

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

THURSDAY, MAY 26, 2005
10:30 a.m.

MOTIONS AND RESOLUTIONS

1

HB 4402 Rep. Hansen
Education; employees; background check on special education personnel employed by public schools; require.
Amends secs. 1230 & 1230a of 1976 PA 451 (MCL 380.1230 & 380.1230a).
(Notice of intent to discharge from the Committee on Education given by Rep. Hopgood May 4, 2005.)
(Motion to discharge; passed for day May 5, 2005.)

2

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.)

3

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.)

4

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.)

MOTIONS AND RESOLUTIONS

5

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.)

6

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

7

SCR 18 Sen. Johnson
A concurrent resolution to change the scope of the Macomb Community College Fraser Building Renovation project to the Emergency Services Training Center expansion project and to increase the project cost.
(Reported by the Committee on Appropriations.)
(For text of concurrent resolution, see House Journal No. 41, page 619 or Session Website; laid over 1 day May 25, 2005.)

MESSAGES FROM THE SENATE

8

HB 4405 Rep. Whitmer
Health; pharmaceuticals; prohibition against mail-order pharmacies; eliminate.
Amends secs. 17708, 17751 & 17763 of 1978 PA 368 (MCL 333.17708 et seq.).
(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day May 17, 2005.)
(I.E. House April 21, 2005.)
(For House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

9

HB 4602 Rep. LaJoy
Transportation; funds; maintenance definition; revise.
Amends sec. 10c of 1951 PA 51 (MCL 247.660c).
(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day May 25, 2005.)
(I.E. House May 10, 2005.)
(For House amendment, see House Journal No. 38, page 576 or Session Website.)
(For Senate substitute (S-1), see Session Website.)

THIRD READING

10

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.)

11

HB 4037 Rep. Condino
Health; pharmaceuticals; toll-free number for information regarding prescription drug programs; provide for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9171.
(Reported by the Committee on Health Policy.)
(For House substitute (H-1), see Session Website.)

12

SB 195 Sen. Garcia
Health; code; administrative civil fine for operation of an agricultural labor camp without a license; provide for.
Amends secs. 12411 & 12431 of 1978 PA 368 (MCL 333.12411 & 333.12431).
(Reported by the Committee on Agriculture.)
(For Senate substitute (S-1), see Session Website.)

THIRD READING

13

SB 225 Sen. Brown
Agriculture; other; agriculture tourism advisory commission; create within department of agriculture.
Creates & repeals new act.
(Reported by the Committee on Agriculture.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

14

HB 4597 Rep. Mortimer
Crimes; lewdness; penalties for indecent exposure while engaging in a lewd and lascivious act; provide for.
Amends sec. 335a of 1931 PA 328 (MCL 750.335a).
(Reported by the Committee on Judiciary.)
(For House substitute (H-1), see Session Website.)

15

HB 4598 Rep. Jones
Criminal procedure; sex offender registration; crime of indecent exposure while engaging in a lewd and lascivious act; include under sex offender registration requirements.
Amends sec. 2 of 1994 PA 295 (MCL 28.722).
(Reported by the Committee on Judiciary.)
(For House substitute (H-1), see Session Website.)

16

HB 4599 Rep. Elsenheimer
Criminal procedure; sentencing guidelines; indecent exposure while engaging in a lewd and lascivious act; include in guidelines.
Amends sec. 16q, ch. XVII of 1927 PA 175 (MCL 777.16q).
(Reported by the Committee on Judiciary.)
(For House substitute (H-1), see Session Website.)

SECOND READING

17

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.)

18

HB 4403 Rep. Walker
Occupations; physicians; delegation of certain acts, tasks, or functions to a certified surgical technologist or certified surgical first assistant; allow under certain circumstances.
Amends sec. 16215 of 1978 PA 368 (MCL 333.16215).
(Reported by the Committee on Health Policy.)
(For proposed House substitute (H-1), see Session Website.)

SECOND READING

19

HB 4108 Rep. Mayes
Torts; liability; immunity for farmers who use tank locks or dye additives to prevent anhydrous ammonia theft; provide for.
Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 2975 & 2976.
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-3), see Session Website.)

20

SB 170 Sen. Patterson
Crimes; domestic violence; certain warrant and police policies for domestic violence involving individuals who have had a dating relationship; establish and revise other sentencing guideline provisions.
Amends sec. 1a, ch. IV, sec. 16a, ch. IX, sec. 22, ch. XVI & secs. 15g, 16m & 16s, ch. XVII of 1927 PA 175 (MCL 764.1a et seq.).
(Reported by the Committee on Judiciary.)

21

HB 4204 Rep. Gosselin
Sales tax; collections; sales tax collection on gasoline; provide for cap.
Amends sec. 4a of 1933 PA 167 (MCL 205.54a).
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-3), see Session Website.)

22

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.)

23

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.)

24

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

25

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.)

26

HB 4257 Rep. Walker
Taxation; farmland and open space; agricultural security areas; provide for.
Amends heading of pt. 361 of 1994 PA 451 (MCL 324.101 - 324.90106) & adds pt. 363.
(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)
(For proposed House substitute (H-1), see Session Website.)

27

HB 4360 Rep. Bieda
Higher education; community colleges; removal of board members who miss board meetings without valid excuses; provide for.
Amends sec. 157 of 1966 PA 331 (MCL 389.157).
(Reported by the Committee on Higher Education and Career Preparation.)

28

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.)

29

SB 301 Sen. Gilbert
State; identification cards; heart logo on personal identification cards; allow.
Amends secs. 1 & 2 of 1972 PA 222 (MCL 28.291 & 28.292).
(Reported by the Committee on Transportation.)
(For Senate substitute (S-1), see Session Website.)

30

HB 4133 Rep. Mortimer
Civil procedure; service of process; prohibition of process service on Sunday and election day; repeal.
Repeals sec. 1831 of 1961 PA 236 (MCL 600.1831).
(Reported by the Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-2), see Session Website.)

SECOND READING

31

SB 226 Sen. Gilbert
Agriculture; other; agriculture and rural community advisory council; create within department.
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 23.
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-4), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

32

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.)

33

HB 4444 Rep. Pavlov
Natural resources; soil and erosion; soil erosion and sedimentation control program; provide for general permits under certain circumstances.
Amends secs. 9105 & 9106 of 1994 PA 451 (MCL 324.9105 & 324.9106) & adds secs. 9106a & 9115a.
(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)
(For proposed House substitute (H-1), see Session Website.)

34

SB 282 Sen. Gilbert
Natural resources; soil and erosion; soil erosion and sedimentation control program; provide for general permits under certain circumstances.
Amends secs. 9105 & 9106 of 1994 PA 451 (MCL 324.9105 & 324.9106) & adds secs. 9106a & 9115a.
(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)
(For proposed House substitute (H-2), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

35

HB 4813 Rep. Booher
Economic development; renaissance zones; number of tool and die companies that constitute a collaborative; clarify.
Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).
(Reported by the Committee on Commerce.)

36

HB 4814 Rep. Pavlov
Economic development; renaissance zones; collaborative agreements, mergers, and changes; allow under certain circumstances.
Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).
(Reported by the Committee on Commerce.)

SECOND READING

37

HB 4815 Rep. Pearce
Economic development; renaissance zones; qualified collaborative agreement considerations; clarify.
Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).
(Reported by the Committee on Commerce.)

38

HB 4816 Rep. Huizenga
Economic development; renaissance zones; eligibility criteria; modify.
Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).
(Reported by the Committee on Commerce.)

39

HB 4817 Rep. Caul
Economic development; renaissance zones; definition of recovery zone; provide for.
Amends sec. 3 of 1996 PA 376 (MCL 125.2683).
(Reported by the Committee on Commerce.)

40

HB 4818 Rep. Baxter
Economic development; renaissance zones; revocation of designation by local units of government at certain times; provide for.
Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).
(Reported by the Committee on Commerce.)

41

HB 4819 Rep. Hansen
Economic development; renaissance zones; tax benefits; modify.
Amends sec. 9 of 1996 PA 376 (MCL 125.2689).
(Reported by the Committee on Commerce.)

42

HB 4079 Rep. Palmer
Education; other; educational flexibility and empowerment contracts waiving certain statutory and administrative requirements as part of performance contract; allow.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1290.
(Reported by the Committee on Education.)
(For proposed House substitute (H-2), see Session Website.)

43

HB 4080 Rep. Palmer
School aid; other; school aid requirements; make subject to educational flexibility and empowerment contracts.
Amends 1979 PA 94 (MCL 388.1601 - 388.1772) by adding sec. 9.
(Reported by the Committee on Education.)
(For proposed House substitute (H-1), see Session Website.)

SECOND READING

44

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

STANDING COMMITTEE MEETINGS

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