

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

WEDNESDAY, OCTOBER 17, 2007

1:30 p.m.

MOTIONS AND RESOLUTIONS

1

HB 4368 Rep. Cushingberry
 Sales tax; collections; tax on services and admission transmission transactions; provide for.
 Creates new act.
(Notice of intent to discharge from the Committee on Tax Policy given by Rep. DeRoche March 8, 2007.)
(Motion to discharge; record roll call ordered; passed for day March 13, 2007.)

2

HCR 7 Rep. Hoogendyk
 A concurrent resolution to reject the proposed increase in rates of compensation recommended by the Civil Service Commission and contained in the Executive Budget for Fiscal Year 2007-2008.
(Notice of intent to discharge from the Committee on Government Operations given by Rep. Hoogendyk March 28, 2007.)
(Motion to discharge; record roll call ordered; passed for day March 29, 2007.)

3

HB 4500 Rep. Cushingberry
 Income tax; income; state income tax rate and personal exemption; increase.
 Amends secs. 30 & 51e of 1967 PA 281 (MCL 206.30 & 206.51e).
(Notice of intent to discharge from the Committee on Tax Policy given by Rep. Cushingberry May 2, 2007.)
(Motion to discharge; passed for day May 3, 2007.)

REPORTS OF STANDING COMMITTEES

4

HR 129 Rep. Hansen
 A resolution to memorialize the Congress of the United States to provide funding to the United States Army Corps of Engineers for dredging recreational harbors in Michigan.
(Reported by the Committee on Tourism, Outdoor Recreation and Natural Resources.)
(For text of proposed House substitute (H-1), see House Journal No. 69, page 1121 or Session Website.)
(For text of resolution, see House Journal No. 57, page 862 or Session Website; laid over 1 day July 17, 2007.)

REPORTS OF STANDING COMMITTEES

5

HR 81 Rep. Rick Jones
 A resolution to memorialize the United States Congress to enact the Education Begins at Home Act.
(Reported by the Committee on Education.)
(For text of proposed House substitute (H-1), see House Journal No. 72, page 1156 or Session Website.)
(For text of resolution, see House Journal No. 41, page 571 or Session Website; laid over 1 day July 24, 2007.)

6

HCR 39 Rep. Farrah
 A concurrent resolution to concur in a tribal-state gaming compact between the Match-E-Be-Nash-She-Wish Band of Pottawatomi Indians of Michigan (the Gun Lake Band) and the State of Michigan and signed on May 9, 2007.
(Reported by the Committee on Regulatory Reform.)
(For text of concurrent resolution, see House Journal No. 72, page 1153 or Session Website; laid over 1 day July 24, 2007.)
(Adopted; vote reconsidered; passed for day August 8, 2007.)

7

HR 207 Rep. Robert Jones
 A resolution to memorialize the United States Congress to enact federal legislation designed to prevent elder abuse.
(Reported by the Committee on Senior Health, Security, and Retirement.)
(For text of resolution, see House Journal No. 107, page 1755 or Session Website; laid over 1 day October 16, 2007.)

THIRD READING

8

HB 4442 Rep. Condino
 Property tax; Headlee; Headlee rollback; modify.
 Amends sec. 34d of 1893 PA 206 (MCL 211.34d).
(Reported by the Committee on Tax Policy.)
(Read a third time; passed for day March 14, 2007.)
(For House amendments, see House Journal No. 25, page 304 or Session Website.)

THIRD READING

9

HB 4383 Rep. Melton
Use tax; exemptions; certain exemptions; eliminate.
Amends secs. 3a & 4 of 1937 PA 94 (MCL 205.93a & 205.94).
(Reported by the Committee on Tax Policy.)
(For House substitute (H-1), see Session Website.)
(Passed April 17, 2007)
(Returned as requested; vote reconsidered; passed for day June 7, 2007.)

10

SB 345 Sen. Cropsey
Economic development; plant rehabilitation; eligibility requirements; modify.
Amends sec. 9 of 1974 PA 198 (MCL 207.559).
(Reported by the Committee on Commerce.)

11

SB 450 Sen. Basham
Occupations; residential builders; filing of complaints against contractor; require courts to report convictions, allow forfeiture and seizure of property for unlicensed contractors, and provide other amendments.
Amends secs. 601, 602, 604, 605, 2405, 2411 & 2412 of 1980 PA 299 (MCL 339.601 et seq.) & adds secs. 606 & 2404a.
(Reported by the Committee on Commerce.)
(For House substitute (H-1), see Session Website.)
(For House amendment, see House Journal No. 69, page 1119 or Session Website.)

12

SB 451 Sen. Basham
Occupations; residential builders; penalties for unlicensed builders; include forfeiture and require court notice to the department.
Amends sec. 4701 of 1961 PA 236 (MCL 600.4701) & adds sec. 2975a.
(Reported by the Committee on Commerce.)
(For House amendment, see House Journal No. 69, page 1120 or Session Website.)

13

SB 452 Sen. Cassis
Occupations; individual licensing and regulation; residential builders; increase licensing fees, require department to keep record of complaints, require background checks on applicants, and increase penalty for unlicensed builder.
Amends secs. 601, 602, 605, 2402, 2404, 2405 & 2411 of 1980 PA 299 (MCL 339.601 et seq.) & adds secs. 2404b & 2411a.
(Reported by the Committee on Commerce.)
(For House amendment, see House Journal No. 69, page 1120 or Session Website.)

14

SB 453 Sen. Cassis
Occupations; individual licensing and regulation; licensing fees; increase, and provide for certain allocations.
Amends sec. 39 of 1979 PA 152 (MCL 338.2239).
(Reported by the Committee on Commerce.)
(For House substitute (H-1), see Session Website.)
(For House amendment, see House Journal No. 69, page 1120 or Session Website.)

THIRD READING

15

HJR X Rep. Cushingberry
Sales tax; rate; sales tax rate; amend constitution to increase.
(Rule suspended; placed directly on calendar.)
(Read a third time; postponed temporarily September 12, 2007.)
(Passed temporarily September 14, 2007.)

16

HJR Z Rep. Alma Smith
Income tax; rate; graduated state income tax; provide for.
(Rule suspended; placed directly on calendar.)
(Read a third time; postponed temporarily September 14, 2007.)

17

HB 4573 Rep. Tobocman
Liquor; licenses; allowable hours to serve alcohol; revise, extend, and provide new permit under certain circumstances.
Amends secs. 525 & 1114 of 1998 PA 58 (MCL 436.1525 & 436.2114) & adds sec. 1116.
(Reported by the Committee on Regulatory Reform.)
(Read a third time; postponed temporarily October 3, 2007.)
(For House substitute (H-4), see Session Website.)

18

HB 4732 Rep. Virgil Smith
Liquor; licenses; prohibition against law enforcement officer or spouse holding license; revise exception.
Amends sec. 523 of 1998 PA 58 (MCL 436.1523).
(Reported by the Committee on Regulatory Reform.)
(For House substitute (H-2), see Session Website.)
(For House amendment, see House Journal No. 104, page 1688 or Session Website.)

19

SB 16 Sen. Thomas
Income tax; other; prostate cancer research fund; create.
Creates new act.
(Reported by the Committee on Health Policy.)
(For Senate substitute (S-1), see Session Website.)

20

SB 348 Sen. Birkholz
Income tax; other; breast cancer research fund act; create.
Creates new act.
(Reported by the Committee on Health Policy.)
(For House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

21

SB 350 Sen. Garcia
Income tax; other; animal welfare fund; create.
Creates new act.
(Reported by the Committee on Agriculture.)
(For Senate substitute (S-1), see Session Website.)

22

HB 5034 Rep. Sheltroun
Agriculture; fertilizer; "agricultural use"; define.
Amends sec. 8501 of 1994 PA 451 (MCL 324.8501).
(Reported by the Committee on Agriculture.)

THIRD READING

23

- HB 5035** Rep. Mayes
Agriculture; fertilizer; approval for ordinance regarding use of agricultural fertilizer; require by Michigan commission of agriculture.
Amends sec. 8517 of 1994 PA 451 (MCL 324.8517).
(Reported by the Committee on Agriculture.)

SECOND READING

24

- HB 4064** Rep. Nofs
Income tax; other; home heating credit fund; establish. Creates new act.
(Reported by the Committee on Energy and Technology.)
(For proposed House substitute (H-2), see Session Website.)

25

- HB 4280** Rep. Accavitti
Income tax; checkoff; home heating credit fund; provide for check-off option.
Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 436.
(Reported by the Committee on Energy and Technology.)
(For proposed House substitute (H-2), see Session Website.)

26

- HB 4373** Rep. Corriveau
Sales tax; collections; sales tax on difference between trade-in and purchase price for privately sold vehicles; provide for.
Amends sec. 1 of 1933 PA 167 (MCL 205.51).
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-1), see Session Website.)

27

- HB 4514** Rep. Brown
Use tax; credits and deductions; deduction for the value of a trade-in exchanged in the purchase of a new vehicle; provide for.
Amends sec. 2 of 1937 PA 94 (MCL 205.92).
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-1), see Session Website.)

28

- HB 4625** Rep. Bauer
Civil rights; employment discrimination; equal compensation for comparable work; require.
Amends secs. 102, 103 & 202 of 1976 PA 453 (MCL 37.2102 et seq.).
(Reported by the Committee on Labor.)

SECOND READING

29

- HB 4626** Rep. Byrnes
Crimes; other; provision regarding wage discrimination based on sex; modify.
Amends sec. 556 of 1931 PA 328 (MCL 750.556).
(Reported by the Committee on Labor.)
(For proposed House substitute (H-1), see Session Website.)

30

- HB 4627** Rep. Kathleen Law
Labor; fair employment practices; commission on pay equity; establish.
Amends sec. 202 of 1976 PA 453 (MCL 37.2202).
(Reported by the Committee on Labor.)
(For proposed House substitute (H-2), see Session Website.)

31

- HB 4259** Rep. Condino
Children; adoption; second parent adoption; provide for.
Amends secs. 24 & 51 of 1939 PA 288 (MCL 710.24 & 710.51).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-2), see Session Website.)

32

- HB 4557** Rep. LeBlanc
Income tax; checkoff; military family relief fund; extend sunset.
Amends sec. 438 of 1967 PA 281 (MCL 206.438).
(Reported by the Committee on Military and Veterans Affairs and Homeland Security.)
(For proposed House substitute (H-1), see Session Website.)

33

- HB 4674** Rep. Rocca
Insurance; essential; increasing premium during term of policy; prohibit except in certain situations.
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111b.
(Reported by the Committee on Insurance.)
(For proposed House amendments, see House Journal No. 46, page 688 or Session Website.)

34

- SB 105** Sen. Garcia
Courts; state court administration; authority for magistrates to oversee arraignments; allow.
Amends secs. 8511 & 8513 of 1961 PA 236 (MCL 600.8511 & 600.8513).
(Reported by the Committee on Judiciary.)
(For Senate substitute (S-3), see Session Website.)

SECOND READING

35

HB 4804 Rep. Wenke
Public employees and officers; other; public employee access to health plan that is available to state employees; provide for.

Creates new act.

(Discharged from the Committee on Oversight and Investigations.)

(Read a second time; House substitute (H-3) adopted; amendment offered; postponed temporarily May 25, 2007.)

(For House substitute (H-3), see Session Website.)

(For proposed House amendment, see House Journal No. 53, page 811 or Session Website.)

36

HB 4739 Rep. Dean
Elections; school; residency for education-related board members; require.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 11a.

(Reported by the Committee on Ethics and Elections.)

37

HB 4740 Rep. Tobocman
Elections; school; residency as condition for office as community college board of trustees member; require.

Amends sec. 105 of 1966 PA 331 (MCL 389.105).

(Reported by the Committee on Ethics and Elections.)

38

HB 4052 Rep. Hune
Land use; land division; certain land preserved from development; exempt from limit on number of parcels under land division act.

Amends sec. 108 of 1967 PA 288 (MCL 560.108).

(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)

39

SB 155 Sen. Brown
Criminal procedure; sentencing guidelines; crime of child care center or day care center employee failing to self-report certain felony charges; enact.

Amends sec. 15g, ch. XVII of 1927 PA 175 (MCL 777.15g).

(Reported by the Committee on Judiciary.)

(For proposed House amendment, see House Journal No. 60, page 907 or Session Website.)

40

HB 4501 Rep. Cushingberry
Civil procedure; costs and fees; costs and fees in the court of appeals and of court transcripts; increase.

Amends secs. 321 & 2543 of 1961 PA 236 (MCL 600.321 & 600.2543).

(Reported by the Committee on Appropriations.)

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

SECOND READING

41

SB 117 Sen. Cassis
Traffic control; speed restrictions; speed limits on certain gravel and dirt roads; reestablish.

Amends sec. 627 of 1949 PA 300 (MCL 257.627).

(Reported by the Committee on Transportation.)

(For Senate substitute (S-4), see Session Website.)

42

HB 4685 Rep. Brown

Environmental protection; other; booklet regarding farm-related environmental statutes and rules; require departments of agriculture and environmental quality to prepare.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 29.

(Reported by the Committee on Agriculture.)

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

43

HB 4965 Rep. Walker

Property; conveyances; transfer of reversionary interest in part of certain state owned property previously conveyed; provide for.

Creates land transfer act.

(Reported by the Committee on Tourism, Outdoor Recreation and Natural Resources.)

44

HB 4611 Rep. Rick Jones

Law enforcement; other; standards for training and qualification for certain former law enforcement officers to carry firearms; clarify for the purposes of federal law allowing the carrying of concealed weapons.

Creates new act.

(Reported by the Committee on Judiciary.)

(For proposed House amendments, see House Journal No. 70, page 1137 or Session Website.)

45

HB 4612 Rep. Espinoza

Criminal procedure; sentencing guidelines; provide false information on application for certificate to carry firearms by a retired law enforcement officer; include in guidelines.

Amends sec. 11b, ch. XVII of 1927 PA 175 (MCL 777.11b).

(Reported by the Committee on Judiciary.)

46

SB 386 Sen. Patterson

Crimes; criminal sexual conduct; provisions in criminal sexual conduct statutes relating to teachers and other school employees; expand to include volunteers, employees, and contractual service providers.

Amends secs. 520b, 520c, 520d & 520e of 1931 PA 328 (MCL 750.520b et seq.).

(Reported by the Committee on Judiciary.)

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

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

SECOND READING

47

HB 4163 Rep. Clack
Health; smoking; smoke-free workplace; require.
Amends sec. 12601 of 1978 PA 368 (MCL 333.12601) & repeals (See bill).
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-3), see Session Website.)

48

HB 4816 Rep. Clack
Food; service establishments; compliance with state or local laws, codes, ordinances, rules, or regulations in order to be licensed; require.
Amends sec. 4107 of 2000 PA 92 (MCL 289.4107).
(Reported by the Committee on Commerce.)

49

HB 4048 Rep. Griffin
Elections; absent voters; absent voter ballot; issue upon voter's request without requiring justification.
Amends secs. 758, 759 & 759b of 1954 PA 116 (MCL 168.758 et seq.).
(Reported by the Committee on Ethics and Elections.)
(For proposed House substitute (H-2), see Session Website.)

50

HB 4981 Rep. Lindberg
Natural resources; other; easements across state owned land; revise policy for granting.
Amends secs. 2123 & 2124 of 1994 PA 451 (MCL 324.2123 & 324.2124).
(Reported by the Committee on Tourism, Outdoor Recreation and Natural Resources.)
(For proposed House substitute (H-1), see Session Website.)

51

HB 4905 Rep. Meekhof
Agriculture; animals; disposal of dead animal bodies; allow use of in methane digesters.
Amends secs. 3, 4 & 15 of 1982 PA 239 (MCL 287.653 et seq.).
(Reported by the Committee on Agriculture.)

52

HB 4594 Rep. Rocca
Gaming; raffles; raffles under the bingo act; allow active military and reserve units to conduct.
Amends secs. 2, 3 & 9 of 1972 PA 382 (MCL 432.102 et seq.).
(Reported by the Committee on Regulatory Reform.)
(For proposed House substitute (H-1), see Session Website.)

53

HB 5036 Rep. Hammel
Fire; other; fees for fire inspection services; allow.
Amends sec. 2c of 1941 PA 207 (MCL 29.2c).
(Reported by the Committee on Appropriations.)
(For House amendments, see House Journal No. 86, page 1446 or Session Website.)

SECOND READING

54

HB 5086 Rep. LeBlanc
Law enforcement; funds; public safety officer grant program; create.
Creates new act.
(Reported by the Committee on Appropriations.)
(For proposed House substitute (H-1), see Session Website.)

55

SB 410 Sen. Brown
Communications; telecommunications; funding system for the emergency telephone service enabling act; modify.
Amends title & secs. 101, 102, 201, 202, 203, 205, 301, 302, 303, 306, 307, 308, 312, 319, 320 & 401 of 1986 PA 32 (MCL 484.1101 et seq.) & adds secs. 401a, 401b & 401c.
(Reported by the Committee on Appropriations.)
(For proposed House substitute (H-3), see Session Website.)
(For Senate substitute (S-3), see Session Website.)

56

SB 411 Sen. Basham
Communications; telecommunications; funding system for the emergency telephone service enabling act; modify.
Amends secs. 402, 403, 404, 405, 406, 407, 408, 410, 412, 413, 502, 504, 506, 601, 602, 605, 712, 714, 716 & 717 of 1986 PA 32 (MCL 484.1402 et seq.) & repeals (See bill).
(Reported by the Committee on Appropriations.)
(For proposed House substitute (H-4), see Session Website.)
(For Senate substitute (S-3), see Session Website.)

57

HB 4847 Rep. Hood
Traffic control; driver license; increased fees for operator and chauffeur licenses added by 1987 PA 232; credit to the general fund for certain fiscal years.
Amends sec. 819 of 1949 PA 300 (MCL 257.819).
(Reported by the Committee on Appropriations.)
(Read a second time; amendments adopted; amendments offered; postponed temporarily September 25, 2007.)
(For House amendments, see House Journal No. 96, page 1564 or Session Website.)

58

SB 79 Sen. Jelinek
Vehicles; registration; requirement to sign registration certificate; eliminate.
Amends sec. 223 of 1949 PA 300 (MCL 257.223).
(Reported by the Committee on Transportation.)

59

HB 4050 Rep. Miller
Trade; consumer goods and services; gift certificates and gift cards; regulate and require disclosures.
Amends sec. 3 of 1976 PA 331 (MCL 445.903) & adds sec. 3e.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-3), see Session Website.)

SECOND READING

60

HB 4317 Rep. Meadows
 Trade; consumer goods and services; issuance of gift certificates and gift cards; prohibit expiration and certain fees. Amends sec. 3 of 1976 PA 331 (MCL 445.903).
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-2), see Session Website.)

61

HB 4680 Rep. Sak
 Trade; consumer goods and services; gift certificates; prohibit fees and expiration dates. Amends 1976 PA 331 (MCL 445.901 - 445.922) by adding sec. 3f.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-2), see Session Website.)

62

SB 403 Sen. Kuipers
 Education; graduation requirements; high school personal curriculum requirements for transfer pupils; revise. Amends sec. 1278b of 1976 PA 451 (MCL 380.1278b).
(Reported by the Committee on Education.)
(For proposed House substitute (H-3), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

SECOND READING

63

SB 571 Sen. Kuipers
 Education; discipline; application of mandatory expulsion provisions to special education students; clarify relationship with federal law. Amends secs. 1311 & 1311a of 1976 PA 451 (MCL 380.1311 & 380.1311a).
(Reported by the Committee on Education.)
(For Senate amendment, see House Journal No. 59, page 878.)

SPECIAL, STANDING, AND STATUTORY COMMITTEE MEETINGS

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

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		House	Senate	House	Senate
HB 4344	Appropriations; community health; department of community health; provide for fiscal year 2007-2008.	McDowell Cushingberry Caswell	Kahn Pappageorge Cherry		
HB 4346	Appropriations; education; department of education; provide for fiscal year 2007-2008.	Gillard Vagnozzi Caswell	Jelinek Brown Switalski		
HB 4348	Appropriations; corrections; department of corrections; provide for fiscal year 2007-2008.	Alma Smith Bennett Proos	Cropsey Kahn Brater		
HB 4350	Appropriations; higher education; higher education; provide for fiscal year 2007-2008.	Byrnes Cushingberry Acciavatti	Stamas George Barcia		
HB 4354	Appropriations; natural resources; department of natural resources; provide for fiscal year 2007-2008.	Lahti Spade Booher	McManus Jansen Brater		
HB 4358	Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2007-2008.	Bennett Espinoza Proos	Garcia Cropsey Brater		
HB 4359	Appropriations; school aid; multisection school aid; provide for fiscal year 2007-2008.	Gillard Cushingberry Caswell	Jelinek Brown Switalski		

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		House	Senate	House	Senate
HB 4360	Appropriations; community colleges; community and junior colleges; provide for fiscal year 2007-2008.	Bauer Byrnes Booher	Hardiman McManus Clark-Coleman		
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Tobocman Cushingberry Acciavatti	Bishop Jelinek Switalski		
SB 222	Appropriations; zero budget; department of agriculture; provide for fiscal year 2007-2008.	Espinoza McDowell Hansen	Brown Jelinek Scott		
SB 229	Appropriations; zero budget; general government; provide for fiscal year 2007-2008.	Cheeks Cushingberry Hansen	Pappageorge Jansen Anderson		
SB 231	Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2007-2008.	Vagnozzi Jackson Amos	George McManus Clark-Coleman		
SB 232	Appropriations; zero budget; department of human services; provide for fiscal year 2007-2008.	Spade Cushingberry Shaffer	Hardiman Kahn Scott		
SB 233	Appropriations; zero budget; judiciary; provide for fiscal year 2007-2008.	Gillard Byrnes Moss	Cropsey Kahn Brater		
SB 234	Appropriations; zero budget; department of labor and economic growth; provide for fiscal year 2007-2008.	Hammel Bauer Brandenburg	Jansen George Scott		
SB 235	Appropriations; zero budget; department of military affairs; provide for fiscal year 2007-2008.	LeBlanc Espinoza Nofs	Garcia Stamas Barcia		
SB 238	Appropriations; zero budget; department of state police; provide for fiscal year 2007-2008.	LeBlanc Espinoza Nofs	Garcia Stamas Barcia		
SB 240	Appropriations; zero budget; department of transportation; provide for fiscal year 2007-2008.	Gonzales Tobocman Acciavatti	Hardiman Cropsey Anderson		