

# MICHIGAN HOUSE OF REPRESENTATIVES

## DAILY CALENDAR

WEDNESDAY, OCTOBER 20, 1999

2:00 p.m.

### REPORTS OF STANDING COMMITTEES

1

**HR 117** Rep. Raczkowski  
A resolution to create the Select Committee on Limiting the Importation of Waste into Michigan.  
**(Reported by Committee on House Oversight and Operations.)**  
**(For text of resolution, see House Journal No. 53, page 1379; laid over 1 day June 9.)**

2

**HR 118** Rep. Raczkowski  
A resolution to create the Select Committee on the Training and Development of Twenty-first Century Teachers.  
**(Reported by Committee on House Oversight and Operations.)**  
**(For text of resolution, see House Journal No. 53, page 1380; laid over 1 day June 9.)**

### MESSAGES FROM THE SENATE

3

**HB 4530** Rep. Green  
Weapons; licensing; concealed weapon and pistol purchase permits; revise and require proof of firearms training before issuance of permit.  
Amends title & secs. 1, 8, 12, 12a & 14 of 1927 PA 372 (MCL 28.421 et seq.); adds secs. 1a, 2a, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m & 5n & repeals secs. 3, 6, 9d & 12c of 1927 PA 372 (MCL 28.423 et seq.).  
**(Returned from Senate with substitute (S-1) and immediate effect; laid over 1 day June 1.)**  
**(For House substitute (H-2), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

### THIRD READING

4

**SB 53** Sen. North  
Education; calendar; Friday before Labor day; require that school not be in session on and create school calendar task force.  
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1284b.  
**(Reported by Committee on Great Lakes and Tourism.)**  
**(Read a third time; defeated; vote reconsidered; postponed for the day June 17.)**  
**(For House substitute (H-3), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

### THIRD READING

5

**HB 4717** Rep. Bovin  
Criminal procedure; probation; probation conditions to prohibit firearm purchase; permit.  
Amends sec. 3, ch. XI of 1927 PA 175 (MCL 771.3).  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(Read a third time; postponed temporarily October 14.)**  
**(For House amendment, see House Journal No. 67, page 1940.)**

### SECOND READING

6

**HB 4190** Rep. Cassis  
Consumer credit; credit bureaus; individual access to 1 free credit report annually; provide for.  
**(Reported by Committee on Insurance and Financial Services.)**  
**(For proposed House substitute (H-1)\*, see Blue Book.)**

7

**HB 4032** Rep. Sanborn  
Income tax; property tax credit; calculation of credit; revise for senior citizens.  
Amends sec. 522 of 1967 PA 281 (MCL 206.522).  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

8

**SB 178** Sen. McManus  
Transportation; motor fuel tax; wholesale distributor of diesel motor fuel; require to pay taxes to the department of treasury at time of filing a report on all gallons tax exempt but not sold for tax exempt purposes during the reporting period.  
Amends sec. 12 of 1927 PA 150 (MCL 207.112).  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

9

**HB 4022** Rep. Wojno  
Single business tax; credit; credit for the purchase and installation costs for equipment to process recyclable materials; provide for.  
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39d.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-3), see Blue Book.)**

\*Appropriation Bill—House Rule 49.

†Constitution, Art. IV, Sec. 26.

#House Rule 49.

## SECOND READING

10

**HB 4256** Rep. LaSata  
Single business tax; credit; credit for the cost paid to purchase equipment to process recyclable materials; provide for.  
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39e.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-3), see Blue Book.)**

11

**SB 106** Sen. V. Smith  
Crimes; stolen property; penalties for operating a chop shop; increase.  
Amends sec. 535a of 1931 PA 328 (MCL 750.535a).  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(For proposed House amendments, see House Journal No. 41, page 791.)**  
**(For Senate substitute (S-1), see Blue Book.)**

12

**SB 288** Sen. V. Smith  
Criminal procedure; sentencing guidelines; sentencing guidelines provisions for operating a chop shop; revise.  
Amends sec. 16z, ch. XVII of 1927 PA 175 (MCL 777.16z).  
**(Reported by Committee on Criminal Law and Corrections.)**

13

**SB 430** Sen. Bullard  
Crimes; homicide; carjacking; include in felony murder statute.  
Amends sec. 316 of 1931 PA 328 (MCL 750.316).  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(For proposed House amendment, see House Journal No. 41, page 792.)**

14

**HB 4373** Rep. Cassis  
Property tax; personal property; buildings on leased land; assess as real property.  
Amends secs. 2, 8, 14 & 34c of 1893 PA 206 (MCL 211.2 et seq.).  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House amendment, see House Journal No. 45, page 934.)**

15

**HB 4541** Rep. Bovin  
Criminal procedure; probation; probation conditions prohibiting purchase or possession of firearm; permit.  
Amends sec. 3, ch. XI of 1927 PA 175 (MCL 771.3).  
**(Reported by Committee on Constitutional Law and Ethics.)**

16

**HB 4689** Rep. Koetje  
Gaming; gambling; internet gambling; regulate.  
**(Reported by Committee on Gaming and Casino Oversight.)**

## SECOND READING

17

**HB 4456** Rep. Sanborn  
Human services; children's services; self-defense training of children's protective services caseworkers; require, and require children's protective services caseworkers to perform certain duties in pairs.  
Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 115p.  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House substitute (H-3), see Blue Book.)**

18

**SB 519** Sen. Dunaskiss  
Land use; condemnation; changes in amounts of certain good faith offers resubmitted to account for federal or state hazardous substance cost recovery actions; limit.  
Amends sec. 5 of 1980 PA 87 (MCL 213.55).  
**(Reported by Committee on Local Government and Urban Policy.)**  
**(For Senate substitute (S-1), see Blue Book.)**

19

**HB 4705** Rep. DeWeese  
Education; public school academies; cap on number of charter schools; revise.  
Amends sec. 502 of 1976 PA 451 (MCL 380.502).  
**(Reported by Committee on Education.)**

20

**HB 4706** Rep. Lemmons  
Education; public school academies; limit enrollment to certain types of pupils; allow.  
Amends secs. 502 & 504 of 1976 PA 451 (MCL 380.502 & 380.504).  
**(Reported by Committee on Education.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

21

**HB 4707** Rep. Voorhees  
Education; public school academies; enrollment priority for children of employees; allow.  
Amends sec. 504 of 1976 PA 451 (MCL 380.504).  
**(Reported by Committee on Education.)**

22

**HB 4633** Rep. Kowall  
Recreation; local parks; local recreation grants; make certain park authorities imposing restrictions on hunting or fishing ineligible for.  
Amends sec. 71601 of 1994 PA 451 (MCL 324.71601).  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(Rules suspended; discharged from the Committee on Conservation and Outdoor Recreation.)**

23

**SB 436** Sen. Murphy  
Health; pharmaceuticals; delegation by dispensing prescriber of authority to dispense methadone; provide for under certain circumstances.  
Amends sec. 17745a of 1978 PA 368 (MCL 333.17745a).  
**(Reported by Committee on Health Policy.)**  
**(For Senate substitute (S-1), see Blue Book.)**

## SECOND READING

- \_\_\_\_\_ 24 \_\_\_\_\_  
**HB 4769** Rep. Rick Johnson  
 Transportation; carriers; truck used exclusively to transport milk; allow same registration rate as wood harvesters. Amends sec. 801 of 1949 PA 300 (MCL 257.801).  
**(Reported by Committee on Transportation.)**
- \_\_\_\_\_ 25 \_\_\_\_\_  
**HB 4587** Rep. Birkholz  
 Local government; other; penalties and fines charged for billing errors caused by year 2000 conversion; prohibit.  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House substitute (H-1), see Blue Book.)**
- \_\_\_\_\_ 26 \_\_\_\_\_  
**HB 4588** Rep. Shulman  
 Torts; governmental immunity; liability resulting from year 2000 computer problems; provide immunity to the state of Michigan, state agencies, and local units of government.  
 Amends secs. 1, 7 & 13 of 1964 PA 170 (MCL 691.1401 et seq.) & adds sec. 7a.  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House amendment, see House Journal No. 63, page 1848.)**
- \_\_\_\_\_ 27 \_\_\_\_\_  
**HB 4927** Rep. Rick Johnson  
 Civil procedure; costs and fees; civil fines for violation of certain local laws or regulating commercial vehicles; earmark for library purposes.  
 Amends sec. 8379 of 1961 PA 236 (MCL 600.8379).  
**(Reported by Committee on Transportation.)**
- \_\_\_\_\_ 28 \_\_\_\_\_  
**HB 4928** Rep. Richardville  
 Traffic control; violations; fines for violation of a code or local ordinance substantially corresponding to the Michigan vehicle code; require to be applied to support of libraries.  
 Amends sec. 909 of 1949 PA 300 (MCL 257.909).  
**(Reported by Committee on Transportation.)**
- \_\_\_\_\_ 29 \_\_\_\_\_  
**HB 4929** Rep. Gilbert  
 Traffic control; violations; uniform traffic code; require the designation of certain civil fines to libraries.  
 Amends 1956 PA 62 (MCL 257.951 - 257.954) by adding sec. 5.  
**(Reported by Committee on Transportation.)**
- \_\_\_\_\_ 30 \_\_\_\_\_  
**HB 4930** Rep. Koetje  
 Transportation; carriers; civil fines for violation of local law regulating for-hire motor vehicles; earmark for public and county libraries.  
 Amends sec. 18, art. V of 1933 PA 254 (MCL 479.18).  
**(Reported by Committee on Transportation.)**
- \_\_\_\_\_ 31 \_\_\_\_\_  
**HB 4931** Rep. Kelly  
 Transportation; carriers; civil fines imposed by local authority for violations of commercial motor vehicle equipment; earmark for public and county libraries.  
 Amends secs. 605 & 716 of 1949 PA 300 (MCL 257.605 & 257.716).  
**(Reported by Committee on Transportation.)**

## SECOND READING

- \_\_\_\_\_ 32 \_\_\_\_\_  
**HB 4932** Rep. Kilpatrick  
 Transportation; carriers; penalties for certain safety violations; provide for fine only.  
 Amends secs. 7 & 7c of 1963 PA 181 (MCL 480.17 & 480.17c).  
**(Reported by Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Blue Book.)**
- \_\_\_\_\_ 33 \_\_\_\_\_  
**HB 4397** Rep. Switalski  
 Consumer protection; home solicitation sales; transaction validation requirements for telemarketers; establish.  
 Amends secs. 2 & 3 of 1971 PA 227 (MCL 445.112 & 445.113).  
**(Reported by Committee on Insurance and Financial Services.)**
- \_\_\_\_\_ 34 \_\_\_\_\_  
**HB 4879** Rep. Rocca  
 Vehicles; license plates; specialty plate; create and earmark into Vietnam veterans memorial fund.  
 Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811d.  
**(Reported by Committee on Veterans Affairs.)**
- \_\_\_\_\_ 35 \_\_\_\_\_  
**SB 404** Sen. Shugars  
 Health facilities; emergency medical services; general amendments to part 209 of the public health code; provide for.  
 Amends secs. 20902, 20904, 20906, 20908, 20910, 20912, 20915, 20916, 20918, 20919, 20920, 20921, 20923, 20929, 20934, 20950, 20954, 20956, 20958, 20965, 20975 & 20977 of 1978 PA 368 (MCL 333.20902 et seq.).  
**(Reported by Committee on Health Policy.)**  
**(For proposed House amendment, see House Journal No. 66, page 1919.)**  
**(For Senate substitute (S-1), see Blue Book.)**
- \_\_\_\_\_ 36 \_\_\_\_\_  
**HB 4424** Rep. Kukuk  
 Torts; immunity; liability damages in year 2000; limit.  
 Amends 1961 PA 236 (MCL 600.101 - 600.9948) by adding sec. 2969.  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House substitute (H-2), see Blue Book.)**
- \_\_\_\_\_ 37 \_\_\_\_\_  
**HB 4737** Rep. Richner  
 Torts; liability; millennium litigation reduction act; create.  
 Amends 1961 PA 236 (MCL 600.101 - 600.9948) by adding sec. 2969.  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House substitute (H-3), see Blue Book.)**
- \_\_\_\_\_ 38 \_\_\_\_\_  
**SB 554** Sen. Rogers  
 Trade; vehicles; requirement for license to participate in a recreational vehicle show; exempt recreational vehicle business owners.  
 Amends sec. 248 of 1949 PA 300 (MCL 257.248).  
**(Reported by Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

## SECOND READING

39

**HB 4469** Rep. DeHart  
Torts; governmental immunity; liability resulting from year 2000 computer problems; provide immunity to municipalities.  
Amends sec. 1 of 1964 PA 170 (MCL 691.1401) & adds sec. 7a.  
**(Reported by Committee on Family and Civil Law.)**

40

**HB 4807** Rep. Law  
Torts; immunity; immunity for the treatment rendered to or reports made regarding certain animals under certain circumstances; provide for.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding secs. 18826 & 18827.  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House amendment, see House Journal No. 69, page 1974.)**

41

**HB 4628** Rep. Vander Roest  
Land use; planning; notice of planning commission hearing on plan; revise.  
Amends sec. 9 of 1959 PA 168 (MCL 125.329).  
**(Reported by Committee on Local Government and Urban Policy.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

42

**HB 4629** Rep. Vander Roest  
Townships; boards and commissions; moderator of township meeting; extend to allow a supervisor to moderate a regular meeting.  
Amends sec. 97 of 1846 RS 16 (MCL 41.97).  
**(Reported by Committee on Local Government and Urban Policy.)**  
**(For proposed House substitute (H-4), see Blue Book.)**

43

**HB 4280** Rep. DeVuyst  
Natural resources; gas and oil; postproduction costs regulations; provide penalties for failure to comply.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 61503c.  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For proposed House amendment, see House Journal No. 69, page 1975.)**

44

**HB 4281** Rep. DeVuyst  
Natural resources; gas and oil; charges for postproduction costs; regulate.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 61503b.  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

## SECOND READING

45

**HB 4755** Rep. Thomas  
Natural resources; other; eligibility for civilian conservation corps; expand to include seniors.  
Amends sec. 6 of 1984 PA 22 (MCL 409.306).  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For proposed House amendments, see House Journal No. 69, page 1975.)**

46

**HB 4814** Rep. Birkholz  
Environmental protection; air pollution; air penalty provisions; eliminate requirement to show mental state for civil violations.  
Repeals sec. 5534 of 1994 PA 451 (MCL 324.5534).  
**(Reported by Committee on Conservation and Outdoor Recreation.)**

47

**HB 4085** Rep. Law  
Occupations; individual licensing and regulation; respiratory therapists; provide for registration and title protection.  
Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16338 & pt. 186.  
**(Reported by Committee on Health Policy.)**  
**(For proposed House substitute (H-3), see Blue Book.)**

48

**HB 4205** Rep. Rick Johnson  
Natural resources; fishing; unauthorized entry of an ice shanty; clarify penal code prohibition.  
Amends sec. 115 of 1931 PA 328 (MCL 750.115).  
**(Reported by Committee on Criminal Law and Corrections.)**

49

**HB 4876** Rep. Howell  
Criminal procedure; sentencing; fines for crimes committed against children; increase.  
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 506b.  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

50

**HB 4880** Rep. Faunce  
Criminal procedure; sentencing; fines for crimes committed against senior citizens; increase.  
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 506b.  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

## NOTICES

Notice of intent given on October 19 to discharge **House Bill No. 4127** from the Committee on Health Policy on the next legislative day by Rep. Baird.

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**PUBLIC HEARINGS**


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**Employment Relations, Training and Safety** - Monday, October 25, 6:30 p.m., Eberhard Center Meeting Room, 301 W. Fulton, Grand Rapids, Michigan, Friday, October 29, 11:30 a.m., Otsego County Library Meeting Room, 700 S. Otsego, Gaylord, Michigan, and Monday, November 1, 6:30 p.m., City Council Chamber, 1101 S. Saginaw Street, Flint, Michigan, regarding union worker's bill of rights.

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**STANDING COMMITTEE MEETINGS**


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**Agriculture and Resource Management** - Wednesday, October 20, 4:00 p.m., or after committees are given leave by the House to meet, whichever time is later, Room 519, House Office Building and Tuesday, October 26, 8:00 a.m., Room 519, House Office Building

**Appropriations -**

**Subcommittee on Natural Resources and Environmental Quality** (to meet jointly with the Senate Appropriations Subcommittee on Environmental Quality) - Wednesdays, October 20 and 27, 8:30 a.m., Room 351, Capitol Building

**Subcommittee on Transportation** - Thursday, October 21, 10:00 a.m., Room 351, Capitol Building

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**STANDING COMMITTEE MEETINGS**


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**Employment Relations, Training and Safety** - Wednesday, October 20, 9:00 a.m., Room 307, House Office Building

**Gaming and Casino Oversight** - Wednesday, October 20, 10:30 a.m., Room 326, House Office Building

**Health Policy** - Thursday, October 21, 10:30 a.m., Room 307, House Office Building

**Local Government and Urban Policy** - Thursday, October 21, 9:00 a.m., Room 308, House Office Building

**Veterans Affairs** - Thursday, October 21, 9:00 a.m., Room 326, House Office Building