to elect by national vote,

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Provide for civil injunctive relief to prevent violation, S 938

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Require posting on secretary of state website, S 953 Polling places

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Amend criteria for, S 9

Require reasons only for malfeasance, misfeasance, or nonfeasance in office and add criteria for certifying recall petition, S 394

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Deposit

Increase and provide for payment of actual costs to conduct recount, H 4821

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Clarify filing with which board of canvassers clerk for school district elections, S 455

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Resident address

Permit driver license or personal identification card be different than address on qualified voter file, H 4374, S 88

Voter preregistration

Provide for at age 16, H 4261, H 4337

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Allow electronic submission of application on secretary of state's website, H 4539, S 347

Clarify processing electronic submission of application, H 4540, S 348

Expand elector registering to vote in person to include any county, city, or township clerk's office, H 4993

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August and November elections

Provide to only be held, S 888

Canceling election

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Provide option for cities to hold, S 937

#### School

Internet or mail school election

Provide for pilot program to conduct, S 881

#### ELECTIONS (Cont.)

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Provide for amendments to revised school code concerning, H 4745, S 752

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1 county, S 129, S 130

Reduce voting age to 16, SJR B

Remove reference to special elections, S 756

Revise, S 753, S 754

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Special elections

Eliminate elections to submit ballot question to borrow money, increase millage, or establish bond if initiative petition filed, S 755

#### Voters

Register by mail

Allow requirement for individuals to present identification to any county, city, or township clerk office before election, H 4383

Voting equipment

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Establish, S 940

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Establish, S 52

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Violations

Revise sanctions for, S 613

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Domestic violence victim

Create disqualification exception from receiving benefits when leaving employment, H 4641

Eligibility

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Provide for extension of benefits to individuals enrolled in state-approved program, H 4785, S 444

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Increase dependent supplement, S 733

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Contribution rate

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Report

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Alternative sources

Financing

Authorize loans from local units of government and provide for issuance of bonds, H 5640

Net metering

Increase energy generation limits, H 5700

Renewable energy and energy efficiency grant and loan program

Create and establish restricted fund, H 5375, S 852 Conservation

Alternative energy revolving loan fund

Create for loans to schools, H 4243

Net metering programs

Provide school loans for, H 4242, S 46

Renewable energy and energy optimization

Provide for disclosure to municipal electric utility customers of savings and charges in annual rather than monthly statements, H 5654, S 1019

State buildings

Specify percentages be LEED-certified, energy requirements be filled through self-generation, and state car fleet be alternative energy vehicles, H 5032

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Net metering

Authorize increased customer generating capacity, H 4652

#### Other

Community-based energy development projects Provide for utility purchase of electricity from, H 4023

High-efficiency lightbulbs and electronic ballasts Require use in public facilities, H 4217

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Air pollution

Air emissions fees

Modify, H 5220

Burning ban

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Provide for, H 5383

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Clean-up standards

Provide for, H 4903, S 437

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Solid waste disposal surcharge

Designate uses of funds, HJR MM

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Hazardous waste

Gasoline and diesel storage tanks

Require remediation and removal within 3 years of dormancy for aboveground tanks, H 4031

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Incinerators

Municipal waste combustors and medical waste incinerators

Provide for moratorium on permits for construction, H 4646

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Solid waste

Establish disposal charge, H 5558

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Clarify conditions for exemption from construction permit and operating license requirements, H 5049

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Provide waiver for facilities with methane capture, H 5334, S 725

Litter

Civil infraction fines

Direct portion to littering informant reward fund, H 5082

Littering informants

Create reward program for, H 5081

Other

Department of environmental quality legal actions Require department to pay defendant's legal fees if

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Green schoo

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Require peer review or benchmark analysis, H 4898, S 439

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Coal tar-based sealant products

Prohibit use and sale, H 5706

Laboratory recognition program

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Elemental mercury

Regulate sale or distribution, H 4280

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Prohibit sale, H 4279

Mercury-added products

Provide for phasing out sale in state with waiver granted, H 4281

Revise definition and require labeling of products sold in state, H 4278

Recycling

Beverage containers

Require recycling at state-sponsored events, H 4216 Sewage

Intermunicipal water and sewer authority act

Add definition of Indian tribe, S 675

Authorize Indian tribe contracting with to discontinue service to users violating authority rules, S 679

Authorize rules be enforced by contracting Indian tribes. S 678

Authorize to contract with Indian tribe for payment of system construction costs, S 674

Authorize to contract with Indian tribes for acquisition or operation of system, S 677

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Wastewater treatment systems

Regulate on-site systems, S 45

Solid waste

Landfills or incinerators

Prohibit placement of mercury in and require labeling of mercury-added products, H 4277

Out-of-state waste

Require be processed at material recovery facility in state and impose fees, S 1011

Plan contents

Revise and require recycling reports, H 4371

Toxic substances or products

Bisphenol A

Prohibit in children's products, H 4522

Decabromodiphenyl ethers (deca-BDEs)

Prohibit manufacture, sale, or distribution of products containing, H 4699

Hazardous materials and storage tanks

Transfer responsibilities of department of

environmental quality to state fire marshal, H 5365

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environmental quality under fire prevention code to bureau of fire services, H 5366

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Allow storage in underground reservoirs, H 5253

Water pollution

Concentrated animal feeding operations (CAFOs)

Require licensing of animal waste handlers and use of manifests, S 157

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Storm water utilities

Authorize local units to establish, S 256

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#### FAMILY LAW

Child custody

Arbitrator's decision

Allow court review to take additional evidence,

Disputes

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Joint custody

Mandate in custody dispute between parents,

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Arrearages

Require payment from casino winnings, S 68 Biological parent

Provide for termination of support obligations when DNA evidence demonstrates payer not parent, H 4061

Child support fee

Impose annual, H 5715

Child support office

Establish duties and eliminate child support bench warrant enforcement fund, H 5502, S 104

Child support payee

Require notice to payee they may be entitled to payment from lawsuit settlement or judgment or similar source, S 67

Medical expenses

Revise procedures for collection of expenses paid by Medicaid related to birth of child whose parents are separated and revise collection and distribution of support provisions, S 107

Personal identifying information

Prohibit inclusion in order under family support act unless required by law, H 4794

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Revise reference in child custody act to reflect amendment to friend of the court act, H 5501, S 101

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Personal identifying information

Prohibit inclusion in judgment unless required by law, H 4796

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Parenting time

Great-grandparenting time

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Paternity

Acknowledgment of parentage

Provide for expedited provision of copy to attorney or court clerk, H 4671

Medical expenses

Revise procedures for collection of expenses related to birth of child born out of wedlock paid by Medicaid and revise collection and distribution of child support provisions, S 106

Personal identifying information

Prohibit inclusion in order of filiation unless required by law, H 4795

Putative father

Establish circumstances which father may sue to establish paternity of child born to married woman,

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Banks

Account holder rights

Require written disclosure for joint accounts, H 4624 Account inactivity fees

Prohibit, S 772

Bad deht

Modify time period for writing off, H 4743

Branches or ATMs

Restrict location near commercial affiliates, S 8

Mortgage loan modification

Require publication of criteria, S 929

Nonpublic financial information

Revise procedure for disclosure to unaffiliated third parties, H 5413

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Require within 48 hours of withdrawal from account to correct error by bank, S 778

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Account holder rights

Require written disclosure for joint accounts, H 4623

#### FINANCIAL INSTITUTIONS (Cont.)

Credit unions (Cont.)

Nonpublic financial information

Revise procedure for disclosure to unaffiliated third parties, H 5412

Withdrawal notice

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#### Loan officers

Consumer financial services company

Allow registration of mortgage loan officers under mortgage brokers, lenders, and servicers licensing act. S 380

Allow registration of mortgage loan officers under secondary mortgage act, S 381

Require registration of mortgage loan officers, S 379

Mortgage loan officer

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## Mortgage brokers and lenders

Assignment of mortgages

Require notice and create remedies, S 932

Require notice from second mortgage companies and create remedies, S 933

Home loan protection act

Require compliance and impose additional duties with respect to borrowers, H 4066

Require compliance by mortgage brokers in secondary market and impose additional duties with respect to borrowers. H 4067

Mortgage brokers, lenders, and servicers licensing act Amend to comply with federal SAFE act requirements, S 463

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Amend to comply with federal SAFE act

requirements, S 464

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Consumer financial services act

Amend to comply with federal SAFE act requirements, S 465

Savings and loan associations

Account holder rights

Require written disclosure for joint accounts, H 4625 Nonpublic financial information

Revise procedure for disclosure to unaffiliated third parties, H 5414

Withdrawal notice

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## Savings banks

Account holder rights

Require written disclosure for joint accounts, H 4622 Bad debt

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Nonpublic financial information

Revise procedure for disclosure to unaffiliated third parties, H 5415

Withdrawal notice

Require within 48 hours of withdrawal to correct error by savings bank, S 781

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#### Other

Fire inspection services

Allow fees for, H 4026

Liquefied petroleum containers

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Novelty lighters

Regulate sale, S 85

University fire safety inspections

Clarify standards, S 205

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Caffeine content

Require labels in bottled or packaged water and drinks. S 230

#### Other

Cottage food operation

Allow sale of foods produced by, H 5280

Donate food

Allow provision relating to immunity for persons donating to nonprofit organizations or corporations that distribute donated food, H 5612

Service establishments

Designated smoking section

Prohibit children sitting in, H 5637

Licensed

Require compliance with state or local laws, codes, ordinances, rules, or regulations, H 4100, H 4419

Outdoor cafés

Allow dogs, H 5139

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#### GAMING

Bingo and charitable gaming

Charitable gaming licenses

Expand eligibility to include auxiliary of national veterans organization, S 108

Licenses

Increase limitation on number per year, H 5225 Millionaire parties

Allow municipality to limit number held at location, H 5709

Establish venue licensing procedures, H 5707

Increase fees for parties conducted by nonmembers of charities and provide for expedited license, H 5121, S 669

Limit percentage of income paid for expenses, H 5708 Raffles

Allow under bingo act for fraternal organizations not connected with state or national organization to conduct. H 4557

## Casinos

Employees

Modify requirement to be licensed and undergo background check to work in casino, H 4950

Migratory labor housing fund

Provide amendments, H 5658

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Emergency contraceptive education act Create, H 5165, S 664

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Prohibit reuse and provide penalty, H 4940

Public health media campaign and health initiative information clearinghouse

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Require emergency room or urgent care clinic to offer emergency contraception, H 5155, S 666

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Anticonvulsant drug

Prohibit pharmacist from interchanging without notification to and consent of prescribing physician and patient, S 318

Antiepileptic drug

Provide for notification requirement when interchanging and require informed consent, H 4408

Automated prescription system program

Provide for access for law enforcement agencies, H 4777

Bulk prescription drug purchasing cooperative and drug program

Provide for uninsured and underinsured, H 4938 Controlled substance

Remove prohibition on dispensing prescription received via electronic means from physician prescriber in state other than Michigan, H 4161

E-prescribing system

Require physician or other licensee who writes prescriptions to utilize system established under Medicare regulations, H 4937

Immunosuppressive drugs

Prohibit pharmacist from interchanging without notification to and consent of prescribing physician and patient, S 314

Institutional pharmacy

Define, require pharmacist in charge to provide coverage to residents of institution when pharmacist not on site, and regulate use of emergency drugs and medication drug kits, H 5547 Medical marihuana

Amend initiated law to conform with public health code for dispensing by licensed pharmacist, H 5289, S 616

Provide for regulation as schedule 2 controlled substance to require dispensing by pharmacist and require department to license medical marihuana growing facilities, S 618

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Photo identification

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Prescription drug website

Provide for, S 47

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Revise prohibition to allow pharmacists to place previously dispensed drugs in customized patient medication packages, H 4508

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Extend validity to 90 days, H 5410, S 689

Schedule 3 or 4 controlled substance

Provide for limitation on prescribing to individuals convicted of drug offenses, H 5003

Require prescribers to request information from automated prescription system before prescribing and prohibit dispersing, H 4776

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Create repository program and allow to distribute to out-of-state charitable repositories, H 5231

Establish duties relating to program for allocating leftover medical supplies and provide immunity, H 4910

Establish procedure for donating medication to repository for distribution to medically indigent, \$182

Establish program for allocating leftover medical supplies, H 4911

Require promulgation of rules relating to program for allocating leftover medical supplies, S 565

#### Research

Live or aborted embryo, fetus, or neonate

Prohibit research on after elective abortions and require consent after spontaneous and nonelective abortions, S 829

Stem cell research

Allow, establish procedures for research and donations, prohibit mixing of human and animal embryos, establish requirements for conducting research, and require reports, H 5131, S 647

#### Screening

Health assessment website

Require department of community health to create, maintain, and evaluate, H 4939

#### Smoking

Commercial and public buildings

Require be smoke-free, H 4196

Food service establishments

Allow local units of government to regulate smoking in, H 5077

Hookah tobacco

Require department to develop public awareness campaign regarding effects on health, S 118

Workplace and food service establishments

Prohibit in places of employment, expand smoking prohibition in food service establishments, and require be placed on ballot for voter approval, S 469

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Exclude individuals and entities from prosecution for possession and limit ability of local governmental units to enact and enforce ordinances, S 65

#### Testing

Human immunodeficiency virus (HIV)

Eliminate requirement to obtain informed consent before testing for and provide option to decline test in writing, H 4583, S 681

#### HEALTH FACILITIES

Emergency medical services

Drug overdose and treatment

Require hospitals and other facilities that provide emergency care to report to local law enforcement minors under influence of alcohol, H 4773

#### Hospitals

Acuity system and staffing plan

Require development for nurses, H 4008

Hospital-acquired infection rates

Require disclosure, H 4010

Influenza vaccine

Require hospitals to establish strategic plan and inform and provide elderly persons with vaccine, H 4172

Require hospitals to provide to elderly persons, S 722

Pneumococcal vaccine

Require to inform and provide elderly persons with, H 4339

Safe patient handling committee and program

Require, S 193

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Home care agencies

Exempt from licensure requirements and statutory limitations. H 4879

Nursing homes

Abuse or neglect

Modify reporting requirements for nursing homes, H 5191

Patient death

Require notification to next of kin, county medical examiner, and others of death in nursing home or home for aged, H 4013

#### Other

Laundering surgical or work clothes

Require facilities to comply with governing bloodborne infectious diseases from clothes exposed to blood or other infectious material and not allow employees to launder at home, H 4012

Nurses

Require circulating in operating room during surgical procedures, H 4615

Operating rooms

Require policies and procedures applicable during surgical procedures and clarify requirements regarding circulating nurses, S 605

#### Patient directives

Advance health care directive registry

Require secretary of state to create, H 4942

#### **HEALTH FACILITIES** (Cont.)

Patients

Single-use medical devices

Prohibit reuse and prescribe remedies for violation, S 528

Quality assurance assessments

MI-Health program

Increase amount collected from hospitals to maximum allowed for federal matching requirements and allow subsidization of, S 582

Staffing

Surgical technologists

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## HIGHER EDUCATION

Community colleges

Baccalaureate degrees

Allow granting, H 4837

Board of trustees

Expand authority to include establishing baccalaureate degrees, H 5533

Certificates of deposit

Authorize investment of surplus funds in, S 583

School retirement system

Provide for removal of community college employees from, S 802

Financial aid

Education opportunity grants

Repeal and return funds to general fund, H 5063

Higher education loan authority

Include citizenship requirement for loan programs administered by, H 4188

Independent student program

Revise funding eligibility for part-time, sunset program, and return money to general fund, H 5041

Legislative merit award scholarships

Add citizenship requirement, H 4190

North American Indian tuition waiver

Repeal, H 4354

Nursing scholarship program

Repeal and return funds to general fund, H 5048

Promise grant program

Modify eligibility criteria for, S 391

Prohibit use of grants at state universities and community colleges that do not admit top 15% of state high school graduates, H 4432

Repeal, H 5061

State competitive scholarships

Repeal and return funds to general fund, H 5039

Teacher loan forgiveness program

Provide for new teachers in at-risk schools, H 4344 Require department of education to notice colleges of availability, H 4345

Tobacco settlement revenues

Return revenues allocated to merit scholarship program to general fund, H 5062

Work-study program

Prohibit use at college or university that does not grant in-state tuition to military personnel stationed in Michigan and dependents, S 17

#### HIGHER EDUCATION (Cont.)

Private schools

Kalamazoo College

Modify composition of board of trustees, H 5650, S 1010

Proprietary schools

Goods and services

Allow sales of those produced by students, S 786

Massage schools

Provide for sale of goods or services produced by students and make revisions to statute, H 4536

Research

Intellectual property

Revise exemption of property created for state university or community college from freedom of information act, H 4210

Tuition

Disabled veterans

Provide tuition waiver for, S 748

Entrepreneurial courses and training

Provide educational assistance for, H 4806

In-state tuition rates

Limit increases of state universities based on CPI in State Constitution, HJR C

Require public universities to offer to veterans, HJR S, SJR J

Police officers and firefighters

Repeal tuition waiver for, H 5064

Postsecondary education and vocational training

Establish free program for state high school graduates and provide funding, HJR BB

Repeal tuition waiver for and require reversion of money to general fund, H 5065

#### HIGHWAYS

Bridges

Mackinac bridge authority

Create self-insured program for, S 490

Movable bridges

Provide funding each fiscal year from Michigan transportation fund, H 4106

Construction and repair

International border crossings

Exempt related projects from cost sharing requirements, S 1001

Transportation projects

Require annual reporting of status to Legislature,

Name

75th Infantry Combat Division Memorial Highway Designate portion of M-99 as, H 5076

Elgie G. Hanna Memorial Highway

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Include corrections identification card in forms of identification necessary to apply for and allow access to department of corrections data, H 4113, H 5176, S 273

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Allow parent to sign waiver of claims of liability against sponsor or organizer, H 4970

Equine activity liability act

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Emergency treatment

Limit liability for treatment rendered in hospital,

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Clarify liability of employees paid by employer, S 635 Medical malpractice actions

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Department of history, arts, and libraries
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Gasoline without ethanol

Require wholesalers and fuel terminals make available to marinas for use in watercraft, H 4111

Consumer goods and services

Gift certificate

Revise definition in consumer protection act, H 4925 Item pricing

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Prohibit during state of emergency, S 50

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Insurance verification system

Create paperless system and provide for access by law enforcement officers, H 4634

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Application

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First-year drivers

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