

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

TUESDAY, NOVEMBER 29, 2005

1:00 p.m.

MOTIONS AND RESOLUTIONS

1

HB 4758 Rep. Kathleen Law
 Environmental protection; landfills; solid waste; establish disposal charge.
 Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 11532a & 11532b.
 (Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kathleen Law May 17, 2005.)
 (Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

2

HB 4759 Rep. Espinoza
 Environmental protection; funding; earmarking of surcharge on solid waste entering landfills; provide for.
 Amends secs. 11502, 11503, 11504, 11505 & 11506 of 1994 PA 451 (MCL 324.11502 et seq.); adds secs. 11532c, 11532d, 11532e, 11532f, 11532g & 11532h & repeals sec. 11532h of 1994 PA 451 (MCL 324.11532h).
 (Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Espinoza May 17, 2005.)
 (Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

3

HB 4760 Rep. Kehrl
 Environmental protection; landfills; moratorium on landfill new construction and expansion; provide for.
 Amends sec. 11511a of 1994 PA 451 (MCL 324.11511a) & repeals sec. 11511a of 1994 PA 451 (MCL 324.11511a) & enacting section 1 of 2004 PA 38.
 (Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kehrl May 17, 2005.)
 (Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

4

HB 4761 Rep. Miller
 Environmental protection; landfills; list of jurisdictions authorized to export waste to Michigan; require updating of and removal of jurisdictions whose waste contains prohibited materials.
 Amends sec. 11526b of 1994 PA 451 (MCL 324.11526b).
 (Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Miller May 17, 2005.)
 (Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

MOTIONS AND RESOLUTIONS

5

HB 4762 Rep. McDowell
 Environmental protection; solid waste; civil infractions for solid waste violations; establish.
 Amends secs. 11546 & 11549 of 1994 PA 451 (MCL 324.11546 & 324.11549).
 (Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. McDowell May 17, 2005.)
 (Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

REPORTS OF STANDING COMMITTEES

6

HR 79 Rep. Anderson
 A resolution to memorialize the Congress of the United States and the United States Department of Agriculture (USDA) to provide assistance in the effort to mitigate the infestation of the Emerald Ash Borer.
 (Reported by the Committee on Agriculture.)
 (For text of resolution, see House Journal No. 48, page 718 or Session Website; laid over 1 day June 8, 2005.)

7

HCR 15 Rep. Stahl
 A resolution to memorialize the Congress of the United States and the United States Department of Agriculture (USDA) to provide assistance in the effort to mitigate the infestation of the Emerald Ash Borer.
 (Reported by the Committee on Agriculture.)
 (House substitute (H-1) offered; postponed temporarily June 14, 2005.)
 (For proposed House substitute (H-1), see Session Website.)
 (For text of proposed House substitute (H-1), see House Journal No. 54, page 854 or Session Website.)
 (For text of resolution, see House Journal No. 46, page 700 or Session Website; laid over 1 day June 8, 2005.)

8

HR 55 Rep. Moolenaar
 A resolution to memorialize the Congress of the United States to enact legislation to extend the production tax credit for wind power energy development.
 (Reported by the Committee on Government Operations.)
 (For text of resolution, see House Journal No. 32, page 482 or Session Website; laid over 1 day October 25, 2005.)

REPORTS OF STANDING COMMITTEES

9

HR 67 Rep. Gleason

A resolution to memorialize the Congress of the United States to provide incentives for the construction of new petroleum refineries in the United States and to urge the leaders of the petroleum industry to construct new refineries to meet our increasing energy needs.

(Reported by the Committee on Education.)

(For proposed House substitute (H-2), see Session Website.)

(For text of proposed House substitute (H-2), see House Journal No. 98, page 2163 or Session Website.)

(For text of resolution, see House Journal No. 36, page 550 or Session Website; laid over 1 day November 9, 2005.)

MESSAGES FROM THE SENATE

10

HB 4957 Rep. Taub

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of accepting employment or volunteer status with certain entities in which children are present; enact.

Amends sec. 16t, ch. XVII of 1927 PA 175 (MCL 777.16t).

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day August 31, 2005.)

(I.E. House June 29, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

11

SB 130 Sen. Sanborn

Recreation; athletics and sports; disclosure of certain convictions; require of persons coaching independent youth athletic teams.

Creates new act.

(Re-returned from Senate with Senate substitute (S-1) to House substitute (H-2); laid over 1 day September 27, 2005.)

(I.E. House June 29, 2005.)

(For House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

12

HB 5100 Rep. Jones

Family law; parental rights; military parental custody rights; clarify.

Amends secs. 2, 5 & 7 of 1970 PA 91 (MCL 722.22 et seq.).

(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day November 8, 2005.)

(I.E. House October 5, 2005.)

(For House substitute (H-2), see Session Website.)

(For Senate substitute (S-2), see Session Website.)

MESSAGES FROM THE SENATE

13

HB 4325 Rep. Mortimer

Occupations; physicians; performance of needle electromyography and the performance and interpretation of nerve conduction studies; clarify who is authorized to perform.

Amends secs. 17001 & 17501 of 1978 PA 368 (MCL 333.17001 & 333.17501) & adds secs. 17018 & 17518.

(Returned from Senate with Senate substitute (S-1); laid over 1 day November 10, 2005.)

(I.E. House April 20, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

THIRD READING

14

HJR C Rep. Moolenaar

Education; other; constitutional amendment to provide for gubernatorial appointment of superintendent of public instruction; provide for.

Amends sec. 3, art. VIII of the state constitution.

(Reported by the Committee on Education.)

(Not adopted; notice of intent to reconsider vote given by Rep. Ward May 3, 2005.)

(Vote reconsidered; passed for day May 4, 2005.)

(For House substitute (H-4), see Session Website.)

15

HB 4636 Rep. Hildenbrand

Trade; consumer goods and services; sale of certain consumer items without item pricing; allow under certain conditions.

Amends secs. 1 & 3 of 1976 PA 449 (MCL 445.351 & 445.353) & adds secs. 3a & 3b.

(Reported by the Committee on Commerce.)

(For House substitute (H-2), see Session Website.)

16

HB 4476 Rep. Condino

Single business tax; rate; reduce rate; provide for, create research and development tax credit, revise sales factor apportionment, and provide for other amendments.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding ch. 5A & repeals enacting section 1 of 2002 PA 531 & enacting section 3 of 1999 PA 115.

(Discharged from the Committee on Tax Policy.)

17

HB 4477 Rep. Meisner

Property tax; assessments; calculation of additions and losses; revise.

Amends sec. 34d of 1893 PA 206 (MCL 211.34d).

(Discharged from the Committee on Tax Policy.)

THIRD READING

18

SB 252 Sen. Basham
Townships; other; street address of properties that are up for rezoning; require to be published on public notices.
Amends sec. 14 of 1943 PA 184 (MCL 125.284).
(Reported by the Committee on Local Government and Urban Policy.)
(For Senate substitute (S-1), see Session Website.)

19

SB 253 Sen. Basham
Counties; other; street address of properties that are up for rezoning; require to be published on public notices.
Amends sec. 9 of 1943 PA 183 (MCL 125.209).
(Reported by the Committee on Local Government and Urban Policy.)
(For Senate substitute (S-1), see Session Website.)

20

SB 254 Sen. Basham
Cities; other; street address of properties that are up for rezoning; require to be published on public notices.
Amends sec. 4 of 1921 PA 207 (MCL 125.584).
(Reported by the Committee on Local Government and Urban Policy.)
(For Senate substitute (S-1), see Session Website.)

21

HB 5040 Rep. Green
Human services; medical services; annual reporting of difference between medicaid and medicare reimbursement rates; require to report to legislature.
Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 109i.
(Reported by the Committee on Family and Children Services.)
(For House substitute (H-2), see Session Website.)

22

SB 785 Sen. Bishop
Children; protection; provision regarding civil actions based on computer crime in children's protection registry act; expand.
Amends secs. 1, 3 & 5 of 2004 PA 241 (MCL 752.1061 et seq.).
(Reported by the Committee on Energy and Technology.)
(Read a third time; postponed temporarily November 9, 2005.)
(For House substitute (H-1), see Session Website.)
(For House amendment, see House Journal No. 98, page 2163 or Session Website.)
(For Senate substitute (S-1), see Session Website.)

23

HB 4670 Rep. Newell
Occupations; physicians; special volunteer license for retired physicians; provide for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16184.
(Reported by the Committee on Health Policy.)
(For House substitute (H-2), see Session Website.)

THIRD READING

24

HB 4129 Rep. Mortimer
Higher education; financial aid; student loan forgiveness program for new teachers in at-risk schools; provide for.
Creates new act.
(Reported by the Committee on Higher Education and Career Preparation.)
(For House substitute (H-1), see Session Website.)
(For House amendments, see House Journal No. 99, page 2204 or Session Website.)

25

HB 5210 Rep. Steil
Higher education; financial aid; notice to colleges of availability of teacher loan forgiveness program; require of department of education.
Amends sec. 300 of 1965 PA 380 (MCL 16.400).
(Reported by the Committee on Higher Education and Career Preparation.)
(For House substitute (H-1), see Session Website.)

26

HB 5256 Rep. Proos
Insurance; property and casualty; cancellation of malpractice insurance policy; provide parameters for.
Amends sec. 3020 of 1956 PA 218 (MCL 500.3020).
(Reported by the Committee on Insurance.)
(For House substitute (H-1), see Session Website.)

27

HB 5292 Rep. Mortimer
Insurance; other; guaranty association; provide for general amendments.
Amends secs. 7911, 7918, 7921, 7925, 7931, 7941, 7945, 8111, 8124 & 8134 of 1956 PA 218 (MCL 500.7911 et seq.) & adds secs. 8124a, 8125a & 8133a.
(Reported by the Committee on Insurance.)
(For House substitute (H-1), see Session Website.)

28

HB 4778 Rep. Palsrok
Torts; immunity; liability for injuries sustained by renters and users of rented nonmotorized watercraft; clarify.
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 44520a.
(Reported by the Committee on Conservation, Forestry, and Outdoor Recreation.)
(For House substitute (H-1), see Session Website.)

29

HB 5375 Rep. Newell
Torts; immunity; retired physicians providing volunteer health care for medically indigent individuals; provide immunity for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16185.
(Reported by the Committee on Judiciary.)

THIRD READING

30

- HB 4742** Rep. Hune
Insurance; no-fault; managed care option for personal injury protection (PIP) coverage; provide for.
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding ch. 21A.
(Reported by the Committee on Insurance.)
(Read a third time; passed for day November 10, 2005.)
(For House substitute (H-3), see Session Website.)

SECOND READING

31

- HB 4582** Rep. Hopgood
School aid; fiscal year appropriations; minimum funding level for K-12 education; provide for.
Amends title & sec. 11 of 1979 PA 94 (MCL 388.1611) & adds secs. 12 & 147a.
(Rule suspended; discharged from the Committee on Appropriations.)

32

- HB 4374** Rep. Marleau
Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.
(Pursuant to Section 24.245a of the Michigan Compiled Laws, placed on calendar.)

33

- HB 4206** Rep. Stakoe
Construction; other; standards and administrative process regarding conflict of interest; provide for inspectors in buildings trades.
Amends sec. 10 of 1986 PA 54 (MCL 338.2310).
(Reported by the Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-3), see Session Website.)

34

- HB 4207** Rep. Stakoe
Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.
Amends sec. 39 of 2002 PA 733 (MCL 338.3549).
(Reported by the Committee on Local Government and Urban Policy.)

35

- HB 4208** Rep. Stakoe
Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.
Amends sec. 7a of 1956 PA 217 (MCL 338.887a).
(Reported by the Committee on Local Government and Urban Policy.)

SECOND READING

36

- HB 4209** Rep. Stakoe
Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.
Amends 1984 PA 192 (MCL 338.971 - 338.988) by adding sec. 13a.
(Reported by the Committee on Local Government and Urban Policy.)

37

- HB 4235** Rep. Nitz
Transportation; other; requirement of 2% biodiesel to be included in fuel products; provide for.
Amends secs. 2, 3 & 5 of 1984 PA 44 (MCL 290.642 et seq.).
(Reported by the Committee on Agriculture.)

38

- HB 4274** Rep. Vander Veen
Insurance; third party administrators; disclosure of certain claims history to certain persons; provide for.
Amends sec. 34 of 1984 PA 218 (MCL 550.934) & adds sec. 31.
(Reported by the Committee on Education.)
(For proposed House substitute (H-1), see Session Website.)

39

- SB 72** Sen. Birkholz
Education; students; pledge of allegiance; require to be offered in public schools.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1304.
(Reported by the Committee on Education.)
(Read a second time; House substitute (H-1) and amendment adopted; amendments offered; passed for day June 30, 2005.)
(For House substitute (H-1), see Session Website.)
(For House amendments, see House Journal No. 62, page 1133 or Session Website.)

40

- HB 4473** Rep. Ward
Housing; inspection; scope of application to include certain townships and timing of inspections to be modified; provide for.
Amends secs. 1 & 126 of 1917 PA 167 (MCL 125.401 & 125.526).
(Reported by the Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-2), see Session Website.)

41

- HB 4740** Rep. Nitz
Transportation; other; roadside memorial program; provide for.
Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 76.
(Reported by the Committee on Transportation.)
(For proposed House substitute (H-3), see Session Website.)

SECOND READING

42

HB 4522 Rep. Sheltroun
Weapons; licensing; requirement of firearm training before issuance of concealed weapon permit; exclude certain veterans.

Amends sec. 5j of 1927 PA 372 (MCL 28.425j).

(Reported by the Committee on Conservation, Forestry, and Outdoor Recreation.)

43

HB 5002 Rep. Alma Smith
Health facilities; hospitals; quality assurance assessment; extend sunset and increase hospital appropriation.

Amends sec. 20161 of 1978 PA 368 (MCL 333.20161).

(Reported by the Committee on Appropriations.)

44

HB 4947 Rep. Palmer
Retirement; public school employees; contribution for teachers; define.

Amends secs. 4, 8, 25, 26, 34 & 91 of 1980 PA 300 (MCL 38.1304 et seq.) & adds secs. 41b, 109, 110, 111 & 112 & art. 7.

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

45

HB 4514 Rep. Condino
Labor; hours and wages; employees who rely on tips; index wage to rate of inflation.

Amends 1964 PA 154 (MCL 408.381 - 408.398) by adding sec. 7b.

(Discharged from the Committee on Employment Relations, Training and Safety.)

46

HB 4515 Rep. Meisner
Labor; hours and wages; enforcement of minimum wage; prohibit retaliation for filing claim.

Amends sec. 15 of 1964 PA 154 (MCL 408.395).

(Discharged from the Committee on Employment Relations, Training and Safety.)

47

HB 4517 Rep. Miller
Labor; hours and wages; minimum wage; increase and index to rate of inflation.

Amends sec. 4 of 1964 PA 154 (MCL 408.384).

(Discharged from the Committee on Employment Relations, Training and Safety.)

48

HB 4518 Rep. Gonzales
Labor; hours and wages; minimum wage; increase.

Amends sec. 4 of 1964 PA 154 (MCL 408.384).

(Discharged from the Committee on Employment Relations, Training and Safety.)

49

HB 4519 Rep. Gleason
Labor; hours and wages; enforcement of minimum wage; increase fine for violations.

Amends sec. 13 of 1964 PA 154 (MCL 408.393).

(Discharged from the Committee on Employment Relations, Training and Safety.)

SECOND READING

50

HB 4804 Rep. Cheeks
Sales tax; collections; tax levy on sale of prepared food and beverage consumed on premises; provide for in a city with a population over 750,000.

Creates new act.

(Discharged from the Committee on Tax Policy.)

51

HB 4808 Rep. Lemmons, III
Income tax; city; nonresident tax for cities with population of 750,000 or more; allow to increase.

Amends sec. 3, ch. 1 of 1964 PA 284 (MCL 141.503) & adds sec. 3e to ch. 1.

(Discharged from the Committee on Tax Policy.)

52

HB 5005 Rep. Huizenga
State; funds; the 21st century jobs fund authority; create.

Creates new act.

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

53

HB 4516 Rep. Cheeks
Labor; hours and wages; minimum wage; increase for waitstaff.

Amends sec. 7a of 1964 PA 154 (MCL 408.387a).

(Discharged from the Committee on Employment Relations, Training and Safety.)

54

HB 4922 Rep. Sheen
Single business tax; credit; apprenticeship tax credit; increase, and increase amount of gross sales allowable for alternative calculation.

Amends secs. 38e & 68 of 1975 PA 228 (MCL 208.38e & 208.68).

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

55

HB 5004 Rep. LaJoy
Counties; charter; distribution of renewed park millage revenue; clarify.

Amends 1965 PA 261 (MCL 46.351 - 46.367) by adding sec. 5a.

(Reported by the Committee on Local Government and Urban Policy.)

56

HB 4046 Rep. Lemmons, Jr.
Labor; hours and wages; minimum wage; increase.

Amends sec. 4 of 1964 PA 154 (MCL 408.384).

(Discharged from the Committee on Employment Relations, Training and Safety.)

57

HB 4501 Rep. Amos
Transportation; motor fuel tax; administrative fines, civil fines, and criminal fines; increase.

Amends secs. 4, 10a & 10b of 1984 PA 44 (MCL 290.644 et seq.).

(Reported by the Committee on Agriculture.)

SECOND READING

58

HB 4502 Rep. Amos
Agriculture; weights and measures; administrative fines, civil fines, and criminal penalties; increase.
Amends sec. 31a of 1964 PA 283 (MCL 290.631a).
(Reported by the Committee on Agriculture.)

59

HB 4773 Rep. Byrum
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
(Discharged from the Committee on Commerce.)

60

HB 4811 Rep. Drolet
Torts; liability; liability suits brought against drug manufacturers for drugs that have been approved by federal food and drug administration; allow.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
(Discharged from the Committee on Commerce.)

61

HB 5071 Rep. Donigan
Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.
Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).
(Discharged from the Committee on Commerce.)

62

HB 5139 Rep. McDowell
Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years of repeal of the defense.
Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).
(Discharged from the Committee on Commerce.)

63

SB 538 Sen. Brown
Environmental protection; funding; small business pollution prevention loans; make methane digesters and similar technologies eligible for.
Amends secs. 14501 & 14513 of 1994 PA 451 (MCL 324.14501 & 324.14513).
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

64

HB 4796 Rep. McConico
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends secs. 1 & 4, ch. VI of 1927 PA 175 (MCL 766.1 & 766.4).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-3), see Session Website.)

SECOND READING

65

HB 4797 Rep. Elsenheimer
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends sec. 1a, ch. IV of 1927 PA 175 (MCL 764.1a).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-2), see Session Website.)

66

HB 4799 Rep. Van Regenmorter
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends secs. 40 & 42, ch. VII of 1927 PA 175 (MCL 767.40 & 767.42).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-1), see Session Website.)

67

HB 4800 Rep. Van Regenmorter
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends sec. 8311 of 1961 PA 236 (MCL 600.8311).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-1), see Session Website.)

68

SB 456 Sen. Sanborn
Liquor; retail sales; price reductions on liquor by SDD licensees; allow under certain circumstances.
Amends sec. 229 of 1998 PA 58 (MCL 436.1229).
(Reported by the Committee on Regulatory Reform.)

69

HB 4855 Rep. Nofs
Sales tax; exemptions; parts installed on non-Michigan-based or foreign registered aircraft; provide for, and exempt the sale of certain aircraft located in Michigan temporarily.
Amends sec. 4x of 1933 PA 167 (MCL 205.54x).
(Reported by the Committee on Commerce.)

70

HB 4856 Rep. Wenke
Use tax; exemptions; parts installed on non-Michigan-based or foreign registered aircraft; provide for, and exempt the sale of certain aircraft located in Michigan temporarily.
Amends sec. 4k of 1937 PA 94 (MCL 205.94k).
(Reported by the Committee on Commerce.)

71

SB 461 Sen. Bishop
Local government; other; appointment procedure for emergency financial manager of a municipality; revise.
Amends sec. 18 of 1990 PA 72 (MCL 141.1218).
(Reported by the Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

SECOND READING

72

HB 4262 Rep. Huizenga
Construction; code; issuance of certain permits to certain persons; clarify as to interior designers.
Amends sec. 2a of 1972 PA 230 (MCL 125.1502a) & adds sec. 10a.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-1), see Session Website.)

73

HB 4311 Rep. Meisner
Occupations; interior design; licensure of interior designers; provide for and clarify certain services provided.
Amends secs. 303a & 601 of 1980 PA 299 (MCL 339.303a & 339.601); adds art. 28 & repeals sec. 601a of 1980 PA 229 (MCL 339.601a).
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-2), see Session Website.)

74

HB 4312 Rep. Meisner
Occupations; licensing fees; licensure of interior designers; provide for.
Amends 1979 PA 152 (MCL 338.2201 - 338.2277) by adding sec. 19.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-1), see Session Website.)

75

HB 4705 Rep. Marleau
State; employees and officers; insurance benefits for certain state employees; modify.
Creates new act.
(Reported by the Committee on Insurance.)

76

HB 4647 Rep. Moolenaar
Single business tax; credit; production tax credit for wind energy from wind turbines; provide for.
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35c.
(Reported by the Committee on Government Operations.)

77

HB 4648 Rep. Walker
Townships; ordinances; definition and regulation of wind energy systems; provide for.
Amends 1943 PA 184 (MCL 125.271 - 125.310) by adding sec. 16j.
(Reported by the Committee on Government Operations.)

78

HB 4649 Rep. Walker
Counties; ordinances; definition and regulation of wind energy systems; provide for.
Amends 1943 PA 183 (MCL 125.201 - 125.240) by adding sec. 16j.
(Reported by the Committee on Government Operations.)

SECOND READING

79

HB 5325 Rep. Green
Health facilities; hospitals; inform and provide elderly persons with the influenza vaccine; require under certain circumstances.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 21529.
(Reported by the Committee on Senior Health, Security, and Retirement.)

80

HB 4751 Rep. Ball
Human services; medical services; coverage for adult foster care facilities; provide.
Amends sec. 109 of 1939 PA 280 (MCL 400.109).
(Reported by the Committee on Family and Children Services.)
(For proposed House substitute (H-1), see Session Website.)

81

HB 4756 Rep. Gaffney
Traffic control; driver license; first year drivers; prohibit from having more than 1 passenger other than family member in car.
Amends sec. 310e of 1949 PA 300 (MCL 257.310e).
(Reported by the Committee on Transportation.)
(For proposed House substitute (H-1), see Session Website.)

82

HB 4478 Rep. Stakoe
Property; conveyances; transfer of certain state owned property in Oakland county; provide for.
Creates land transfer act.
(Reported by the Committee on Regulatory Reform.)
(For proposed House amendment, see House Journal No. 97, page 2124 or Session Website.)

83

HB 5243 Rep. Stewart
Property; conveyances; conveyance of certain state owned property in Wayne county; provide for.
Creates land transfer act.
(Reported by the Committee on Regulatory Reform.)
(For proposed House substitute (H-1), see Session Website.)

84

HB 5333 Rep. Elsenheimer
Highways; bridges; contractual authority for the Mackinac bridge; provide for.
Amends sec. 14 of 1952 PA 214 (MCL 254.324).
(Reported by the Committee on Transportation.)

85

HB 5334 Rep. Elsenheimer
Highways; bridges; transfer of authority to department of transportation for Mackinac bridge; repeal.
Repeals sec. 9 of 1966 PA 13 (MCL 254.369).
(Reported by the Committee on Transportation.)

SECOND READING

86

HB 5339 Rep. Casperson
Highways; bridges; financial authority for the Mackinac bridge; provide for.
Amends sec. 2 of 1950 (Ex Sess) PA 21 (MCL 254.302).
(Reported by the Committee on Transportation.)

87

HB 5340 Rep. Casperson
Highways; bridges; authority for operation of Mackinac bridge; clarify.
Amends 1965 PA 380 (MCL 16.101 - 16.608) by adding sec. 359 & repeals sec. 357 of 1965 PA 380 (MCL 16.457).
(Reported by the Committee on Transportation.)

88

HB 5398 Rep. Green
Human services; foster parents; medical statement required for licensure or certification as foster parents; authorize physician or certified nurse practitioner to complete.
Amends sec. 5 of 1973 PA 116 (MCL 722.115).
(Reported by the Committee on Health Policy.)
(For proposed House substitute (H-1), see Session Website.)

89

SB 351 Sen. Hammerstrom
Occupations; health care professions; registration of acupuncturists; provide for.
Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16322 & pt. 165.
(Reported by the Committee on Health Policy.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

90

HB 5294 Rep. Hune
Land use; zoning and growth management; zoning ordinance violations for cities and villages; establish grace period and limit fines.
Amends sec. 7 of 1921 PA 207 (MCL 125.587).
(Reported by the Committee on Government Operations.)
(For proposed House substitute (H-1), see Session Website.)

91

HB 5295 Rep. Hune
Land use; zoning and growth management; zoning ordinance violations for counties; establish grace period and limit fines.
Amends sec. 24 of 1943 PA 183 (MCL 125.224).
(Reported by the Committee on Government Operations.)
(For proposed House substitute (H-1), see Session Website.)

SECOND READING

92

HB 5296 Rep. Hune
Land use; zoning and growth management; township zoning ordinance violations; establish grace period and limit fines.
Amends sec. 24 of 1943 PA 184 (MCL 125.294).
(Reported by the Committee on Government Operations.)
(For proposed House substitute (H-1), see Session Website.)

93

HB 5315 Rep. Marleau
Businesses; business corporations; obligations of foreign corporations in mergers or share exchanges; revise.
Amends sec. 735 of 1972 PA 284 (MCL 450.1735).
(Reported by the Committee on Commerce.)

94

HB 5316 Rep. Wenke
Businesses; business corporations; provision providing for dissolution by court judgment; make technical amendments.
Amends sec. 823 of 1972 PA 284 (MCL 450.1823).
(Reported by the Committee on Commerce.)

95

HB 5317 Rep. Huizenga
Businesses; business corporations; certain amendments to articles of incorporation; require to be initiated by the board of directors.
Amends sec. 611 of 1972 PA 284 (MCL 450.1611).
(Reported by the Committee on Commerce.)

96

HB 5318 Rep. Mortimer
Businesses; business corporations; creation of Subcommittees of board committees; authorize.
Amends sec. 528 of 1972 PA 284 (MCL 450.1528).
(Reported by the Committee on Commerce.)

97

HB 5319 Rep. Schuitmaker
Businesses; business corporations; voting by shareholders; clarify that abstaining from voting is not considered a vote.
Amends sec. 441 of 1972 PA 284 (MCL 450.1441).
(Reported by the Committee on Commerce.)

98

HB 5320 Rep. Elsenheimer
Businesses; business corporations; voting as a class or series; clarify that abstaining from voting is not considered a vote.
Amends sec. 442 of 1972 PA 284 (MCL 450.1442).
(Reported by the Committee on Commerce.)

99

HB 5321 Rep. Emmons
Businesses; business corporations; delivery of notices and other communications to shareholders who share a common address; allow delivery of single copy to common address.
Amends sec. 143 of 1972 PA 284 (MCL 450.1143).
(Reported by the Committee on Commerce.)

SECOND READING

100

HB 5322 Rep. David Law
Businesses; business corporations; effective date of documents filed with administrator; revise.
Amends sec. 131 of 1972 PA 284 (MCL 450.1131).
(Reported by the Committee on Commerce.)

101

HB 5323 Rep. Tobocman
Businesses; business corporations; definition of willfully unfair and oppressive conduct by corporations; revise and clarify guarantee powers.
Amends secs. 106, 261 & 489 of 1972 PA 284 (MCL 450.1106 et seq.).
(Reported by the Committee on Commerce.)

102

SB 34 Sen. Jacobs
Economic development; commercial redevelopment; corridor improvement authority act; create.
Creates new act.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-4), see Session Website.)

103

HB 4074 Rep. Caswell
Retirement; public school employees; definition of eligible employees; expand to include administrators or faculty employed at a community college on a part-time basis.
Amends sec. 2 of 1967 PA 156 (MCL 38.382).
(Reported by the Committee on Higher Education and Career Preparation.)

104

HB 5232 Rep. Caswell
Higher education; financial aid; return of unused Michigan merit award money to treasury; require if student leaves school.
Amends sec. 8 of 1999 PA 94 (MCL 390.1458).
(Reported by the Committee on Higher Education and Career Preparation.)

105

HB 5282 Rep. Wenke
Education; students; career and technical preparation act; eliminate sunset.
Amends sec. 13 of 2000 PA 258 (MCL 388.1913).
(Reported by the Committee on Higher Education and Career Preparation.)

106

HB 5314 Rep. Wenke
Retirement; college employees; removal from school retirement system; provide for.
Amends secs. 6, 7, 22 & 41a of 1980 PA 300 (MCL 38.1306 et seq.).
(Reported by the Committee on Higher Education and Career Preparation.)
(For proposed House substitute (H-1), see Session Website.)

SECOND READING

107

HB 5337 Rep. Jones
Military affairs; other; waiver from "administrative hearings" while deployed or serving on active duty; provide for.
Amends sec. 117 of 1967 PA 150 (MCL 32.517).
(Reported by the Committee on Veterans Affairs and Homeland Security.)
(For proposed House substitute (H-2), see Session Website.)

108

HJR F Rep. Garfield
State; employees and officers; hiring for civil service position; provide preferential treatment to veterans.
Amends sec. 5, art. XI of the state constitution.
(Reported by the Committee on Veterans Affairs and Homeland Security.)
(For proposed House substitute (H-1), see Session Website.)

109

HB 5347 Rep. Stahl
Agriculture; products; rule-making authority regarding organic products; repeal.
Amends secs. 7, 11, 13, 21, 22, 23, 25, 27 & 29 of 2000 PA 316 (MCL 286.907 et seq.).
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-2), see Session Website.)

110

SB 668 Sen. Van Woerkom
Food; processors; protection against nuisance liability; clarify.
Amends sec. 3 of 1998 PA 381 (MCL 289.823).
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

111

SB 669 Sen. Stamas
Food; processors; administrative complaint brought against person responsible for the processing operation; designate as exclusive remedy regarding allegation of nuisance.
Amends sec. 4 of 1998 PA 381 (MCL 289.824).
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

112

SB 722 Sen. Barcia
Occupations; accounting; licensing fees; revise and create restricted fund.
Amends sec. 11 of 1979 PA 152 (MCL 338.2211).
(Reported by the Committee on Banking and Financial Services.)
(For Senate substitute (S-1), see Session Website.)

SECOND READING

113

SB 723 Sen. Bishop
Occupations; accounting; revisions to article 7 of the occupational code; provide for.
Amends secs. 601, 602, 721, 723, 725, 729, 732, 734 & 735 of 1980 PA 299 (MCL 339.601 et seq.).
(Reported by the Committee on Banking and Financial Services.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

114

SB 724 Sen. Bishop
Criminal procedure; sentencing guidelines; crime of unauthorized practice of public accounting; include in sentencing guidelines.
Amends sec. 13p, ch. XVII of 1927 PA 175 (MCL 777.13p).
(Reported by the Committee on Banking and Financial Services.)
(For Senate substitute (S-1), see Session Website.)

115

HB 4125 Rep. Condino
Education; financing; certain school districts to exempt principal residences and qualified agricultural property from certain school operating millage; allow.
Amends sec. 1211 of 1976 PA 451 (MCL 380.1211).
(Reported by the Committee on Education.)

116

HB 4278 Rep. Gosselin
Education; graduation requirements; community service as a condition of graduation; prohibit.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1164.
(Reported by the Committee on Education.)
(For proposed House substitute (H-7), see Session Website.)

117

HB 4460 Rep. Van Regenmorter
Fire; safety drills in schools; require lockdown drills to be conducted.
Amends title & sec. 19 of 1941 PA 207 (MCL 29.19).
(Reported by the Committee on Education.)
(For proposed House substitute (H-2), see Session Website.)

118

HB 4721 Rep. Vander Veen
Criminal procedure; sex offender registration; notification by e-mail to certain individuals when a registered sex offender relocates into a zip code; require.
Amends sec. 10 of 1994 PA 295 (MCL 28.730).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-2), see Session Website.)

SECOND READING

119

HB 5397 Rep. Gaffney
Crimes; penalties; student safety zone violations; clarify prerequisite for second or subsequent violation.
Amends secs. 34 & 35 of 1994 PA 295 (MCL 28.734 & 28.735).
(Reported by the Committee on Judiciary.)

120

SB 444 Sen. McManus
Crimes; other; prohibition on sale or possession of police badges; expand to include logos, service marks, patches, and uniforms of law enforcement agencies, and revise penalties.
Amends secs. 216 & 216a of 1931 PA 328 (MCL 750.216 & 750.216a).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

121

SB 634 Sen. Cassis
Single business tax; apportionment; sales factor; increase to 100%.
Amends sec. 45a of 1975 PA 228 (MCL 208.45a).
(Discharged from Committee on Tax Policy)
(For Senate substitute (S-2), see Session Website.)

MESSAGES FROM THE GOVERNOR

122

HB 4275 Rep. Vander Veen
Elections; canvassing; state board of canvassers procedures; clarify.
Amends sec. 477 of 1954 PA 116 (MCL 168.477).
(Reported by the Committee on House Oversight, Elections, and Ethics.)
(Vetoed by Governor on July 21, 2005; passed for day August 31, 2005.)
(For veto message, see House Journal No. 71, page 1275.)

123

HB 4831 Rep. Hummel
Appropriations; other; omnibus budget appropriations bill; provide for fiscal years 2005 and 2006.
Creates appropriation act.
(Reported by the Committee on Appropriations.)
(Line item(s) vetoed by Governor on September 30, 2005; passed for day October 5, 2005.)
(For line item veto message, see House Journal No. 84, page 1851.)

MESSAGES FROM THE GOVERNOR

124

HB 4887 Rep. Moolenaar
 Appropriations; school aid; state school aid appropriations; provide for fiscal year 2005-2006.
 Amends secs. 3, 4, 6, 11, 11a, 11f, 11g, 11j, 15, 18, 19, 20, 20j, 22a, 22b, 22d, 24, 25, 26a, 31a, 31d, 32c, 32d, 32j, 37, 39, 39a, 41, 41a, 51a, 51c, 51d, 53a, 54, 56, 57, 61a, 62, 74, 81, 94a, 98, 98b, 99, 101, 105, 105c, 107, 147, 158b, 164c & 167 of 1979 PA 94 (MCL 388.1603 et seq.); adds secs. 11k, 26b, 31b, 31f, 32l, 33, 54a & 99b & repeals 11b, 32f & 107b of 1979 PA 94 (MCL 388.1611b et seq.).
(Reported by the Committee on Appropriations.)
(Line item(s) vetoed by Governor on September 30, 2005; passed for day October 5, 2005.)
(For line item veto message, see House Journal No. 84, page 1852.)

STANDING COMMITTEE MEETINGS

(For an updated listing of committee meetings, go to <http://www.michiganlegislature.org> and click on Committee Meetings.)

STATUTORY COMMITTEE MEETING

Michigan Capitol Committee - Tuesday, November 29, 3:00 p.m., Room 426, Capitol Building

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		House	Senate	House	Senate
HB 4315	Counties; boards and commissions; county road commission; provide option to expand membership or eliminate.	LaJoy Hoogendyk Anderson	Gilbert Kuipers Basham		