

## MICHIGAN HOUSE OF REPRESENTATIVES

## DAILY CALENDAR

THURSDAY, MAY 26, 2011

12:00 Noon

## REPORTS OF SELECT COMMITTEES

1

**SB 169** Sen. Green  
 Appropriations; zero budget; department of agriculture and rural development; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 24, 2011.)  
 (For conference report, see House Journal No. 47, page 747.)

2

**SB 178** Sen. Schuitmaker  
 Appropriations; zero budget; higher education; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 24, 2011.)  
 (For conference report, see House Journal No. 47, page 756.)

3

**SB 179** Sen. Caswell  
 Appropriations; zero budget; department of human services; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 24, 2011.)  
 (For conference report, see House Journal No. 47, page 769.)

4

**SB 181** Sen. Colbeck  
 Appropriations; zero budget; department of military and veterans affairs; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 24, 2011.)  
 (For conference report, see House Journal No. 47, page 788.)

5

**SB 184** Sen. Colbeck  
 Appropriations; zero budget; department of state police; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 24, 2011.)  
 (For conference report, see House Journal No. 47, page 797.)

## REPORTS OF SELECT COMMITTEES

6

**SB 171** Sen. Booher  
 Appropriations; zero budget; community colleges; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 25, 2011.)  
 (For conference report, see House Journal No. 48, page 821.)

7

**SB 174** Sen. Walker  
 Appropriations; zero budget; department of education; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 25, 2011.)  
 (For conference report, see House Journal No. 48, page 827.)

8

**SB 175** Sen. Jansen  
 Appropriations; zero budget; department of energy, labor, and economic growth; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 25, 2011.)  
 (For conference report, see House Journal No. 48, page 836.)

9

**SB 176** Sen. Green  
 Appropriations; zero budget; department of environmental quality; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 25, 2011.)  
 (For conference report, see House Journal No. 48, page 849.)

10

**SB 180** Sen. Proos  
 Appropriations; zero budget; judiciary; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
 (Conference report received; laid over 1 day May 25, 2011.)  
 (For conference report, see House Journal No. 48, page 864.)

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**REPORTS OF SELECT COMMITTEES**


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11

- SB 182** Sen. Green  
 Appropriations; zero budget; department of natural resources; provide for fiscal year 2011-2012.  
 Creates appropriation act.  
**(Conference report received; laid over 1 day May 25, 2011.)**  
**(For conference report, see House Journal No. 48, page 871.)**

12

- SB 183** Sen. Walker  
 Appropriations; zero budget; multisection school aid; provide for fiscal year 2011-2012.  
 Amends secs. 11 & 17b of 1979 PA 94 (MCL 388.1611 & 388.1617b).  
**(Conference report received; laid over 1 day May 25, 2011.)**  
**(For conference report, see House Journal No. 48, page 884.)**

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**REPORTS OF STANDING COMMITTEES**


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13

- HR 53** Rep. Brown  
 A resolution to memorialize Congress and the United States Drug Enforcement Agency to make it illegal to possess, use, or sell the drugs MDPV and mephedrone.  
**(Reported by the Committee on Judiciary.)**  
**(For text of resolution, see House Journal No. 31, page 428 or Session Website.)**

14

- HR 75** Rep. Jenkins  
 A resolution to express opposition to the federal government withholding road funding to the states based on passage of the Safe Teen and Novice Driver Uniform Protection Act (STAND UP Act).  
**(Reported by the Committee on Transportation.)**  
**(For text of resolution, see House Journal No. 39, page 574 or Session Website.)**

15

- HCR 12** Rep. Opsommer  
 A concurrent resolution to express opposition to the federal government withholding road funding to the states based on passage of the Safe Teen and Novice Driver Uniform Protection Act (STAND UP Act).  
**(Reported by the Committee on Transportation.)**  
**(For text of resolution, see House Journal No. 39, page 576 or Session Website.)**

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**THIRD READING**


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16

- HB 4306** Rep. Agema  
 Education; school districts; contracting and competitive bidding for certain noninstructional services; require.  
 Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1245.  
**(Reported by the Committee on Education.)**  
**(For House substitute (H-4), see Session Website.)**  
**(For House amendments, see House Journal No. 41, page 621 or Session Website.)**

17

- HB 4565** Rep. Tyler  
 Crimes; controlled substances; possession of certain MDPV; prohibit, and establish penalties.  
 Amends sec. 7212 of 1978 PA 368 (MCL 333.7212).  
**(Reported by the Committee on Judiciary.)**  
**(For House substitute (H-1), see Session Website.)**

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**SECOND READING**


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18

- HB 4523** Rep. Moss  
 Appropriations; zero budget; omnibus budget appropriations bill; provide for.  
 Creates appropriation act.  
**(Reported by the Committee on Appropriations.)**  
**(For proposed House substitute (H-1), see Session Website.)**

19

- HB 4524** Rep. Moss  
 Appropriations; zero budget; omnibus budget appropriations bill; provide for.  
 Creates appropriation act.  
**(Reported by the Committee on Appropriations.)**  
**(For proposed House substitute (H-1), see Session Website.)**

20

- HB 4525** Rep. Moss  
 Appropriations; zero budget; omnibus budget appropriations bill; provide for.  
 Creates appropriation act.  
**(Reported by the Committee on Appropriations.)**  
**(For proposed House substitute (H-1), see Session Website.)**

21

- HB 4159** Rep. Lund  
 Retirement; state employees; sunset on 3% employee retirement; repeal.  
 Amends sec. 35 of 1943 PA 240 (MCL 38.35).  
**(Reported by the Committee on Oversight, Reform, and Ethics.)**

## SECOND READING

22

**HB 4287** Rep. Haveman  
Labor; fair employment practices; fair and open competition in governmental construction act; create.  
Creates new act.  
**(Reported by the Committee on Commerce.)**  
**(For proposed House amendment, see House Journal No. 25, page 319 or Session Website.)**

23

**HB 4042** Rep. MacMaster  
Environmental protection; permit denial; require department to provide applicant with a scientific rationale for the decision.  
Amends sec. 1307 of 1994 PA 451 (MCL 324.1307).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-1), see Session Website.)**

24

**HB 4043** Rep. MacMaster  
Environmental protection; enforcement actions; require department to meet with permittee prior to initiating enforcement.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 1511.  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

25

**HB 4349** Rep. Heise  
Criminal procedure; forfeiture; use of state forfeiture funds; expand to include use for any law enforcement purpose.  
Amends sec. 7524 of 1978 PA 368 (MCL 333.7524).  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-2), see Session Website.)**

26

**HB 4151** Rep. Denby  
Gaming; horse racing; gaming control board; require representation of equine industry interests.  
Amends sec. 4 of 1996 IL 1 (MCL 432.204).  
**(Reported by the Committee on Agriculture.)**  
**(For proposed House substitute (H-1), see Session Website.)**

27

**HB 4169** Rep. Heise  
Michigan business tax; tax base; purchases from other firms; include certain payments to subcontractors.  
Amends sec. 113 of 2007 PA 36 (MCL 208.1113).  
**(Reported by the Committee on Tax Policy.)**

28

**HB 4133** Rep. Heise  
Water; quality; water quality alliances; provide for.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 32.  
**(Reported by the Committee on Natural Resources, Tourism, and Outdoor Recreation.)**  
**(For proposed House substitute (H-2), see Session Website.)**

## SECOND READING

29

**HB 4466** Rep. Scott  
Labor; public service employment; changes in provisions concerning teacher strikes; provide for.  
Amends secs. 2a & 6 of 1947 PA 336 (MCL 423.202a & 423.206).  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-2), see Session Website.)**

30

**SB 19** Sen. Jones  
Crimes; disorderly conduct; penalties for disrupting a religious service; increase.  
Amends sec. 169 of 1931 PA 328 (MCL 750.169).  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-3), see Session Website.)**

31

**SB 99** Sen. Jones  
Crimes; controlled substances; possession of certain schedule 1 controlled substances; prohibit, and provide a penalty.  
Amends sec. 7403 of 1978 PA 368 (MCL 333.7403).  
**(Reported by the Committee on Judiciary.)**

32

**SB 207** Sen. Hune  
Natural resources; hunting; minimum hunting age; eliminate, and create mentored youth hunting program.  
Amends secs. 43517, 43520, 43525a & 43531 of 1994 PA 451 (MCL 324.43517 et seq.).  
**(Reported by the Committee on Natural Resources, Tourism, and Outdoor Recreation.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-3), see Session Website.)**

33

**SB 223** Sen. Kowall  
Economic development; commercial redevelopment; definition of qualified facility; expand certain restrictions.  
Amends secs. 2 & 8 of 2005 PA 210 (MCL 207.842 & 207.848).  
**(Reported by the Committee on Commerce.)**  
**(For Senate substitute (S-1), see Session Website.)**

34

**HB 4293** Rep. Haugh  
Explosives; licensing; Michigan fireworks safety act; create.  
Creates new act & repeals ch. XXXIX of 1931 PA 328 (MCL 750.243a - 750.243e).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-4), see Session Website.)**

## SECOND READING

35

**HB 4294** Rep. Haugh  
Criminal procedure; sentencing guidelines; sentencing guidelines for Michigan fireworks safety act violations; enact.  
Amends sec. 11b, ch. XVII of 1927 PA 175 (MCL 777.11b).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-1), see Session Website.)**

36

**HB 4403** Rep. Jackson  
Courts; juries; individuals who fail to return jury questionnaires; ensure continued eligibility for jury service.  
Amends sec. 1313 of 1961 PA 236 (MCL 600.1313).  
**(Reported by the Committee on Judiciary.)**

37

**HB 4005** Rep. Heise  
Elections; school; dates of school elections; require to be in November of even numbered years.  
Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.  
**(Reported by the Committee on Redistricting and Elections.)**

38

**HB 4006** Rep. Heise  
Elections; school; technical amendments to revised school code concerning school board elections; provide for.  
Amends secs. 4, 5 & 614 of 1976 PA 451 (MCL 380.4 et seq.).  
**(Reported by the Committee on Redistricting and Elections.)**

39

**HB 4452** Rep. Yonker  
Employment security; benefits; eligibility of educational contractor employees; revise.  
Amends sec. 27 of 1936 (Ex Sess) PA 1 (MCL 421.27).  
**(Reported by the Committee on Commerce.)**  
**(For proposed House substitute (H-2), see Session Website.)**

40

**HB 4016** Rep. Stamas  
Environmental protection; other; NREPA programs; require peer review or benchmark analysis.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 27.  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

41

**HB 4017** Rep. Agema  
Environmental protection; other; stratified random sampling process; establish for inspections under NREPA.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 1505.  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-1), see Session Website.)**

## SECOND READING

42

**HB 4303** Rep. McBroom  
Natural resources; wetlands; wetland mitigation; exempt county road commission.  
Amends sec. 30311d of 1994 PA 451 (MCL 324.30311d).  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Session Website.)**

43

**SB 104** Sen. Kahn  
Vehicles; registration plates; specialty plates for scouts; create.  
Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Session Website.)**

44

**HB 4106** Rep. Oakes  
Criminal procedure; expunction; expand record expunction for certain offenders; provide for under certain circumstances.  
Amends secs. 1, 3 & 4 of 1965 PA 213 (MCL 780.621 et seq.).  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-4), see Session Website.)**

45

**SB 159** Sen. Jones  
Criminal procedure; expunction; eligibility requirements for setting aside convictions; revise.  
Amends sec. 1 of 1965 PA 213 (MCL 780.621).  
**(Reported by the Committee on Judiciary.)**  
**(For Senate amendment, see Senate Journal No. 30, page 442.)**

46

**HB 4563** Rep. Nesbitt  
State; escheats; business-to-business exemption; provide for.  
Amends 1995 PA 29 (MCL 567.221 - 567.265) by adding sec. 37a.  
**(Reported by the Committee on Commerce.)**  
**(For proposed House substitute (H-1), see Session Website.)**

47

**HB 4307** Rep. Bumstead  
Labor; health and safety; definition of agricultural operations in MIOSHA; modify to include Christmas trees.  
Amends sec. 4 of 1974 PA 154 (MCL 408.1004).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

48

**HB 4553** Rep. MacMaster  
Occupations; landscape architects; requirement for continuing education for renewal of license; establish.  
Amends secs. 2203 & 2205 of 1980 PA 299 (MCL 339.2203 & 339.2205).  
**(Reported by the Committee on Regulatory Reform.)**

## SECOND READING

49

**HB 4316** Rep. Huuki  
Vehicles; equipment; requirement for brakes; exempt log slasher units.  
Amends sec. 705 of 1949 PA 300 (MCL 257.705).  
**(Reported by the Committee on Transportation.)**

50

**HB 4625** Rep. Rogers  
Education; teachers; standards for achieving and retaining teacher tenure; revise, and make certain revisions to hearing procedures.  
Amends secs. 1, 2, 3 & 3a, art. II, secs. 1, 2 & 3, art. III & sec. 4, art. IV of 1937 (Ex Sess) PA 4 (MCL 38.81 et seq.); adds secs. 3b & 3c to art. II & repeals sec. 5, art. IV of 1937 (Ex Sess) PA 4 (MCL 38.105).  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-4), see Session Website.)**

51

**HB 4626** Rep. Scott  
Education; teachers; discharge or demotion of a teacher on continuing tenure; revise permissible grounds for, change definition of demote, and limit length of time salary continues during suspension.  
Amends sec. 4, art. I & secs. 1 & 3, art. IV of 1937 (Ex Sess) PA 4 (MCL 38.74 et seq.).  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-2), see Session Website.)**

52

**HB 4627** Rep. O'Brien  
Education; teachers; effectiveness as determining factor when reduction of teachers is required; establish, and require mutual consent policy for teacher placement.  
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding secs. 1247 & 1248.  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-2), see Session Website.)**

53

**HB 4628** Rep. Yonker  
Education; employees; additional prohibited subjects of bargaining for public school employees; provide for.  
Amends sec. 15 of 1947 PA 336 (MCL 423.215).  
**(Reported by the Committee on Education.)**  
**(For proposed House substitute (H-3), see Session Website.)**

54

**HB 4003** Rep. Opsommer  
Labor; public service employment; definition of public employee; clarify regarding recognition of union based on receipt of government subsidy or interlocal agreement.  
Amends secs. 1 & 14 of 1947 PA 336 (MCL 423.201 & 423.214).  
**(Reported by the Committee on Families, Children, and Seniors.)**

## SECOND READING

55

**HB 4584** Rep. Opsommer  
Occupations; business licensing and regulation; professional employer organizations; revise effective and implementation dates in regulatory act.  
Amends secs. 7, 9, 15, 17, 19, 21, 23 & 27 of 2010 PA 370 (MCL 338.3727 et seq.).  
**(Reported by the Committee on Commerce.)**  
**(For proposed House substitute (H-1), see Session Website.)**

56

**HB 4240** Rep. Goike  
Administrative procedure; rules; use of certain orders, bulletins, and guidelines; establish limit and provide for regulatory flexibility for small businesses.  
Amends secs. 32, 40, 43, 61 & 64 of 1969 PA 306 (MCL 24.232 et seq.).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

57

**HB 4326** Rep. Farrington  
Administrative procedure; rules; adoption of rules by state agencies; prohibit from being more stringent than federal regulations.  
Amends sec. 32 of 1969 PA 306 (MCL 24.232).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

58

**HB 4500** Rep. Kowall  
Administrative procedure; rules; review of existing and new rules; provide for on a periodic basis.  
Amends sec. 53 of 1969 PA 306 (MCL 24.253).  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

59

**HB 4573** Rep. Haines  
Administrative procedure; rules; use of certain orders, bulletins, and guidelines; establish limit and provide for regulatory flexibility for small businesses.  
Amends secs. 3, 32, 39, 40, 43, 45, 61 & 64 of 1969 PA 306 (MCL 24.203 et seq.) & adds sec. 45b.  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

60

**HB 4623** Rep. Nathan  
Cities; income tax; population requirements for eligibility; revise.  
Amends secs. 3 & 3c, ch. 1 of 1964 PA 284 (MCL 141.503 & 141.503c).  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-2), see Session Website.)**



SECOND READING	SPECIAL, STANDING, AND STATUTORY COMMITTEE MEETINGS
<p>61</p> <p><b>HB 4624</b> Rep. Santana Taxation; utility users; population requirements for eligibility; revise. Amends title &amp; sec. 2 of 1990 PA 100 (MCL 141.1152). <b>(Reported by the Committee on Tax Policy.)</b> <b>(For proposed House substitute (H-2), see Session Website.)</b></p>	<p>(For an updated listing of committee meetings, go to <a href="http://www.michiganlegislature.org">http://www.michiganlegislature.org</a> and click on Committee Meetings.)</p>
<p>62</p> <p><b>SB 118</b> Sen. Green Sales tax; other; provision regarding taxpayer as materialperson; revise to include other materials. Amends sec. 6 of 1933 PA 167 (MCL 205.56). <b>(Reported by the Committee on Tax Policy.)</b></p>	

BILLS IN CONFERENCE					
Bill No.	Brief Title	House	Conferees Senate	Report Agreed to House Senate	
HB 4325	Appropriations; other; executive recommendation; provide for.	Rogers Moss Lipton	Kahn Moolenaar Anderson		
HB 4526	Appropriations; zero budget; omnibus budget appropriations bill; provide for.	Moss Haveman LeBlanc	Kahn Moolenaar Anderson		
SB 169	Appropriations; zero budget; department of agriculture and rural development; provide for fiscal year 2011-2012.	Potvin Forlini Ananich	Green Kahn Hopgood		5/24/2011
SB 171	Appropriations; zero budget; community colleges; provide for fiscal year 2011-2012.	Goike Genetski McCann	Booher Kahn Anderson		5/25/2011
SB 172	Appropriations; zero budget; department of community health; provide for fiscal year 2011-2012.	Lori MacGregor Tlaib	Moolenaar Kahn Gregory		
SB 173	Appropriations; zero budget; department of corrections; provide for fiscal year 2011-2012.	Haveman MacMaster Lindberg	Proos Kahn Anderson		
SB 174	Appropriations; zero budget; department of education; provide for fiscal year 2011-2012.	Rogers Poleski Bauer	Walker Kahn Hopgood		5/25/2011
SB 175	Appropriations; zero budget; department of energy, labor, and economic growth; provide for fiscal year 2011-2012.	Pscholka Rogers Ananich	Jansen Kahn Johnson		5/25/2011
SB 176	Appropriations; zero budget; department of environmental quality; provide for fiscal year 2011-2012.	Kowall Bumstead McCann	Green Kahn Hopgood		5/25/2011
SB 177	Appropriations; zero budget; general government; provide for fiscal year 2011-2012.	Poleski Lori Durhal	Pappageorge Kahn Johnson		

**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>
SB 178	Appropriations; zero budget; higher education; provide for fiscal year 2011-2012.	Genetski Cotter Bauer	Schuitmaker Kahn Hood		5/24/2011
SB 179	Appropriations; zero budget; department of human services; provide for fiscal year 2011-2012.	Agema MacMaster Jackson	Caswell Kahn Gregory		5/24/2011
SB 180	Appropriations; zero budget; judiciary; provide for fiscal year 2011-2012.	Cotter Forlini Tlaib	Proos Kahn Johnson		5/25/2011
SB 181	Appropriations; zero budget; department of military and veterans affairs; provide for fiscal year 2011-2012.	MacGregor Jenkins LeBlanc	Colbeck Kahn Gregory		5/24/2011
SB 182	Appropriations; zero budget; department of natural resources; provide for fiscal year 2011-2012.	Bumstead Kowall Lindberg	Green Kahn Hopgood		5/25/2011
SB 183	Appropriations; zero budget; multisection school aid; provide for fiscal year 2011-2012.	Rogers Poleski Lipton	Walker Kahn Hopgood		5/25/2011
SB 184	Appropriations; zero budget; department of state police; provide for fiscal year 2011-2012.	MacGregor Jenkins LeBlanc	Colbeck Kahn Gregory		5/24/2011
SB 185	Appropriations; zero budget; department of transportation; provide for fiscal year 2011-2012.	Agema Goike Dillon	Pappageorge Kahn Anderson		