

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

TUESDAY, SEPTEMBER 13, 2011

1:30 p.m.

MOTIONS AND RESOLUTIONS

1

HR 99 Rep. Dillon

A resolution to memorialize the Congress and the President of the United States to oppose any proposal that will eliminate the traditional Medicare program and to convert the Medicaid program to a block grant.

(Motion to discharge; passed for day June 15, 2011.)

(Notice of intent to discharge from the Committee on Government Operations given by Rep. Dillon June 14, 2011.)

2

HB 4081 Rep. Slavens

Retirement; legislative; retirement health care benefits for legislators; eliminate.

Amends secs. 50b & 75 of 1957 PA 261 (MCL 38.1050b & 38.1075).

(Motion to discharge; passed for day June 16, 2011.)

(Notice of intent to discharge from the Committee on Oversight, Reform, and Ethics given by Rep. Slavens June 15, 2011.)

REPORTS OF SELECT COMMITTEES

3

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.)

4

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.)

5

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.)

REPORTS OF SELECT COMMITTEES

6

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.)

7

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.)

8

SB 171 Sen. Boohar

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.)

9

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.)

10

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.)

REPORTS OF SELECT COMMITTEES

11

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.)

12

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 865.)

13

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.)

14

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.)

15

SB 172 Sen. Moolenaar
 Appropriations; zero budget; department of community health; provide for fiscal year 2011-2012.
 Creates appropriation act.
(Conference report received; laid over 1 day May 26, 2011.)
(For conference report, see House Journal No. 49, page 1224.)

16

SB 173 Sen. Proos
 Appropriations; zero budget; department of corrections; provide for fiscal year 2011-2012.
 Creates appropriation act.
(Conference report received; laid over 1 day May 26, 2011.)
(For conference report, see House Journal No. 49, page 1250.)

REPORTS OF SELECT COMMITTEES

17

SB 177 Sen. Pappageorge
 Appropriations; zero budget; general government; provide for fiscal year 2011-2012.
 Creates appropriation act.
(Conference report received; laid over 1 day May 26, 2011.)
(For conference report, see House Journal No. 49, page 1274.)

18

SB 185 Sen. Pappageorge
 Appropriations; zero budget; department of transportation; provide for fiscal year 2011-2012.
 Creates appropriation act.
(Conference report received; laid over 1 day May 26, 2011.)
(For conference report, see House Journal No. 49, page 1320.)

MESSAGES FROM THE SENATE

19

SCR 15 Sen. Richardville
 A concurrent resolution to request the Michigan Supreme Court to issue an opinion on the constitutionality of the provisions of 2011 PA 38 allowing the taxation of certain pension income.
(Passed for day June 14, 2011.)
(For text of resolution, see House Journal No. 55, page 1424 or Session Website.)

20

HB 4747 Rep. Agema
 Transportation; funds; disposition and use of revenues from fee increases; modify, and earmark into state trunkline fund.
 Amends sec. 819 of 1949 PA 300 (MCL 257.819).
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day July 27, 2011.)
(I.E. House June 23, 2011.)
(For Senate substitute (S-2), see Session Website.)

21

HB 4734 Rep. Lori
 Health facilities; quality assurance assessments; quality assurance assessment fee for nursing homes and hospital long-term care units; eliminate 2011 sunset.
 Amends sec. 20161 of 1978 PA 368 (MCL 333.20161).
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day August 24, 2011.)
(I.E. House June 23, 2011.)
(For House amendment, see House Journal No. 59, page 1519 or Session Website.)
(For Senate substitute (S-2), see Session Website.)

MESSAGES FROM THE SENATE

22

- HB 4787** Rep. MacGregor
Communications; other; public safety communications system; provide for.
Amends sec. 408 of 1986 PA 32 (MCL 484.1408).
(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day August 24, 2011.)
(I.E. House June 23, 2011.)
(For Senate substitute (S-1), see Session Website.)

THIRD READING

23

- 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.)

24

- SB 8** Sen. Jansen
Local government; intergovernmental affairs; municipal partnership act; create.
Creates new act.
(Reported by the Committee on Local, Intergovernmental, and Regional Affairs.)
(For Senate substitute (S-5), see Session Website.)

25

- SB 9** Sen. Jansen
Labor; public service employment; reference to municipal partnership act; provide for in public employment relations act.
Amends 1947 PA 336 (MCL 423.201 - 423.217) by adding sec. 1a.
(Reported by the Committee on Local, Intergovernmental, and Regional Affairs.)
(For Senate substitute (S-1), see Session Website.)

26

- SB 409** Sen. Hansen
Income tax; deductions; certain pension income; exclude.
Amends sec. 30 of 1967 PA 281 (MCL 206.30).
(Rule suspended; placed directly on calendar.)
(Read a third time; postponed temporarily June 30, 2011.)
(For Senate amendment, see Senate Journal No. 53, page 1463 or Session Website.)

THIRD READING

27

- SJR C** Sen. Jansen
Labor; civil service employment; health benefits of public employees and officers; allow legislature to regulate.
Amends the state constitution by adding sec. 9 to art. XI.
(Reported by the Committee on Oversight, Reform, and Ethics.)
(Not adopted; motion to reconsider postponed temporarily June 30, 2011.)
(Reconsidered; passed for day August 24, 2011.)
(For House substitute (H-2), see Session Website.)
(Requires 2/3 vote for adoption, Const. 1963, Art. 4, Sec. 43.)

28

- SB 213** Sen. Casperson
Health; pharmaceuticals; prohibition on dispensing a prescription for a controlled substance received via electronic means from an individual licensed to practice dentistry in a state other than Michigan; remove.
Amends secs. 7405, 17708, 17751 & 17763 of 1978 PA 368 (MCL 333.7405 et seq.).
(Reported by the Committee on Health Policy.)

SECOND READING

29

- 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.)

30

- 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.)

31

- 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.)

32

- 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

33

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.)

34

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.)

35

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.)

36

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.)

37

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.)

38

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.)

39

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

40

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.)

41

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.)

42

SB 212 Sen. Kahn
Fire; other; firefighter training programs in schools and organized fire departments; provide for.
Creates new act.
(Reported by the Committee on Local, Intergovernmental, and Regional Affairs.)
(For Senate substitute (S-1), see Session Website.)

43

HB 4354 Rep. Potvin
Vehicles; fund-raising registration plates; specialty plate for ducks unlimited; provide for.
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

SB 130 Sen. Hildenbrand
Traffic control; civil infraction procedures; minimum number of unpaid parking tickets a person may have before the secretary of state will not issue or renew the person's operator's license; revise.
Amends sec. 321a of 1949 PA 300 (MCL 257.321a).
(Reported by the Committee on Judiciary.)

45

SB 12 Sen. Jansen
Employment security; employers; certain practices in the calculation of contribution rate; prohibit.
Amends 1936 (Ex Sess) PA 1 (MCL 421.1 - 421.75) by adding sec. 22c.
(Reported by the Committee on Commerce.)
(For proposed House amendment, see House Journal No. 55, page 1430 or Session Website.)

SECOND READING

46

HB 4683 Rep. Opsommer

Communications; telecommunications; requirement for installation of equipment and software to provide specific location information of a 9-1-1 call; modify.

Amends sec. 405 of 1986 PA 32 (MCL 484.1405).

(Reported by the Committee on Energy and Technology.)

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

47

HB 4109 Rep. Daley

Health; abortion; partial-birth abortions; prohibit.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 90h.

(Reported by the Committee on Families, Children, and Seniors.)

48

HB 4110 Rep. Glardon

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of performing a partial-birth abortion; enact.

Amends sec. 16d, ch. XVII of 1927 PA 175 (MCL 777.16d).

(Reported by the Committee on Families, Children, and Seniors.)

49

SB 109 Sen. Jones

Human services; services or financial assistance; access to cash benefits from automatic teller machines (ATMs) located in casinos; prohibit.

Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 57v.

(Reported by the Committee on Families, Children, and Seniors.)

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

50

HB 4770 Rep. Agema

Public employees and officers; compensation and benefits; medical benefits for domestic partners; prohibit public employers from providing.

Creates new act.

(Reported by the Committee on Oversight, Reform, and Ethics.)

51

HB 4771 Rep. Agema

Labor; collective bargaining; domestic partner benefits; make a prohibited subject of bargaining.

Amends sec. 15 of 1947 PA 336 (MCL 423.215).

(Reported by the Committee on Oversight, Reform, and Ethics.)

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

52

HB 4744 Rep. Darany

Liquor; licenses; license to serve alcohol at certain community colleges and universities; allow.

Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 513a.

(Reported by the Committee on Regulatory Reform.)

SECOND READING

53

SB 331 Sen. Hune

Liquor; tax; certain taxes on spirits for off-premises licensees; eliminate.

Amends sec. 229 of 1998 PA 58 (MCL 436.1229) & repeals sec. 1205 of 1998 PA 58 (MCL 436.2205).

(Reported by the Committee on Regulatory Reform.)

(For Senate amendment, see Senate Journal No. 48, page 1394.)

54

HB 4781 Rep. Wayne Schmidt

Employment security; benefits; formula for weekly benefit amounts and seasonal employment; modify.

Amends sec. 27 of 1936 (Ex Sess) PA 1 (MCL 421.27).

(Reported by the Committee on Commerce.)

55

HB 4782 Rep. Haveman

Employment security; benefits; suitable work requirements; modify.

Amends sec. 29 of 1936 (Ex Sess) PA 1 (MCL 421.29).

(Reported by the Committee on Commerce.)

56

HB 4025 Rep. Agema

Sales tax; distribution; distribution of certain revenue from aviation fuel to be earmarked into the state aeronautics fund; provide for.

Amends sec. 25 of 1933 PA 167 (MCL 205.75).

(Reported by the Committee on Transportation.)

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

57

HB 4521 Rep. Agema

Sales tax; collections; distribution of sales tax on gasoline; modify, and earmark certain portion into the Michigan transportation fund.

Amends sec. 25 of 1933 PA 167 (MCL 205.75).

(Reported by the Committee on Transportation.)

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

58

HB 4507 Rep. McBroom

Agriculture; animals; cervidae livestock facilities; transfer regulatory responsibility to the department of agriculture and rural development.

Amends secs. 2, 3, 4, 5, 6, 7 & 10 of 2000 PA 190 (MCL 287.952 et seq.).

(Discharged from the Committee on Agriculture.)

(Read a second time; postponed temporarily June 30, 2011.)

59

HB 4777 Rep. Opsommer

Labor; collective bargaining; the decision to consolidate services with other public employers; exempt from collective bargaining requirements.

Amends sec. 15 of 1947 PA 336 (MCL 423.215).

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

SECOND READING

60

SB 77 Sen. Schuitmaker

Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.

Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).

(Reported by the Committee on Judiciary.)

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

61

HB 4724 Rep. Genetski

Human services; food assistance; replacement costs for lost or stolen bridge card; clarify.

Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 14k.

(Reported by the Committee on Families, Children, and Seniors.)

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

62

HB 4029 Rep. Wayne Schmidt

Counties; boards and commissions; county apportionment commission establishing single-member county road commission districts; permit.

Amends sec. 3 of 1966 PA 261 (MCL 46.403).

(Reported by the Committee on Transportation.)

63

HB 4030 Rep. Wayne Schmidt

Elections; other; option to elect county road commissioners by geographic districts of equal population; provide for in the Michigan election law.

Amends secs. 252, 254, 267 & 269 of 1954 PA 116 (MCL 168.252 et seq.).

(Reported by the Committee on Transportation.)

64

HB 4031 Rep. Wayne Schmidt

Counties; boards and commissions; option to elect county road commissioners by geographic districts of equal population; provide for.

Amends secs. 6 & 8, ch. IV of 1909 PA 283 (MCL 224.6 & 224.8).

(Reported by the Committee on Transportation.)

SECOND READING

65

HB 4642 Rep. McBroom

Traffic control; traffic regulation; definition of authorized emergency vehicle; amend to include privately owned vehicles of an emergency management unit.

Amends sec. 2 of 1949 PA 300 (MCL 257.2).

(Reported by the Committee on Transportation.)

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

66

HB 4071 Rep. Lori

Corrections; jails; double-bunking and jail cell size provisions; modify.

Amends secs. 62b & 62c of 1953 PA 232 (MCL 791.262b & 791.262c).

(Reported by the Committee on Judiciary.)

67

HB 4881 Rep. Horn

Courts; probate court; provisions regarding the election of a state presiding probate judge; eliminate.

Repeals secs. 819 & 824 of 1961 PA 236 (MCL 600.819 & 600.824).

(Reported by the Committee on Judiciary.)

68

SB 361 Sen. Bieda

Criminal procedure; DNA; deadline for filing petition for DNA testing of felony conviction cases; revise.

Amends sec. 16, ch. X of 1927 PA 175 (MCL 770.16).

(Reported by the Committee on Judiciary.)

**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
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		5/25/2011

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		House	Senate	House	Senate
SB 173	Appropriations; zero budget; department of corrections; provide for fiscal year 2011-2012.	Haveman MacMaster Lindberg	Proos Kahn Anderson		5/25/2011
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		5/25/2011
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		5/25/2011