

# MICHIGAN HOUSE OF REPRESENTATIVES

## DAILY CALENDAR

WEDNESDAY, MARCH 31, 2004  
1:00 p.m.

### MOTION AND RESOLUTIONS

1

- HB 5632** Rep. Julian  
Taxation; tobacco; tobacco products tax; increase and earmark funds.  
Amends secs. 7 & 12 of 1993 PA 327 (MCL 205.427 & 205.432).  
(Notice of intent to discharge from the Committee on Commerce given by Speaker Johnson March 18, 2004.)  
(Motion to discharge; passed for day March 23, 2004.)

### REPORTS OF SELECT COMMITTEES

2

- SB 252** Sen. Brater  
Environmental protection; water pollution; annual wastewater discharge environmental fee; provide for.  
Amends sec. 3112 of 1994 PA 451 (MCL 324.3112) & adds sec. 3113b.  
(Second conference report received; laid over 1 day March 30, 2004.)  
(For second conference report, see House Journal No. 28, page 560.)

### REPORTS OF STANDING COMMITTEES

3

- HR 27** Rep. Hardman  
A resolution to memorialize the Congress of the United States to address the gap between services offered to children in kinship care arrangements and services offered to children in foster care situations.  
(Reported by the Committee on Family and Children Services.)  
(For text of resolution, see House Journal No. 19 of 2003, page 230 or Session Website; laid over 1 day October 23, 2003.)

4

- HR 122** Rep. Dennis  
A resolution to encourage the judicious use of antibiotics.  
(Reported by the Committee on Health Policy.)  
(For text of resolution, see House Journal No. 66 of 2003, page 1741 or Session Website; laid over 1 day January 20, 2004.)

### REPORTS OF STANDING COMMITTEES

5

- HR 218** Rep. Stahl  
A resolution to call on the Governor to work with the Premier of Ontario to create a Michigan-Ontario commission on border-crossing streamlining and safety.  
(Reported by the Committee on Commerce.)  
(For text of proposed House substitute (H-1), see House Journal No. 28, page 532 or Session Website.)  
(For text of resolution, see House Journal No. 23, page 427 or Session Website; laid over 1 day March 30, 2004.)

### MESSAGES FROM THE SENATE

6

- HB 4454** Rep. Hoogendyk  
Economic development; Michigan economic growth authority; benefits for eligible pharmaceutical companies; provide for.  
Amends secs. 3, 4 & 8 of 1995 PA 24 (MCL 207.803 et seq.).  
(Returned from Senate with amendment and immediate effect; laid over 1 day December 3, 2003.)  
(I.E. House May 14, 2003.)  
(For Senate amendment, see House Journal No. 89 of 2003, page 2253 or Session Website.)

7

- HB 4472** Rep. Lipsey  
Property tax; exemptions; new personal property of certain pharmaceutical companies; provide for exemption under certain circumstances.  
Amends sec. 9f of 1893 PA 206 (MCL 211.9f).  
(Returned from Senate with amendments and immediate effect; laid over 1 day December 3, 2003.)  
(I.E. House May 14, 2003.)  
(For Senate amendments, see House Journal No. 89 of 2003, page 2253 or Session Website.)

8

- HB 4160** Rep. Sheen  
Labor; hours and wages; future living wage ordinances; prohibit.  
Amends title & sec. 3 of 1964 PA 154 (MCL 408.383).  
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day March 30, 2004.)  
(I.E. House February 25, 2003.)  
(For House substitute (H-1), see Session Website.)  
(For Senate substitute (S-2), see Session Website.)

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**MESSAGES FROM THE SENATE**


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9

**SB 432** Sen. Hammerstrom

Elections; other; provisions governing training election officials, names on ballots, challenging certain electors, rejected ballots, stray marks on ballots, and canvassing certain elections; revise and enact additional misdemeanors.

Amends secs. 31, 73, 283, 393, 509t, 509y, 509aa, 561a, 624, 624a, 686, 727, 745, 761, 769, 797a, 798c, 799a, 803, 842 & 931 of 1954 PA 116 (MCL 168.31 et seq.) & repeals sec. 509 of 1954 PA 116 (MCL 168.509).

**(Returned from Senate with amendments to House substitute (H-5); laid over 1 day March 30, 2004.)**

**(I.E. House March 11, 2004.)**

**(For House substitute (H-5), see Session Website.)**

**(For Senate amendments, see House Journal No. 28, page 558 or Session Website.)**

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**THIRD READING**


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10

**HB 4612** Rep. Brown

Gaming; casinos; racing theaters at casinos; allow.

Amends sec. 9b of I.L. of 1996 (MCL 432.209b).

**(Reported by the Committee on Agriculture and Resource Management.)**

**(Read a third time; passed for day May 22, 2003.)**

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

**(Laid over one day May 20, 2003.)**

11

**HB 4131** Rep. Daniels

Probate; other; dower rights; repeal.

Creates new act.

**(Reported by the Committee on Judiciary.)**

**(Read a third time; passed for day November 5, 2003.)**

**(Laid over one day October 21, 2003.)**

12

**SB 366** Sen. Cropsey

Education; teachers; mandatory professional development requirements; eliminate.

Amends secs. 1526 & 1526a of 1976 PA 451 (MCL 380.1526 & 380.1526a) & repeals sec. 1527 of 1976 PA 451 (MCL 380.1527).

**(Reported by the Committee on Commerce.)**

**(Read a third time; postponed temporarily.)**

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

**(Laid over one day December 10, 2003.)**

13

**HJR U** Rep. Newell

Family law; marriage and divorce; marriage; amend constitution to define.

Amends the state constitution by adding sec. 25 to art. I.

**(Reported by the Committee on Family and Children Services.)**

**(Defeated; vote reconsidered; passed for day March 9, 2004.)**

**(Laid over one day February 24, 2004.)**

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**THIRD READING**


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14

**HB 5628** Rep. Amos

Education; intermediate school districts; election of board members by voting district in certain intermediate school districts; make revisions in election law for.

Amends secs. 302, 303 & 310 of 1954 PA 116 (MCL 168.302 et seq.).

**(Reported by the Committee on Education.)**

**(Read a third time; postponed temporarily March 17, 2004.)**

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

**(Laid over one day March 16, 2004.)**

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**SECOND READING**


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15

**HB 5517** Rep. Shulman

Appropriations; zero budget; general government; provide for fiscal year 2004-2005.

Creates appropriation act.

**(Reported by the Committee on Appropriations.)**

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

**(Laid over one day March 30, 2004.)**

16

**HB 4322** Rep. Ruth Johnson

School aid; penalties; "take our daughters and sons to work day"; exempt from requirement of 75% attendance to be counted as day of pupil instruction.

Amends sec. 101 of 1979 PA 94 (MCL 388.1701).

**(Reported by the Committee on Education.)**

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

**(Laid over one day April 9, 2003.)**

17

**HB 4215** Rep. Ward

Elections; school; cancellation of uncontested school board election; allow.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1061.

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

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

**(Laid over one day April 29, 2003.)**

18

**HB 4467** Rep. Ward

Elections; scheduling; cancellation of a special, primary, or general election if uncontested; provide for and revise write-in date for certain candidates.

Amends secs. 196, 354, 357, 539, 540, 541, 644f & 737a of 1954 PA 116 (MCL 168.196 et seq.) & adds sec. 653b.

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

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

**(Laid over one day April 29, 2003.)**

## SECOND READING

19

**HB 4602** Rep. Farhat  
Elections; primary; presidential primary in 2004; eliminate.  
Amends sec. 613a of 1954 PA 116 (MCL 168.613a).  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(Read a second time; substitute (H-2) adopted; passed for day May 7, 2003.)**  
**(For House substitute (H-2), see Session Website.)**  
**(Laid over one day May 6, 2003.)**

20

**HB 4286** Rep. Spade  
State; symbol; ruffed grouse; establish as the state game bird.  
Creates new act.  
**(Reported by the Committee on Conservation and Outdoor Recreation.)**  
**(Laid over one day May 7, 2003.)**

21

**HB 4507** Rep. Hoogendyk  
Health; research; research on embryonic stem cells; prohibit.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 2685a.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day May 13, 2003.)**

22

**HB 4678** Rep. Minore  
State; employees and officers; provision regarding endorsements of applicants for notary public; expand to include district judges.  
Amends sec. 107 of 1846 RS 14 (MCL 55.107).  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(Laid over one day June 10, 2003.)**

23

**HB 4153** Rep. Kooiman  
Use tax; collections; collection on sale or lease of motor vehicles and vehicle-related items; earmark a portion to the school aid fund and the comprehensive transportation fund.  
Amends sec. 21 of 1937 PA 94 (MCL 205.111).  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day June 26, 2003.)**

24

**HB 4875** Rep. Richardville  
Natural resources; hunting; use of crossbow by certain individuals during hunting season; allow.  
Amends secs. 40104 & 40114 of 1994 PA 451 (MCL 324.40104 & 324.40114) & adds sec. 40115.  
**(Reported by the Committee on Conservation and Outdoor Recreation.)**  
**(Laid over one day July 2, 2003.)**

## SECOND READING

25

**HB 4652** Rep. Milosch  
Health; research; sale, transfer, distribution, or assessment of any fees for use of fetal tissue; prohibit.  
Amends sec. 2690 of 1978 PA 368 (MCL 333.2690).  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day September 23, 2003.)**

26

**SB 510** Sen. Leland  
Environmental protection; water pollution; storm water discharge fees; increase and provide for disposition of funds.  
Amends secs. 3118 & 3119 of 1994 PA 451 (MCL 324.3118 & 324.3119).  
**(Reported by the Committee on Government Operations.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(For Senate substitute (S-3), see Session Website.)**

27

**HB 4705** Rep. Rocca  
Property tax; payment and collection; income threshold to defer summer taxes; increase.  
Amends sec. 51 of 1893 PA 206 (MCL 211.51).  
**(Reported by the Committee on Senior Health, Security and Retirement.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day October 16, 2003.)**

28

**SB 50** Sen. Jacobs  
Recreation; other; health clubs; require certain procedures to address medical emergencies.  
Creates new act.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-3), see Session Website.)**  
**(Laid over one day October 21, 2003.)**

29

**HB 4297** Rep. Kolb  
Environmental protection; air pollution; electronic equipment containing cathode ray tubes; ban from disposal in municipal solid waste incinerators.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 5502a.  
**(Reported by the Committee on Land Use and Environment.)**  
**(For proposed House amendment, see House Journal No. 85 of 2003, page 2080 or Session Website.)**  
**(Laid over one day November 6, 2003.)**

## SECOND READING

30

**HB 4688** Rep. Ruth Johnson  
Environmental protection; landfills; prohibition on disposal of out-of-county solid waste unless provided for in county solid waste management plan; delete.  
Amends sec. 11538 of 1994 PA 451 (MCL 324.11538) & repeals sec. 11513 of 1994 PA 451 (MCL 324.11513).  
**(Reported by the Committee on Land Use and Environment.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day November 6, 2003.)**

31

**HB 5236** Rep. Farhat  
Counties; assessments; voter approval for waste reduction program and funding amounts; provide for.  
Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).  
**(Reported by the Committee on Land Use and Environment.)**  
**(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)**  
**(Laid over one day November 6, 2003.)**

32

**HB 5237** Rep. LaJoy  
Counties; assessments; definition of "households"; clarify.  
Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).  
**(Reported by the Committee on Land Use and Environment.)**  
**(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)**  
**(Laid over one day November 6, 2003.)**

33

**SB 437** Sen. Switalski  
Courts; funding; payment of certain costs as a condition of probation for juveniles; require.  
Amends sec. 18, ch. XIIA of 1939 PA 288 (MCL 712A.18) & adds sec. 18m to ch. XIIA.  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day December 2, 2003.)**

34

**HB 5312** Rep. Rocca  
Natural resources; hunting; sportsmen against hunger program; allow individuals to donate \$1.00 additional when purchasing hunting or fishing licenses.  
Amends title of 1994 PA 451 (MCL 324.101 - 324.90106) & adds sec. 43540a.  
**(Reported by the Committee on Conservation and Outdoor Recreation.)**  
**(Laid over one day December 3, 2003.)**

## SECOND READING

35

**HB 5351** Rep. DeRoche  
Counties; employees and officers; procedures for the vacancy in a county executive office; clarify.  
Amends sec. 9 & 10 of 1973 PA 139 (MCL 45.559 & 45.560) & adds sec. 9a.  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(Laid over one day December 9, 2003.)**

36

**SB 601** Sen. Switalski  
Cities; home rule; property maintenance codes and international codes; allow adoption by reference.  
Amends sec. 3 of 1909 PA 279 (MCL 117.3).  
**(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.)**  
**(Laid over one day December 9, 2003.)**

37

**HB 4863** Rep. Palmer  
Sales tax; exemptions; sale of goods by nonprofit organizations; increase exemption allowed.  
Amends sec. 4o of 1933 PA 167 (MCL 205.54o).  
**(Rule suspended; discharged from the Committee on Tax Policy; laid over 1 day December 16, 2003.)**

38

**HB 5298** Rep. Wenke  
Sales tax; other; nonprofit exemption and deduction for certain consolidated returns; revise.  
Amends secs. 4o & 8 of 1933 PA 167 (MCL 205.54o & 205.58).  
**(Reported by the Committee on Tax Policy.)**  
**(Laid over one day December 17, 2003.)**

39

**SB 193** Sen. Patterson  
Vehicles; license plates; specialty plates for ducks unlimited; provide for.  
Amends sec. 811e of 1949 PA 300 (MCL 257.811e); adds sec. 811o & repeals sec. 811o of 1949 PA 300 (MCL 257.811o).  
**(Reported by the Committee on Transportation.)**  
**(For Senate substitute (S-3), see Session Website.)**  
**(Laid over one day December 17, 2003.)**

40

**HJR V** 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.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day February 17, 2004.)**

## SECOND READING

41

**HB 5261** Rep. Elkins  
Children; support; nonprosecution under the support and parenting time enforcement act for arrearages if payer is participating in child support amnesty program; provide for. Amends sec. 3 of 1982 PA 295 (MCL 552.603).  
**(Reported by the Committee on Family and Children Services.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day February 19, 2004.)**

42

**HB 5349** Rep. Dennis  
Occupations; electricians; licensure requirement for sign specialty contractor license; exempt manufacturers. Amends secs. 1b & 3k of 1956 PA 217 (MCL 338.881b & 338.883k).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House amendments, see House Journal No. 16, page 262 or Session Website.)**  
**(Laid over one day February 24, 2004.)**

43

**HB 5446** Rep. Ward  
Counties; boards and commissions; membership on the local planning commission; require 1 member be from a school district within the county. Amends sec. 2 of 1945 PA 282 (MCL 125.102).  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(For proposed House substitute (H-1)\*, see Session Website.)**  
**(Laid over one day February 24, 2004.)**

44

**HB 4234** Rep. Steil  
Property tax; personal property; personal property with a taxable value of less than \$10,000.00; exempt. Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding sec. 9j.  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day February 26, 2004.)**

45

**HB 5550** Rep. Brown  
History and arts; use of optical imaging; allow. Amends title & secs. 1, 2 & 3 of 1992 PA 116 (MCL 24.401 et seq.) & adds secs. 4, 5 & 6.  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(Laid over one day March 9, 2004.)**

46

**HB 5455** Rep. Kooiman  
Higher education; tuition; tuition grants; revise to allow students in theology, divinity, or religious programs to receive grant money. Amends sec. 4 of 1966 PA 313 (MCL 390.994).  
**(Reported by the Committee on Higher Education.)**  
**(Laid over one day March 11, 2004.)**

## SECOND READING

47

**SB 625** Sen. Cassis  
Higher education; tuition; part-time independent student grants; revise to allow students in theology or divinity programs to receive grant money. Amends sec. 3 of 1986 PA 102 (MCL 390.1283).  
**(Reported by the Committee on Higher Education.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day March 11, 2004.)**

48

**SB 626** Sen. Van Woerkom  
Higher education; tuition; state competitive scholarships; revise to allow students in theology, divinity, or religious programs to receive scholarship money. Amends sec. 7 of 1964 PA 208 (MCL 390.977).  
**(Reported by the Committee on Higher Education.)**  
**(Laid over one day March 11, 2004.)**

49

**SB 627** Sen. Allen  
Higher education; tuition; legislative merit award program; revise to allow students in theology, divinity, or religious programs to receive scholarship money. Amends sec. 4 of 1976 PA 228 (MCL 390.1304).  
**(Reported by the Committee on Higher Education.)**  
**(Laid over one day March 11, 2004.)**

50

**SB 628** Sen. Clark-Coleman  
Higher education; tuition; Michigan educational opportunity grant program; revise to allow students in theology, divinity, or religious programs to receive grant money. Amends sec. 3 of 1986 PA 273 (MCL 390.1403).  
**(Reported by the Committee on Higher Education.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day March 11, 2004.)**

51

**SB 661** Sen. Allen  
Higher education; tuition; tuition differential grants; revise to allow students in theology, divinity, or religious programs to receive tuition grant. Amends sec. 4 of 1978 PA 105 (MCL 390.1274).  
**(Reported by the Committee on Higher Education.)**  
**(Laid over one day March 11, 2004.)**

52

**SB 662** Sen. Allen  
Higher education; financial aid; payments to approved independent nonprofit institutions of higher education; allow payment for theology, divinity, or religious programs and degrees. Amends sec. 3 of 1974 PA 75 (MCL 390.1023).  
**(Reported by the Committee on Higher Education.)**  
**(Laid over one day March 11, 2004.)**

## SECOND READING

53

- HB 4935** Rep. Ruth Johnson  
Education; intermediate school districts; intermediate school electors to vote for removal of intermediate board and appointment of reform board for intermediate school district; allow under certain circumstances.  
Amends sec. 601a of 1976 PA 451 (MCL 380.601a) & adds secs. 606, 607, 608 & 609.  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-3), see Session Website.)**  
**(Laid over one day March 16, 2004.)**

54

- HB 5113** Rep. Kooiman  
Counties; charter; number of commissioners based on population category; limit.  
Amends sec. 4 of 1966 PA 293 (MCL 45.504).  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(Laid over one day March 16, 2004.)**

55

- HB 5114** Rep. Sak  
Counties; boards and commissions; number of commissioners based on population category; limit.  
Amends sec. 2 of 1966 PA 261 (MCL 46.402).  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day March 16, 2004.)**

56

- HB 4468** Rep. Van Regenmorter  
Crimes; abuse; definition of first degree child abuse; expand to include knowingly or intentionally committing an act that causes serious physical or mental harm.  
Amends sec. 136b of 1931 PA 328 (MCL 750.136b).  
**(Reported by the Committee on Criminal Justice.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 17, 2004.)**

57

- HB 4584** Rep. Sak  
Criminal procedure; sentencing guidelines; sentencing guidelines for certain child abuse violations; revise to reflect increased penalties.  
Amends sec. 16g, ch. XVII of 1927 PA 175 (MCL 777.16g).  
**(Reported by the Committee on Criminal Justice.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 17, 2004.)**

## SECOND READING

58

- SB 727** Sen. Sanborn  
Children; parenting time; grandparent visitation; revise to place burden of proof on the petitioning grandparent and require the court to give deference to a fit parent's actions and decisions.  
Amends secs. 2 & 7b of 1970 PA 91 (MCL 722.22 & 722.27b).  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(For Senate substitute (S-2), see Session Website.)**  
**(Laid over one day March 18, 2004.)**

59

- HB 5643** Rep. LaJoy  
Single business tax; other; consolidated filing of single business tax return; modify.  
Amends sec. 77 of 1975 PA 228 (MCL 208.77).  
**(Reported by the Committee on Commerce.)**  
**(Laid over one day March 18, 2004.)**

60

- SB 990** Sen. Bishop  
Civil procedure; statute of limitations; provision regarding tolling of statute of limitations; revise to include that a copy of the summons and complaint be served upon the defendant within the time set forth in the court rules.  
Amends sec. 5856 of 1961 PA 236 (MCL 600.5856).  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House amendment, see House Journal No. 25, page 473 or Session Website.)**  
**(Laid over one day March 23, 2004.)**

61

- SB 753** Sen. Scott  
Health; blood; childhood lead poisoning prevention and control commission; create.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5475a & repeals sec. 5474a of 1978 PA 368 (MCL 333.5474a).  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day March 23, 2004.)**

62

- SB 756** Sen. Hardiman  
Health; other; lead safe housing registry; create.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5474a.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day March 23, 2004.)**

## SECOND READING

63

**HB 5477** Rep. Hummel  
Education; curricula; requirements for instruction in sex education; revise.  
Amends secs. 1169 & 1507 of 1976 PA 451 (MCL 380.1169 & 380.1507) & adds sec. 1507b.  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 24, 2004.)**

64

**HB 5478** Rep. Stahl  
School aid; penalties; penalties related to instruction in sex education; revise and provide for complaint process.  
Amends sec. 166a of 1979 PA 94 (MCL 388.1766a).  
**(Reported by the Committee on Education.)**  
**(Laid over one day March 24, 2004.)**

65

**SB 307** Sen. Cassis  
Education; other; parent involvement plan; create.  
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1294.  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-2), see Session Website.)**  
**(Laid over one day March 24, 2004.)**

66

**HB 5692** Rep. Amos  
Crimes; electronic surveillance; secretly observing, recording, or capturing certain visual images; prohibit and provide penalties.  
Amends sec. 539d of 1931 PA 328 (MCL 750.539d).  
**(Reported by the Committee on Criminal Justice.)**  
**(For proposed House substitute (H-3), see Session Website.)**  
**(Laid over one day March 24, 2004.)**

67

**HB 5693** Rep. Caul  
Criminal procedure; sentencing guidelines; guidelines for crimes of electronic surveillance; enact.  
Amends sec. 16z, ch. XVII of 1927 PA 175 (MCL 777.16z).  
**(Reported by the Committee on Criminal Justice.)**  
**(Laid over one day March 24, 2004.)**

68

**SB 744** Sen. Birkholz  
Environmental protection; other; environmental education; establish award and grant program.  
Amends sec. 2505 of 1994 PA 451 (MCL 324.2505) & adds sec. 2505a.  
**(Reported by the Committee on Land Use and Environment.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day March 25, 2004.)**

## SECOND READING

69

**SB 1032** Sen. Garcia  
Higher education; generally; certain investment information provided to state institutions of higher education; exempt from disclosure.  
Amends title & secs. 1 & 2 of 1994 PA 55 (MCL 390.1551 & 390.1552) & adds sec. 4a.  
**(Reported by the Committee on Higher Education.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day March 25, 2004.)**

70

**SB 109** Sen. Garcia  
State agencies (existing); other; department of career development; codify transfer of office of Spanish-speaking affairs.  
Amends secs. 2 & 4 of 1975 PA 164 (MCL 18.302 & 18.304).  
**(Reported by the Committee on Government Operations.)**  
**(For Senate substitute (S-1), see Session Website.)**  
**(Laid over one day March 25, 2004.)**

71

**HB 4680** Rep. Newell  
Vehicles; license plates; choose life fund; establish.  
Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 217j.  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day March 25, 2004.)**

72

**HB 5094** Rep. Murphy  
Traffic control; pedestrians; requirement for crosswalks within 200 yards of a school where speed limit is 25 miles per hour or higher; provide for.  
Amends sec. 613a of 1949 PA 300 (MCL 257.613a).  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day March 25, 2004.)**

73

**HB 5318** Rep. Elkins  
Transportation; funds; distribution of transportation bridge fund revenue; revise.  
Amends secs. 10 & 11b of 1951 PA 51 (MCL 247.660 & 247.661b).  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-4), see Session Website.)**  
**(Laid over one day March 25, 2004.)**

74

**HB 5319** Rep. Casperson  
Transportation; funds; distribution of certain revenue from tax levied; clarify.  
Amends sec. 10 of 1951 PA 51 (MCL 247.660).  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-4), see Session Website.)**  
**(Laid over one day March 25, 2004.)**

## SECOND READING

75

**SB 759** Sen. Patterson  
Watercraft; safety; department of natural resources programs; include information on fueling techniques and problems associated with marine fuel spills.  
Amends sec. 80140 of 1994 PA 451 (MCL 324.80140).  
**(Reported by the Committee on Great Lakes and Tourism.)**  
**(Laid over one day March 30, 2004.)**

76

**HB 5671** Rep. Hune  
Cities; annexation; notification to certain property owners of scheduled public hearings for annexation; require.  
Amends sec. 9 of 1909 PA 279 (MCL 117.9).  
**(Reported by the Committee on Local Government and Urban Policy.)**  
**(Laid over one day March 30, 2004.)**

77

**HB 5432** Rep. Koetje  
Occupations; individual licensing and regulation; waiver from license or registration certain requirements for individuals serving on active military duty; provide for.  
Amends sec. 411 of 1980 PA 299 (MCL 339.411).  
**(Reported by the Committee on Veterans Affairs and Homeland Security.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

78

**HB 4760** Rep. Hardman  
Health; death; authorization from parents or legal guardians before cremation of minor; require.  
Amends sec. 2848 of 1978 PA 368 (MCL 333.2848).  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

79

**HB 5006** Rep. Richardville  
Health; occupations; conscientious objector policy act; create.  
Creates new act.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-3), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

80

**HB 5276** Rep. Gleason  
Health facilities; other; conscientious objection to providing or participating in certain health care services; allow by health facilities under certain circumstances.  
Creates new act.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

## SECOND READING

81

**HB 5277** Rep. Hummel  
Insurance; health care corporations; conscientious refusal offering or providing certain health care benefits; allow.  
Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding sec. 409a.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

82

**HB 5278** Rep. Hummel  
Insurance; health; conscientious refusal to offering or providing certain health care benefits; allow.  
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 3406r.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

83

**SB 778** Sen. Hammerstrom  
Public employees and officers; public officer or employee of community mental health services program; allow to serve as public officer or employee of another legal or administrative entity.  
Amends sec. 3 of 1978 PA 566 (MCL 15.183).  
**(Reported by the Committee on Health Policy.)**  
**(Laid over one day March 30, 2004.)**

84

**HB 5502** Rep. Wenke  
Use tax; collections; implementation of a streamlined sales tax; provide for.  
Amends secs. 2, 3, 3a, 4, 4a, 4d, 4f, 4o, 5, 6, 6a, 8, 9, 9a, 10, 11 & 14 of 1937 PA 94 (MCL 205.92 et seq.); adds secs. 2b, 3c, 12, 13, 14a, 14b, 17, 19 & 20 & repeals secs. 4b, 4c, 4e, 4r & 4v of 1937 PA 94 (MCL 205.94b et seq.).  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

85

**HB 5503** Rep. Byrum  
Sales tax; collections; implementation of a streamlined sales tax; provide for.  
Amends secs. 1, 2, 2a, 3, 4, 4a, 4e, 4f, 4g, 4i, 4j, 4k, 4m, 4o, 4p, 4q, 4r, 4s, 4t, 4u, 4w, 4x, 5b, 6, 8, 9, 10, 17 & 23 of 1933 PA 167 (MCL 205.51 et seq.); adds secs. 1a, 4d, 4h, 6b, 11, 12, 18, 19, 20 & 21 & repeals secs. 4c, 4l, 4m[1], 5a, 7, 7a & 7b of 1933 PA 167 (MCL 205.54c et seq.).  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

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**SECOND READING**


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86

**HB 5504** Rep. Condino  
Sales tax; collections; implementation of a streamlined sales tax agreement; provide for.  
Creates new act.  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

87

**HB 5505** Rep. Koetje  
Sales tax; collections; streamlined sales tax equalization act; create.  
Creates new act.  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(Laid over one day March 30, 2004.)**

88

**HJR T** Rep. Drolet  
Income tax; rate; cap on income tax rate; provide for.  
Amends sec. 7, art. IX of the state constitution.  
**(Reported by the Committee on Tax Policy.)**  
**(Laid over one day March 30, 2004.)**

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**MESSAGES FROM THE GOVERNOR**


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89

**HB 4511** Rep. Pappageorge  
Administrative procedure; joint committee; procedure for objecting to rules; modify.  
Amends secs. 45 of 1969 PA 306 (MCL 24.245).  
**(Reported by the Committee on Government Operations.)**  
**(Vetoed by Governor on July 11, 2003; re-referred to the Committee on Government Operations.)**  
**(For veto message, see House Journal No. 61 of 2003, page 1296.)**

90

**HB 4463** Rep. Robertson  
Vehicles; license plates; state-sponsored fund-raising registration plate for cancer awareness; create.  
Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811o.  
**(Reported by the Committee on Transportation.)**  
**(Vetoed by Governor on March 5, 2004; passed for day March 9, 2004.)**  
**(For veto message, see House Journal No. 19, page 317.)**

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**LAID ON TABLE**


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91

**HB 5271** Rep. Gaffney  
Courts; circuit court; third judicial circuit; revise provisions concerning number of judges.  
Amends sec. 504 of 1961 PA 236 (MCL 600.504).  
**(Reported by the Committee on Judiciary.)**

92

**SB 106** Sen. Hammerstrom  
State; symbol; lotus blossom; designate as state symbol for clean water.  
Creates new act.  
**(Reported by the Committee on Government Operations.)**

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**STANDING COMMITTEE MEETINGS**


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**Appropriations -**

**Subcommittee on Higher Education** - Wednesdays, April 21, 28, May 5, 12, and 19, 10:30 a.m., Room 351, Capitol Building

**Subcommittee on State Police/Military and Veterans Affairs (to meet jointly with the Senate Appropriations Subcommittee on State Police and Military and Veterans Affairs)** - Thursdays, April 22 and 29, 8:30 a.m., Senate Hearing Room, First floor, Boji Tower

**Criminal Justice** - Wednesday, March 31, 10:30 a.m., Room 327, House Office Building

**Education -**

**Subcommittee on Intermediate School District Review** - Wednesday, March 31, 3:00 p.m., Room 424, Capitol Building

**Employment Relations, Training and Safety** - Wednesday, March 31, 2:00 p.m., or after committees are given leave by the House to meet, whichever time is later, Room 327, House Office Building

**Great Lakes and Tourism** - Thursday, April 1, 11:00 a.m., or after committees are given leave by the House to meet, whichever time is later, Room 308, House Office Building

**Insurance** - Wednesday, March 31, 10:30 a.m., Room 521, House Office Building

**Tax Policy** - Wednesday, March 31, 9:00 a.m., Room 326, House Office Building

**Transportation** - Thursday, April 1, 9:00 a.m., Room 307, House Office Building

**BILLS IN CONFERENCE**

<b>Bill No.</b>	<b>Brief Title</b>	<b>Conferees</b>		<b>Report Agreed to</b>	
		<b>House</b>	<b>Senate</b>	<b>House</b>	<b>Senate</b>
		(Second Conference)			3/30/2004
SB 252	Environmental protection; water pollution; annual wastewater discharge environmental fee; provide for.	Koetje Howell Tobocman	McManus Birkholz Brater		
SB 560	Environmental protection; groundwater contamination; groundwater discharge permit fees; enact.	Koetje Howell Tobocman	McManus Birkholz Brater		