

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

THURSDAY, MAY 20, 1999
12:00 Noon

REPORTS OF STANDING COMMITTEES

1

- HR 43** Rep. Tabor
A resolution commemorating May 1999 as Motorcycle Safety Awareness Month.
(Reported by Committee on House Oversight and Operations.)
(For text of resolution, see House Journal No. 26, page 451; laid over 1 day May 19.)

2

- HR 48** Rep. Jansen
A resolution to memorialize the Congress of the United States to reject a proposed reduction in the Temporary Assistance to Needy Families (TANF) Block Grant.
(Reported by Committee on House Oversight and Operations.)
(For text of resolution, see House Journal No. 27, page 490; laid over 1 day May 19.)
(For proposed House substitute (H-2), see Blue Book.)

MESSAGES FROM THE SENATE

3

- HB 4019** Rep. Rocca
Controlled substances; schedules; ketamine; schedule as a controlled substance.
Amends sec. 7216 of 1978 PA 368 (MCL 333.7216).
(Returned from Senate with amendment and immediate effect; laid over 1 day May 12.)
(I.E. House, April 20.)
(For Senate amendment, see House Journal No. 42, page 819.)

4

- HB 4020** Rep. Rocca
Property tax; millage; rounding off millage rates; require that if local unit of government rounds off, it rounds off down to nearest thousandth.
Amends sec. 39 of 1893 PA 206 (MCL 211.39).
(Returned from Senate with amendment and immediate effect; laid over 1 day May 12.)
(I.E. House, April 20.)
(For House substitute (H-1), see Blue Book.)
(For Senate amendment, see House Journal No. 42, page 819.)

MESSAGES FROM THE SENATE

5

- HB 4191** Rep. Cassis
Libraries; local; restricting certain internet access to persons under 18 years of age; provide for.
Amends sec. 2 of 1982 PA 455 (MCL 397.602) & adds sec. 6.
(Returned from Senate with substitute (S-2) and immediate effect; laid over 1 day May 12.)
(I.E. House, April 15.)
(For Senate substitute (S-2), see Blue Book.)

6

- HB 4240** Rep. Bisbee
Education; students; school officials to notify law enforcement about violence at school; require and provide school officials with access to information about expulsions and criminal activity involving students and about criminal activity near school grounds, and require expulsion of pupils for certain assaults.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding secs. 1308 & 1311a.
(Returned from Senate with substitute (S-3) and immediate effect; laid over 1 day May 12.)
(I.E. House, February 17.)
(For House substitute (H-2), see Blue Book.)
(For Senate substitute (S-3), see Blue Book.)

7

- HB 4345** Rep. Howell
Criminal procedure; sentencing guidelines; felony provisions for internet use to commit or attempt certain crimes against minors; include in sentencing guidelines.
Amends sec. 16g, ch. XVII of 1927 PA 175 (MCL 777.16g).
(Returned from Senate with amendments and immediate effect; laid over 1 day May 12.)
(I.E. House, April 15.)
(For House substitute (H-2), see Blue Book.)
(For Senate amendments, see House Journal No. 42, page 819.)

8

- HB 4394** Rep. DeVuyst
Traffic control; driver license; suspension or revocation of license for operation of motor vehicles for individuals convicted of driving under the influence of alcohol; expand to include watercraft, snowmobiles, and off-road vehicles.
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 80186a, 81140a & 82147a.
(Returned from Senate with amendments and immediate effect; laid over 1 day May 19.)
(I.E. House, April 20.)
(For House substitute (H-2), see Blue Book.)
(For Senate amendments, see House Journal No. 45, page 931.)

*Appropriation Bill—House Rule 49.

†Constitution, Art. IV, Sec. 26.

#House Rule 49.

THIRD READING

9

- HB 4099** Rep. Shackleton
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; passed for day May 6.)
(For House substitute (H-4), see Blue Book.)

SECOND READING

10

- *HB 4065** Rep. Geiger
Appropriations; zero budget; department of consumer and industry services; provide for fiscal year 1999-2000.
(Reported by Committee on Appropriations.)
(For proposed House substitute (H-1), see Blue Book.)

11

- *HB 4498** Rep. Jelinek
Appropriations; school aid; school aid; provide for fiscal year 1999-2000.
Amends secs. 3, 4, 6, 6b, 8, 8a, 11, 11g, 13, 14, 15, 17a, 17b, 18, 18a, 19, 20, 20b, 24, 25, 25a, 26a, 31a, 31c, 36, 36a, 37, 38, 39, 40, 41, 51a, 52, 53a, 54, 56, 57, 61a, 62, 63, 67, 68, 74, 81, 91b, 94, 99, 101, 102, 104a, 105, 107, 109, 118, 124, 147, 151, 152, 158, 158b, 161a, 163, 165, 166b, 167, 168, 169 & 169a of 1979 PA 94 (MCL 388.1603 et seq.); adds secs. 105c & 166c & repeals secs. 10, 11e, 91c, 105a, 105b, 164c & 166d of 1979 PA 94 (MCL 388.1610 et seq.) & sec. 274 of 1967 PA 281 (MCL 206.274).
(Reported by Committee on Appropriations.)
(For proposed House substitute (H-1), see Blue Book.)

12

- (#Not eligible to be read a third time until May 22.)**
***SB 357** Sen. McManus
Appropriations; agriculture; department of agriculture; provide for fiscal year 1999-2000.
(Reported by Committee on Appropriations.)
(For proposed House substitute (H-1), see Blue Book.)
(For Senate substitute (S-1), see Blue Book.)

13

- (#Not eligible to be read a third time until May 22.)**
***SB 368** Sen. North
Appropriations; other; judiciary budget; provide for fiscal year 1999-2000.
(Reported by Committee on Appropriations.)
(For proposed House substitute (H-1), see Blue Book.)
(For Senate substitute (S-1), see Blue Book.)

SECOND READING

14

- (#Not eligible to be read a third time until May 23.)**
***SB 68** Sen. Gast
Appropriations; zero budget; supplemental appropriation; provide for fiscal year 1999-2000.
(Reported by Committee on Appropriations.)
(For Senate substitute (S-1), see Blue Book.)

15

- HB 4206** Rep. Rick Johnson
Traffic control; speed restrictions; speed limits; allow townships input in setting certain speed limits.
Amends sec. 628 of 1949 PA 300 (MCL 257.628).
(Reported by Committee on Transportation.)
(For proposed House substitute (H-4), see Blue Book.)

16

- 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.)

17

- 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.)

18

- HB 4431** Rep. Kukuk
Weapons; antique; purchase or sale of antique weapons without a license; allow, and eliminate safety inspection.
Amends secs. 1, 2 & 9 of 1927 PA 372 (MCL 28.421 et seq.).
(Reported by Committee on Conservation and Outdoor Recreation.)

19

- HB 4432** Rep. Kukuk
Weapons; antique; antique firearm provisions; eliminate.
Amends sec. 3 of 1970 PA 202 (MCL 29.43).
(Reported by Committee on Conservation and Outdoor Recreation.)

20

- 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.)

SECOND READING

21

- 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.)
(For proposed House substitute (H-3), see Blue Book.)
(For Senate substitute (S-1), see Blue Book.)

22

- SB 374** Sen. Steil
Economic development; renaissance zones; certain local units of government to determine delinquency and modifications for businesses relocating in a renaissance zone; provide for.
Amends sec. 10 of 1996 PA 376 (MCL 125.2690).
(Reported by Committee on Economic Development.)

23

- 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.)

24

- 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.)

25

- HB 4499** Rep. Rick Johnson
Animals; game; feeding of deer and elk; prohibit.
Amends sec. 40102 of 1994 PA 451 (MCL 324.40102) & adds sec. 40111a.
(Reported by Committee on Agriculture and Resource Management.)
(Read a second time; substitute (H-3) adopted and amended; amendments offered; substitutes (H-5) and (H-6) offered; passed for day May 13.)
(For House substitute (H-3), see Blue Book.)
(For House amendment, see House Journal No. 43, page 825.)
(For proposed House substitute (H-5), see Blue Book.)
(For proposed House substitute (H-6), see Blue Book.)
(For proposed House amendments, see House Journal No. 43, page 825.)

SECOND READING

26

- HB 4177** Rep. Gosselin
Property tax; millage; disclosure of millage rate and certain other information on ballot proposal; require.
Amends sec. 24f of 1893 PA 206 (MCL 211.24f).
(Reported by Committee on Constitutional Law and Ethics.)
(For proposed House substitute (H-1), see Blue Book.)

27

- HB 4244** Rep. Jamnick
Local government; audits; annual audit requirement; exempt intermunicipality committees.
Amends sec. 2d of 1968 PA 2 (MCL 141.422d).
(Reported by Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-1), see Blue Book.)

28

- HB 4609** Rep. Jamnick
Local government; audits; intermunicipality committees; impose biennial audit requirement.
Amends 1957 PA 200 (MCL 123.631 - 123.636) by adding sec. 7.
(Reported by Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-1), see Blue Book.)

29

- HB 4414** Rep. Ruth Johnson
Courts; witnesses; rate of reimbursement for travel expenses of a subpoenaed witness; revise.
Amends sec. 2552 of 1961 PA 236 (MCL 600.2552).
(Reported by Committee on Family and Civil Law.)
(For proposed House amendment, see House Journal No. 40, page 770.)

30

- 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.)

31

- SB 155** Sen. Rogers
Law enforcement; peace officers; federal law enforcement officers; include as "peace officer" under certain circumstances.
Amends sec. 15d, ch. IV of 1927 PA 175 (MCL 764.15d).
(Reported by Committee on Criminal Law and Corrections.)
(For proposed House amendment, see House Journal No. 41, page 791.)

SECOND READING

32

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.)

33

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.)

34

HB 4426 Rep. DeRossett
Taxation; state real estate transfer; exemption for transfer of property constructed by students; provide for.
Amends sec. 6 of 1993 PA 330 (MCL 207.526).
(Reported by Committee on Tax Policy.)
(For proposed House substitute (H-1), see Blue Book.)

35

HB 4586 Rep. Rick Johnson
Use tax; exemptions; interstate motor carrier rolling stock exemption; eliminate sunset.
Amends sec. 4k of 1937 PA 94 (MCL 205.94k).
(Reported by Committee on Tax Policy.)
(For proposed House substitute (H-1), see Blue Book.)

36

HB 4413 Rep. Bob Brown
Crimes; fraud; preparing or submitting an application for a loan or other credit in another person's name; prohibit without authorization and provide a penalty.
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding secs. 219e & 219f.
(Reported by Committee on Insurance and Financial Services.)
(For proposed House substitute (H-4), see Blue Book.)

37

HB 4598 Rep. Ehardt
Crimes; fraud; forwarding an application for a loan or other credit on behalf of another person without the authorization of that other person; prohibit and provide a penalty.
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 219f.
(Reported by Committee on Insurance and Financial Services.)
(For proposed House substitute (H-2), see Blue Book.)

SECOND READING

38

HB 4644 Rep. Wojno
Consumer protection; unfair trade practices; courier pickups of payment occurring before the 3-day right of rescission period has expired under home solicitation sales act, 1971 PA 227; prohibit.
Amends sec. 3 of 1976 PA 331 (MCL 445.903).
(Reported by Committee on Insurance and Financial Services.)
(For proposed House amendment, see House Journal No. 42, page 817.)

39

HB 4645 Rep. Rick Johnson
Consumer protection; home solicitation sales; courier pickups of payment occurring before the 3-day right of rescission period has expired; prohibit.
Amends secs. 2 & 3 of 1971 PA 227 (MCL 445.112 & 445.113).
(Reported by Committee on Insurance and Financial Services.)
(For proposed House amendments, see House Journal No. 42, page 817.)

40

HB 4618 Rep. Rick Johnson
Civil procedure; costs and fees; statutory attorney fee for the trial in civil cases; increase.
Amends sec. 2441 of 1961 PA 236 (MCL 600.2441).
(Reported by Committee on Family and Civil Law.)
(For proposed House substitute (H-2), see Blue Book.)

41

HB 4473 Rep. Allen
Insurance; pools; multiple employer welfare arrangements; expand who may form.
Amends secs. 7011 & 7060 of 1956 PA 218 (MCL 500.7011 & 500.7060).
(Reported by Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-1), see Blue Book.)

42

SB 151 Sen. Sikkema
Local government; intergovernmental affairs; group self-insurance pool for health insurance; allow.
Amends secs. 5, 7 & 7a of 1951 PA 35 (MCL 124.5 et seq.).
(Reported by Committee on Local Government and Urban Policy.)
(For Senate substitute (S-2), see Blue Book.)

43

HB 4420 Rep. Law
Torts; immunity; limited immunity from liability for certain persons rendering emergency services by using an automated external defibrillator; provide for.
Amends sec. 4 of 1963 PA 17 (MCL 691.1504).
(Reported by Committee on Health Policy.)
(For proposed House substitute (H-3), see Blue Book.)

SECOND READING

44

SB 484 Sen. Schwarz
Economic development; other; principal shopping districts; revise.
Amends title & secs. 1, 2, 3, 4 & 5 of 1961 PA 120 (MCL 125.981 et seq.).
(Reported by Committee on Economic Development.)
(For Senate substitute (S-1), see Blue Book.)

45

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.)

46

SB 396 Sen. Bullard
Sales tax; exemptions; investment coins and bullion; exempt.
Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 4s.
(Reported by Committee on Tax Policy.)
(For Senate amendment, see Senate Journal No. 40, page 599.)

47

HB 4640 Rep. Faunce
Criminal procedure; sentencing guidelines; technical amendments; provide for.
Amends sec. 34, ch. IX & secs. 31, 43, 46 & 48, ch. XVII of 1927 PA 175 (MCL 769.34 et seq.).
(Reported by Committee on Criminal Law and Corrections.)
(For proposed House amendments, see House Journal No. 45, page 935.)

48

HB 4669 Rep. Kowall
Corrections; prisoners; exemption from strip search and body cavity search statute for prisoners in correctional facilities; clarify.
Amends secs. 25a & 25b of 1927 PA 175 (MCL 764.25a & 764.25b).
(Reported by Committee on Criminal Law and Corrections.)

49

HB 4670 Rep. Thomas
Criminal procedure; sentencing guidelines; sentencing guidelines for certain crimes involving loan applications and financial instruments and devices; provide for.
Amends sec. 16l, ch. XVII of 1927 PA 175 (MCL 777.16l).
(Reported by Committee on Criminal Law and Corrections.)

SECOND READING

50

SB 528 Sen. Dunaskiss
Criminal procedure; sentencing guidelines; felony provisions for possession of a controlled substance or weapon violation within a jail; include in sentencing guidelines.
Amends sec. 17, ch. XVII of 1927 PA 175 (MCL 777.17).
(Reported by Committee on Criminal Law and Corrections.)
(For Senate substitute (S-2), see Blue Book.)

51

SB 303 Sen. Young
Legislature; legislative agencies; access to the Michigan register on the internet; require.
Amends sec. 203 of 1986 PA 268 (MCL 4.1203).
(Reported by Committee on House Oversight and Operations.)

52

HB 4531 Rep. DeRossett
Torts; immunity; immunity of state and local governments for loss or damage to weapons seized under the firearms act; eliminate under certain circumstances.
Amends 1964 PA 170 (MCL 691.1401 - 691.1415) by adding sec. 7a.
(Reported by Committee on Constitutional Law and Ethics.)

53

HB 4540 Rep. Patterson
Crimes; homicide; penalty for homicide committed by concealed pistol permit holder or by any individual with firearm after previous conviction for homicide; provide for increased penalties.
Amends secs. 317 & 321 of 1931 PA 328 (MCL 750.317 & 750.321).
(Reported by Committee on Constitutional Law and Ethics.)
(For proposed House substitute (H-3), see Blue Book.)

54

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.)

55

HB 4542 Rep. Julian
Crimes; weapons; certain individuals in possession of a concealed weapon; provide for increased penalties.
Amends sec. 227b of 1931 PA 328 (MCL 750.227b).
(Reported by Committee on Constitutional Law and Ethics.)
(For proposed House substitute (H-3), see Blue Book.)

SECOND READING

56

- HB 4544** Rep. Howell
Crimes; larceny; larceny of firearm; increase penalty and prohibit possession of stolen firearm.
Amends sec. 357b of 1931 PA 328 (MCL 750.357b).
(Reported by Committee on Constitutional Law and Ethics.)
(For proposed House substitute (H-1), see Blue Book.)

57

- HB 4634** Rep. Faunce
Crimes; weapons; possessing firearm or other dangerous weapon with intent to injure another person; prohibit and provide a penalty.
Amends sec. 226 of 1931 PA 328 (MCL 750.226).
(Reported by Committee on Constitutional Law and Ethics.)

58

- HB 4451** Rep. Hale
Occupations; business licensing and regulation; tattoo parlors; license and regulate under the public health code.
Amends secs. 13101 & 13102 of 1978 PA 368 (MCL 333.13101 & 333.13102) & adds secs. 13104, 13105, 13106, 13107, 13108, 13109 & 13110.
(Reported by Committee on Regulatory Reform.)
(For proposed House amendment, see House Journal No. 45, page 939.)

59

(†Not eligible for passage until May 24.)

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

60

- HB 4659** Rep. Middaugh
Counties; boards and commissions; membership on the 9-1-1 emergency service board; create and prescribe.
Amends 1986 PA 32 (MCL 484.1101 - 484.1604) by adding ch. VII & repeals 1986 PA 32 (MCL 484.1101 - 484.1604) & enacting sec. 3 of 1994 PA 29.
(Reported by Committee on Energy and Technology.)

61

- HB 4666** Rep. Perricone
Higher education; financial aid; Michigan merit award scholarships and trust fund; provide for.
(Reported by Committee on Education.)
(For proposed House substitute (H-3), see Blue Book.)

NOTICES

Motion to discharge **House Bill No. 4619** from the Committee on Insurance and Financial Services by Rep. Brewer postponed for the day May 18.

PUBLIC HEARING

Family and Civil Law - Friday, May 21, 11:00 a.m., Lake County Courthouse, 800 Tenth Street, Baldwin, MI 49304 - regarding House Joint Resolution F - courts; jurisdiction; constitutional structure of judicial branch; revise.

STANDING COMMITTEE MEETINGS

Appropriations - Thursday, May 20 and Friday, May 21, 9:00 a.m., Room 351, Capitol Building

Subcommittee on Transportation - Tuesday, May 25, 10:30 a.m., Room 351, Capitol Building

Conservation and Outdoor Recreation - Thursday, May 20, 8:00 a.m., Room 424, Capitol Building

Criminal Law and Corrections - Thursday, May 20, 10:30 a.m., Room 110, Farnum Building

Education - Thursday, May 20, 10:30 a.m., Room 424, Capitol Building

Energy and Technology - Thursday, May 20, 2:00 p.m., and Friday, May 21, 12:15 a.m., or after committees have been given leave by the House to meet, whichever time is later, Rooms 425 and 426, Capitol Building

Family and Civil Law - Thursday, May 20, 9:00 a.m., Room 428, Capitol Building

Great Lakes and Tourism - Thursday, May 20, 10:30 a.m., Room 428, Capitol Building

Local Government and Urban Policy - Thursday, May 20, 7:45 a.m., Rooms 425 and 426, Capitol Building

Transportation - Thursday, May 20, 9:30 a.m., Room 210, Farnum Building

Veterans Affairs - Thursday, May 20, 9:00 a.m., Room 427, Capitol Building

STATUTORY COMMITTEE MEETING

House Fiscal Agency Governing Board - Thursday, June 3, 9:00 a.m., Room 351, Capitol Building