

THE COUNCIL OF STATE GOVERNMENTS
2010 ECONOMIC SUMMIT OF THE STATES

COMMITTEE ON SUGGESTED STATE LEGISLATION

DOCKET 31B MEETING MINUTES
NEW YORK CITY, NY
MAY 19, 2010

PRESIDING:
CO-CHAIR: REP. BOBBY MOAK, MISSISSIPPI
VICE-CHAIR: MR. JERRY BASSETT, ALABAMA

The CSG Committee on Suggested State Legislation convened Wednesday, May 19, 2010 from 2:00 to 5:00 p.m. This meeting was the second and final meeting in the 2011 SSL cycle.

There were 92 bills on the SSL Committee docket. The bills addressed a variety of timely issues, including state product stewardship laws, civilian encroachment on military installations, and distracted driving. The Committee voted to include 16 bills in the 2010 Suggested Legislation Volume. It deferred 43 bills for further consideration, and it rejected the remaining 33 bills (see status below).

The SSL Committee will meet next in December 2010 at the CSG national conference in Providence, Rhode Island. October 1, 2010 is the deadline to submit bills for this docket.

ATTENDANCE – May 19, 2010

Presiding:

Co-Chair: Rep. Bobby Moak, Mississippi

Vice-Chair: Mr. Jerry Bassett, Alabama

Committee Members:

Rep. Pat Colloton, KS
Ms. Ann Cornwell, AR
Sen. Bart Davis, ID
Ms. Penny Davis, AL
Mr. Jose Diaz, PR
Rep. Cindy Evans, HI
Sen. Karen Facemyer, WV
Rep. Max Gruenberg, AK
Mr. Michael Kerr, Uniform Law Commission
Rep. Kim Koppelman, ND
Ms. Katrina Matheny, AK
Mr. E.M. Miller, Jr., VA
Sen. Mark Norris, TN
Rep. Greg Porter, IN
Rep. Chris Ross, PA
Sen. Joseph Simitian, CA
Mr. W. Paul White, MA

CSG Associates and Other Guests:

Ms. Kristen Ballantine, HMS, Inc., DC
Ms. Elizabeth Bartz, State and Fed
Communications, Inc.
Mr. Ab Basu, Biotechnology Industry Org.
Mr. Michael J. Behm, Stateside Associates
Mr. Dan Bellingham, Healthcare Distribution
Management Association
Mr. Gary Blalack, GlaxoSmithKline / TN
Mr. Dennis Brown, Equipment Leasing and
Finance Association
Mr. Kevin Callahan, American Forest & Paper
Association, DC
Ms. Jean Cantrell, Philips Electronics
Mr. Will Castleberry, AOL
Mr. Rob Clark, Medtronic
Mr. Dan Connelly, Johnson Haley LLP
Mr. George W. Cook, III, Auto Alliance
Mr. Greg Costa, Grocery Manufacturers
Association / NY
Mr. David Critchlow, HCA

Ms. Joanna Decker, KY Legislative Research
Commission
Ms. Amy Dempster, Consumer Electronics
Association
Ms. Heather Densmore, Merck
Ms. Laura Dooley, Alliance of Auto
Manufacturers
Mr. Kevin Fisk, Grocery Manufacturers
Association
Ms. Stephanie Fullmer, NCSBN, IL
Mr. Steve Gallagher, National Association
of Home Builders
Ms. Melissa Garrett, Bridgepoint Education
Ms. Donna Gehlhaart, International Paper
Mr. Pat Hayes, Procter and Gamble / OH
Ms. Jenn Holcomb, Alzheimer's Association
Mr. Leif Johnson, KSE Focus
Ms. Amanda Klump, Altria Client Services, Inc.
Ms. Mary Kocnecke, GlaxoSmithKline
Mr. Mark Kohorst, National Electrical
Manufacturers Association
Mr. David London, eBay
Ms. Jenn Mendez, The Carpet and Rug
Institute
Ms. Stefani Millie, Stateside Associates
Mr. Craig Mischo, Bayer Health Care
Mr. Jerry Moore, Teva Pharmaceuticals / AL
Ms. Catherine Morrison, Healthcare
Distribution Management Association
Mr. Glenn Newman, ABA State and Local
Tax Commission
Ms. Lisa Nowak, Thomson Reuters
Ms. Mara Osman, URAC
Mr. Mark Ourada, ACCCE
Mr. Mike Paredes, Genentech, Inc.
Mr. Pete Poynter, AT&T
Mr. Stan Rasmussen, U.S. Army
Mr. Steve Rauschenberger, Rauschenberger
Partners/Teva
Mr. David Root, Medco Health

Mr. Steve Rosario, American Chemistry
Council
Mr. Mike Rose, Comcast
Ms. Alex Serra, Walmart / NY
Ms. Angie Taylor, American Institute of
Architects
Ms. Caroline Taylor, Association of Home
Appliance Manufacturers
Mr. Tom Tremble, Advanced Med. Tech.
Association
Mr. Andy Trincia, MultiState Associates
Sen. Mike Vehle, South Dakota

Ms. Marilyn Vetter, Takeda
Mr. Brock Wanless, Illinois Tool Works
Mr. Greg Warren, AstraZeneca
Mr. Jason Wetzel, Walmart / IL, KY
Mr. Mark Wills, American Institute of
Architects

CSG Staff

Ms. Mariska Coetzer
Ms. Pam Goins
Ms. Nancy Vickers
Mr. Bill Voit

ITEM NO., TITLE OF ITEM UNDER CONSIDERATION (*) Indicates item is carried over from previous SSL cycle.	SOURCE	ACTION
(01) CONSERVATION AND THE ENVIRONMENT		
01-31B-01A Product Stewardship	ME	REJECT
01-31B-01B Architectural Paint Stewardship	OR	REJECT
01-31B-02 Reach Codes for Green Buildings	OR	REJECT
01-31B-03 Wildlife Observation Trails	AR	REJECT
01-31B-04 Energy Efficiency Trust Statement	ME	INCLUDE
(31B-a) Revise to include more information about the legislation.		
(02) HAZARDOUS MATERIALS/WASTE		
(03) ENERGY		
03-31B-01 Community-Based Energy	ME	INCLUDE
03-31B-02 Compressed Air Energy Storage	KS	REJECT
03-31B-03 Right to Use Solar Energy	ME	REJECT
03-31B-04 Micro-Combined Heat and Power Systems and Fuel Cell Power Systems	NY	INCLUDE
03-31B-05 Long-Term Contracting Standards for Renewable Energy	RI	REJECT
(04) SCIENCE AND TECHNOLOGY		
04-31B-01 Computer Merchandise Hoarding	IN	DEFER
(31B-b) Revise summary and if applicable, note how this bill differs from 2009 SSL draft about reselling tickets.		
(05) PUBLIC, OCCUPATIONAL AND CONSUMER HEALTH AND SAFETY		
*05-31A-06 Pharmacists-Administered Immunizations	AZ	REJECT
05-31B-01A Sports Concussions	OR	INCLUDE
05-31B-01B Youth Sports-Head Injury Policies	WA	INCLUDE
05-31B-02 Interscholastic Athletics Safety	KY	REJECT
05-31B-03 Electronic Cigarettes and Minors	NJ	REJECT
(06) PROPERTY, LAND AND HOUSING/INFRASTRUCTURE, DEVELOPMENT/PROTECTION		
06-31B-01 Foreclosure Protection Against Military Veterans	AL	REJECT
(31B-c) Add similar bills from Illinois and Virginia to next SSL docket.		
06-31B-02 Neighborhood Protection	CT	REJECT
(07) GROWTH MANAGEMENT		
07-31B-01 Military Installations and Civilian Encroachment	KS	INCLUDE
(31B-d) Add a US DOD comment about enforceability.		
(08) ECONOMIC DEVELOPMENT/GLOBAL DYNAMICS/DEVELOPMENT		

08-31B-01 Regionalism	CT	REJECT
(09) BUSINESS REGULATION AND COMMERCIAL LAW		
09-31B-01 Uniform Collaborative Law Act	UT	INCLUDE
09-31B-02 Exchange Facilitators	VA	INCLUDE
09-31B-03 Life Insurance and Travel	MO	INCLUDE
09-31B-04 Debt Adjuster	KY	REJECT
(10) PUBLIC FINANCE AND TAXATION		
10-31B-01 The Model State Administrative Tax Tribunal Act	ABA	DEFER
(31B-e) If applicable, add similar Mississippi legislation to next SSL docket.		
10-31B-02 Collecting Taxes from Out-of-State Retailers	CO	REJECT
(11) LABOR/WORKFORCE RECRUITMENT, RELATIONS AND DEVELOPMENT		
11-31B-01 International Labor Background Check	NJ	REJECT
(12) PUBLIC UTILITIES AND PUBLIC WORKS		
12-31B-01 Electricity Generation Payments	OR	REJECT
12-31B-02 Theft of Utility Services	FL	REJECT
(13) STATE AND LOCAL GOVERNMENT/INTERSTATE COOPERATION AND LEGAL DEVELOPMENT		
13-31B-01 Use of Public Resources by Public Officials	NE	REJECT
(14) TRANSPORTATION		
14-31B-01A Fewer Distractions Make Safer Driving	AR	REJECT
14-31B-01B Electronic Communication Devices	IL	REJECT
14-31B-01C Text Messaging While Driving	RI	REJECT
14-31B-01D Text Messaging While Driving	UT	REJECT
14-31B-01E Wireless Telephone Prohibitions for Drivers	CO	REJECT
14-31B-01F Electronic Communications Traffic Safety Act	MD	REJECT
14-31B-01G Distracted Driver	ME	REJECT
14-31B-01H State Distracted Driving Laws	Note	INCLUDE
(31B-f) Ensure there are hyperlinks in the electronic edition of the Volume to the 3 bills referenced in the Note and add a reference to a NHTSA document about distracted driving.		
14-31B-02 Teen Driver Decal	NJ	REJECT
14-31B-03 Electric Autocycles	AR	REJECT
14-31B-04 Traffic Congestion: Motor Vehicle Registration Fees	CA	REJECT
14-31B-05 Automotive Mobility Dealers	IN	DEFER
(31B-g) Get updated legislation from Indiana expanding the definition of automotive mobility dealer.		
(15) COMMUNICATIONS/TELECOMMUNICATIONS		
15-31B-01 Using Text Messaging for Unlawful Acts	CO	REJECT
15-31B-02 Intercepting Computer Trespasser Communications	NJ	INCLUDE
15-31B-03 Online Harassment	TX	DEFER

(31B-h) Add California legislation to next docket and similar legislation from other states if applicable.

15-31B-04 Zombies and Botnets	TX	INCLUDE
15-31B-05 Service Charges on Telephone Bills	IL	INCLUDE

(16) ELECTIONS/POLITICAL CONDITIONS

(17) CRIMINAL JUSTICE, THE COURTS AND
CORRECTIONS/PUBLIC SAFETY AND JUSTICE

17-31B-01 Civil Gideon Legal Services	CA	INCLUDE
17-31B-02 Cold Case Register	AZ	INCLUDE
17-31B-03 Identity Theft and Traffic Infractions	ME	REJECT

(18) PUBLIC ASSISTANCE/HUMAN SERVICES

(19) DOMESTIC RELATIONS/DEMOGRAPHIC SHIFTS/SOCIAL
AND CULTURAL SHIFTS

19-31B-01 Family Leave Data Collection	HI	REJECT
19-31B-02A Virtual Visitation	NC	INCLUDE
19-31B-02B Virtual Parent-Time	UT	REJECT

(20) EDUCATION

20-31B-01 Bachelor's Degree in Three	RI	DEFER
20-31B-02 Math and Science Teacher Step Up	GA	DEFER
20-31B-03 Students with Disabilities	MO	DEFER
20-31B-04 Graduation Coaches	OK	DEFER
20-31B-05 Higher Education Credit Card Marketing Statement	IL	DEFER
20-31B-06 Open-Source Textbooks	TX	DEFER
20-31B-07 Preparing Low-Income Students for High-Demand Occupations	TX	DEFER
20-31B-08 Educator Identifier System	CO	DEFER
20-31B-09A Persistently Low-Achieving Schools	KY	DEFER
20-31B-09B Race to the Top, Part I	CA	DEFER
20-31B-09C Race to the Top, Parent Intervention Trigger	CA	DEFER
20-31B-10 Troops to College	NJ	DEFER
20-31B-11 School Accountability and College Readiness Standards Statement	TX	DEFER
20-31B-12 Revised School Assessment Standards Statement	KY	DEFER
20-31B-13 Higher Education Cares	NY	DEFER
20-31B-14 Whole-Grade Sharing of Students	SD	DEFER
20-31B-15 Mobile Learning	AR	DEFER

(21) HEALTH CARE

21-31B-01 Individual Health Care Coverage	CA	DEFER
21-31B-02 Conscience in Health Care Protection	LA	DEFER
21-31B-03 Minors' Health Data	ME	DEFER
21-31B-04 Health Care Bill of Rights	ME	DEFER

21-31B-05 Clinical Pharmacist Practitioner	MT	DEFER
21-31B-06 Health Carrier External Review Statement	IL	DEFER
21-31B-07 Nursing Care Quality Indicators	NY	DEFER
21-31B-08 Successor Coverage Health Claims	TN	DEFER
21-31B-09 Temporary Family Healthcare Structures	VA	DEFER
21-31B-10 Insurance Coverage for Clinical Trials	IA	DEFER
21-31B-11A Health Freedom Act	ID	DEFER
21-31B-11B Mandatory Health Insurance Requirement	VA	DEFER
21-31B-11C Reporting on Federal Health Reform	UT	DEFER
21-31B-12 Abortion and Criminal Homicide of an Unborn Child	UT	DEFER
21-31B-13 Genetic Testing and Medicare Supplements	MI	DEFER
21-31B-14 Health Insurance Exchange Statement	UT	DEFER
21-31B-15 Health Insurance Risk Pool	NC	DEFER

(22) CULTURE, THE ARTS AND RECREATION

(23) PRIVACY

23-31B-01 Data Collection Standards	NV	DEFER
23-31B-02 RFID Restrictions	RI	DEFER
23-31B-03 Driver License Information and Federal Real ID Act of 2005	MO	DEFER

(24) AGRICULTURE

24-31B-01 Agricultural Industrial Centers	FL	DEFER
24-31B-02 Agricultural Operations and Sustainable Agriculture	KY	DEFER

(25) CONSUMER PROTECTION

(26) MISCELLANEOUS