

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

TUESDAY, NOVEMBER 8, 2005
1:00 p.m.

MOTIONS AND RESOLUTIONS

1

HB 4758 Rep. Kathleen Law
Environmental protection; landfills; solid waste; establish disposal charge.
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 11532a & 11532b.
(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kathleen Law May 17, 2005.)
(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

2

HB 4759 Rep. Espinoza
Environmental protection; funding; earmarking of surcharge on solid waste entering landfills; provide for.
Amends secs. 11502, 11503, 11504, 11505 & 11506 of 1994 PA 451 (MCL 324.11502 et seq.); adds secs. 11532c, 11532d, 11532e, 11532f, 11532g & 11532h & repeals sec. 11532h of 1994 PA 451 (MCL 324.11532h).
(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Espinoza May 17, 2005.)
(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

3

HB 4760 Rep. Kehrl
Environmental protection; landfills; moratorium on landfill new construction and expansion; provide for.
Amends sec. 11511a of 1994 PA 451 (MCL 324.11511a) & repeals sec. 11511a of 1994 PA 451 (MCL 324.11511a) & enacting section 1 of 2004 PA 38.
(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kehrl May 17, 2005.)
(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

4

HB 4761 Rep. Miller
Environmental protection; landfills; list of jurisdictions authorized to export waste to Michigan; require updating of and removal of jurisdictions whose waste contains prohibited materials.
Amends sec. 11526b of 1994 PA 451 (MCL 324.11526b).
(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Miller May 17, 2005.)
(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

MOTIONS AND RESOLUTIONS

5

HB 4762 Rep. McDowell
Environmental protection; solid waste; civil infractions for solid waste violations; establish.
Amends secs. 11546 & 11549 of 1994 PA 451 (MCL 324.11546 & 324.11549).
(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. McDowell May 17, 2005.)
(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

REPORTS OF STANDING COMMITTEES

6

HR 79 Rep. Anderson
A resolution to memorialize the Congress of the United States and the United States Department of Agriculture (USDA) to provide assistance in the effort to mitigate the infestation of the Emerald Ash Borer.
(Reported by the Committee on Agriculture.)
(For text of resolution, see House Journal No. 48, page 718 or Session Website; laid over 1 day June 8, 2005.)

7

HCR 15 Rep. Stahl
A resolution to memorialize the Congress of the United States and the United States Department of Agriculture (USDA) to provide assistance in the effort to mitigate the infestation of the Emerald Ash Borer.
(Reported by the Committee on Agriculture.)
(House substitute (H-1) offered; postponed temporarily June 14, 2005.)
(For proposed House substitute (H-1), see Session Website.)
(For text of proposed House substitute (H-1), see House Journal No. 54, page 854 or Session Website.)
(For text of resolution, see House Journal No. 46, page 700 or Session Website; laid over 1 day June 8, 2005.)

8

HR 55 Rep. Moolenaar
A resolution to memorialize the Congress of the United States to enact legislation to extend the production tax credit for wind power energy development.
(Reported by the Committee on Government Operations.)
(For text of resolution, see House Journal No. 32, page 482 or Session Website; laid over 1 day October 25, 2005.)

MESSAGES FROM THE SENATE

9

HB 4957 Rep. Taub
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of accepting employment or volunteer status with certain entities in which children are present; enact.
Amends sec. 16t, ch. XVII of 1927 PA 175 (MCL 777.16t).
(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day August 31, 2005.)
(I.E. House June 29, 2005.)
(For House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

10

SB 130 Sen. Sanborn
Recreation; athletics and sports; disclosure of certain convictions; require of persons coaching independent youth athletic teams.
Creates new act.
(Re-returned from Senate with Senate substitute (S-1) to House substitute (H-2); laid over 1 day September 27, 2005.)
(I.E. House June 29, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

11

HB 5048 Rep. Huizenga
State; funds; securitization of tobacco funds; provide for. Creates new act.
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-3), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

12

HB 5109 Rep. Baxter
State; funds; Michigan trust fund act; modify to accommodate securitization of tobacco revenue.
Amends title & sec. 2 of 2000 PA 489 (MCL 12.252); adds sec. 7 & repeals secs. 3 & 5 of 1999 PA 94 (MCL 390.1453 & 390.1455).
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-1), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

13

HB 5215 Rep. Hildenbrand
Single business tax; other; Michigan early stage venture investment act; provide for tax voucher alternative to tax credit.
Amends sec. 37e of 1975 PA 228 (MCL 208.37e).
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-1), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

MESSAGES FROM THE SENATE

14

HB 5216 Rep. David Law
Income tax; other; Michigan early stage venture investment act; provide for tax voucher alternative to tax credit.
Amends sec. 270 of 1967 PA 281 (MCL 206.270).
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-1), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

15

SB 298 Sen. Kuipers
Businesses; business corporations; fee reduction for early stage technology companies; provide for.
Amends sec. 1062 of 1972 PA 284 (MCL 450.2062).
(Re-returned from Senate with Senate substitute (S-2) to House substitute (H-3) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-3), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

16

SB 359 Sen. Garcia
Economic development; other; biosciences research and commercialization center; establish.
Amends 1984 PA 270 (MCL 125.2001 - 125.2093) by adding ch. 7A.
(Re-returned from Senate with Senate substitute (S-2) to House substitute (H-3) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-3), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

17

SB 521 Sen. Bishop
Income tax; deductions; deduction for certain investments; provide for.
Amends sec. 30 of 1967 PA 281 (MCL 206.30).
(Re-returned from Senate with Senate substitute (S-2) to House substitute (H-1) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-1), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

18

SB 533 Sen. Garcia
Economic development; other; the strategic economic investment board and the strategic economic investment bond fund; create in Michigan strategic fund act.
Amends title & secs. 4 & 13 of 1984 PA 270 (MCL 125.2004 & 125.2013) & adds sec. 94 & ch. 8A.
(Re-returned from Senate with Senate substitute (S-6) to House substitute (H-4) and immediate effect; laid over 1 day October 19, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-4), see Session Website.)
(For Senate substitute (S-6), see Session Website.)

MESSAGES FROM THE SENATE

19

HB 4572 Rep. Stakoe
 Environmental protection; water pollution; Great Lakes water quality bonds; create fund to be expended for grants for engineering and consulting costs associated with sewage treatment projects.
 Amends 1985 PA 227 (MCL 141.1051 - 141.1076) by adding sec. 16c.
(Returned from Senate with Senate substitute (S-5) and immediate effect; laid over 1 day October 20, 2005.)
(I.E. House May 3, 2005.)
(For House substitute (H-5), see Session Website.)
(For Senate substitute (S-5), see Session Website.)

20

HB 4573 Rep. Nitz
 Environmental protection; water pollution; Great Lakes water quality bonds; transfer a portion of the money to the wastewater application grant fund.
 Amends sec. 19708 of 1994 PA 451 (MCL 324.19708).
(Returned from Senate with Senate substitute (S-3) and immediate effect; laid over 1 day October 20, 2005.)
(I.E. House May 3, 2005.)
(For House substitute (H-5), see Session Website.)
(For Senate substitute (S-3), see Session Website.)

21

HB 5047 Rep. Huizenga
 Economic development; other; jobs for Michigan fund; create and fund the commercialization of competitive edge technologies.
 Amends title & secs. 3, 4 & 13 of 1984 PA 270 (MCL 125.2003 et seq.) & adds secs. 94 & 95 & ch. 8A.
(Returned from Senate with Senate substitute (S-3) and immediate effect; laid over 1 day October 20, 2005.)
(I.E. House September 28, 2005.)
(For House substitute (H-7), see Session Website.)
(For Senate substitute (S-3), see Session Website.)

22

HB 4972 Rep. Steil
 Single business tax; credit; personal property tax credit; provide for research and development companies.
 Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35d.
(Returned from Senate with Senate substitute (S-1); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

23

HB 4980 Rep. Jones
 Sales tax; exemptions; prisoner purchases; eliminate exemption.
 Amends sec. 4a of 1933 PA 167 (MCL 205.54a).
(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

MESSAGES FROM THE SENATE

24

HB 5095 Rep. Condino
 Taxation; other; amnesty program; create and increase penalties for nonremittance.
 Amends secs. 3, 4, 19, 24 & 31 of 1941 PA 122 (MCL 205.3 et seq.) & adds sec. 30d.
(Returned from Senate with Senate substitute (S-1); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

25

HB 5096 Rep. Sheen
 Taxation; other; specific tax on commercial rental property; create.
 Creates new act.
(Returned from Senate with Senate substitute (S-2); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

26

HB 5097 Rep. Sheen
 Property tax; exemptions; commercial rental property; exempt, revise definition of additions and losses, and eliminate certain exemptions.
 Amends sec. 34d of 1893 PA 206 (MCL 211.34d) & adds sec. 7jj.
(Returned from Senate with Senate substitute (S-2); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

27

HB 5098 Rep. Condino
 Single business tax; credit; corporate farm credit; eliminate, subject limited liability companies to small business credit income disqualifiers and other amendments.
 Amends secs. 3, 9, 22a, 31, 36, 38e & 71 of 1975 PA 228 (MCL 208.3 et seq.) & adds secs. 32, 79 & 79a.
(Returned from Senate with Senate substitute (S-2); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-3), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

28

HB 5106 Rep. Condino
 Sales tax; exemptions; certain exemptions; eliminate.
 Amends secs. 4a, 4d & 4s of 1933 PA 167 (MCL 205.54a et seq.).
(Returned from Senate with Senate substitute (S-1); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

MESSAGES FROM THE SENATE

29

HB 5107 Rep. Condino
Use tax; exemptions; certain exemptions; eliminate.
Amends secs. 3a, 4 & 4u of 1937 PA 94 (MCL 205.93a et seq.).
(Returned from Senate with Senate substitute (S-2); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

30

HB 5108 Rep. Sheen
Single business tax; rate; alternative tax rate and rate reduction; provide for and provide for a personal property tax credit, 100% sales apportionment factor, and eliminate health care addback.
Amends secs. 4a, 31, 36 & 45a of 1975 PA 228 (MCL 208.4a et seq.) & adds sec. 35d.
(Returned from Senate with Senate substitute (S-1); laid over 1 day October 25, 2005.)
(I.E. House August 31, 2005.)
(For House substitute (H-3), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

31

HB 4726 Rep. Mortimer
Education; school districts; distribution of information to parents on meningitis; require.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1177a.
(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day November 1, 2005.)
(I.E. House September 15, 2005.)
(For House substitute (H-2), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

32

HB 4860 Rep. Elsenheimer
Environmental protection; water pollution; unauthorized discharges into a municipal sewer system; exempt municipalities from liability.
Amends sec. 3109 of 1994 PA 451 (MCL 324.3109).
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day November 3, 2005.)
(I.E. House June 23, 2005.)
(For House substitute (H-4), see Session Website.)
(For Senate substitute (S-2), see Session Website.)

THIRD READING

33

HJR C 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.)
(Not adopted; notice of intent to reconsider vote given by Rep. Ward May 3, 2005.)
(Vote reconsidered; passed for day May 4, 2005.)
(For House substitute (H-4), see Session Website.)

THIRD READING

34

HB 4636 Rep. Hildenbrand
Trade; consumer goods and services; sale of certain consumer items without item pricing; allow under certain conditions.
Amends secs. 1 & 3 of 1976 PA 449 (MCL 445.351 & 445.353) & adds secs. 3a & 3b.
(Reported by the Committee on Commerce.)
(For House substitute (H-2), see Session Website.)

35

HB 4476 Rep. Condino
Single business tax; rate; reduce rate; provide for, create research and development tax credit, revise sales factor apportionment, and provide for other amendments.
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding ch. 5A & repeals enacting section 1 of 2002 PA 531 & enacting section 3 of 1999 PA 115.
(Discharged from the Committee on Tax Policy.)

36

HB 4477 Rep. Meisner
Property tax; assessments; calculation of additions and losses; revise.
Amends sec. 34d of 1893 PA 206 (MCL 211.34d).
(Discharged from the Committee on Tax Policy.)

37

SB 252 Sen. Basham
Townships; other; street address of properties that are up for rezoning; require to be published on public notices.
Amends sec. 14 of 1943 PA 184 (MCL 125.284).
(Reported by the Committee on Local Government and Urban Policy.)
(For Senate substitute (S-1), see Session Website.)

38

SB 253 Sen. Basham
Counties; other; street address of properties that are up for rezoning; require to be published on public notices.
Amends sec. 9 of 1943 PA 183 (MCL 125.209).
(Reported by the Committee on Local Government and Urban Policy.)
(For Senate substitute (S-1), see Session Website.)

39

SB 254 Sen. Basham
Cities; other; street address of properties that are up for rezoning; require to be published on public notices.
Amends sec. 4 of 1921 PA 207 (MCL 125.584).
(Reported by the Committee on Local Government and Urban Policy.)
(For Senate substitute (S-1), see Session Website.)

40

SB 789 Sen. Birkholz
Environmental protection; water pollution; strategic water quality initiatives fund; allow to be used for grant program.
Amends sec. 5204 of 1994 PA 451 (MCL 324.5204).
(Reported by the Committee on Local Government and Urban Policy.)
(For House substitute (H-1), see Session Website.)

THIRD READING

41

SB 790 Sen. Van Woerkom
Environmental protection; water pollution; strategic water quality initiatives fund; allow to be used for grant program.
Amends sec. 5201 of 1994 PA 451 (MCL 324.5201).
(Reported by the Committee on Local Government and Urban Policy.)
(For House substitute (H-1), see Session Website.)

42

SB 799 Sen. Brater
Environmental protection; water pollution; state water pollution control revolving fund; allow to be used for project planning.
Amends sec. 5301 of 1994 PA 451 (MCL 324.5301).
(Reported by the Committee on Local Government and Urban Policy.)
(For House substitute (H-1), see Session Website.)

43

HB 5281 Rep. Gaffney
Drains; other; representation of communities on certain intercounty drainage boards; provide for.
Amends sec. 514 of 1956 PA 40 (MCL 280.514).
(Reported by the Committee on Government Operations.)
(For House amendment, see House Journal No. 96, page 2072 or Session Website.)

44

HB 5040 Rep. Green
Human services; medical services; annual reporting of difference between medicaid and medicare reimbursement rates; require to report to legislature.
Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 109i.
(Reported by the Committee on Family and Children Services.)
(For House substitute (H-2), see Session Website.)

45

HB 5025 Rep. Hildenbrand
Health; code; dental hygienists exemption from required continuing education in pain and symptom management; eliminate.
Amends sec. 16204 of 1978 PA 368 (MCL 333.16204).
(Reported by the Committee on Health Policy.)

46

HB 5063 Rep. Gleason
Human services; medical services; screening, laboratory services, diagnostic services, early intervention services, and treatment of chronic kidney disease for medicaid eligible individual; provide for.
Amends sec. 109 of 1939 PA 280 (MCL 400.109).
(Reported by the Committee on Health Policy.)
(For House substitute (H-1), see Session Website.)

THIRD READING

47

HB 5331 Rep. Ball
Occupations; nurses; certified nurse practitioners to authorize administration of medications in schools; provide for.
Amends sec. 1178 of 1976 PA 451 (MCL 380.1178).
(Reported by the Committee on Health Policy.)
(For House substitute (H-1), see Session Website.)

SECOND READING

48

HB 4582 Rep. Hopgood
School aid; fiscal year appropriations; minimum funding level for K-12 education; provide for.
Amends title & sec. 11 of 1979 PA 94 (MCL 388.1611) & adds secs. 12 & 147a.
(Rule suspended; discharged from the Committee on Appropriations.)

49

HB 4374 Rep. Marleau
Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.
(Pursuant to Section 24.245a of the Michigan Compiled Laws, placed on calendar.)

50

HB 4206 Rep. Stakoe
Construction; other; standards and administrative process regarding conflict of interest; provide for inspectors in buildings trades.
Amends sec. 10 of 1986 PA 54 (MCL 338.2310).
(Reported by the Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-3), see Session Website.)

51

HB 4207 Rep. Stakoe
Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.
Amends sec. 39 of 2002 PA 733 (MCL 338.3549).
(Reported by the Committee on Local Government and Urban Policy.)

52

HB 4208 Rep. Stakoe
Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.
Amends sec. 7a of 1956 PA 217 (MCL 338.887a).
(Reported by the Committee on Local Government and Urban Policy.)

SECOND READING

53

HB 4209 Rep. Stakoe
Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.
Amends 1984 PA 192 (MCL 338.971 - 338.988) by adding sec. 13a.
(Reported by the Committee on Local Government and Urban Policy.)

54

HB 4235 Rep. Nitz
Transportation; other; requirement of 2% biodiesel to be included in fuel products; provide for.
Amends secs. 2, 3 & 5 of 1984 PA 44 (MCL 290.642 et seq.).
(Reported by the Committee on Agriculture.)

55

HB 4274 Rep. Vander Veen
Insurance; third party administrators; disclosure of certain claims history to certain persons; provide for.
Amends sec. 34 of 1984 PA 218 (MCL 550.934) & adds sec. 31.
(Reported by the Committee on Education.)
(For proposed House substitute (H-1), see Session Website.)

56

SB 72 Sen. Birkholz
Education; students; pledge of allegiance; require to be offered in public schools.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1304.
(Reported by the Committee on Education.)
(Read a second time; House substitute (H-1) and amendment adopted; amendments offered; passed for day June 30, 2005.)
(For House substitute (H-1), see Session Website.)
(For House amendments, see House Journal No. 62, page 1133 or Session Website.)

57

HB 4473 Rep. Ward
Housing; inspection; scope of application to include certain townships and timing of inspections to be modified; provide for.
Amends secs. 1 & 126 of 1917 PA 167 (MCL 125.401 & 125.526).
(Reported by the Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-2), see Session Website.)

58

HB 4740 Rep. Nitz
Transportation; other; roadside memorial program; provide for.
Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 76.
(Reported by the Committee on Transportation.)
(For proposed House substitute (H-3), see Session Website.)

SECOND READING

59

HB 4522 Rep. Sheltroun
Weapons; licensing; requirement of firearm training before issuance of concealed weapon permit; exclude certain veterans.
Amends sec. 5j of 1927 PA 372 (MCL 28.425j).
(Reported by the Committee on Conservation, Forestry, and Outdoor Recreation.)

60

HB 5002 Rep. Alma Smith
Health facilities; hospitals; quality assurance assessment; extend sunset and increase hospital appropriation.
Amends sec. 20161 of 1978 PA 368 (MCL 333.20161).
(Reported by the Committee on Appropriations.)

61

HB 4947 Rep. Palmer
Retirement; public school employees; contribution for teachers; define.
Amends secs. 4, 8, 25, 26, 34 & 91 of 1980 PA 300 (MCL 38.1304 et seq.) & adds secs. 41b, 109, 110, 111 & 112 & art. 7.
(Reported by the Committee on Education.)
(For proposed House substitute (H-1), see Session Website.)

62

HB 4514 Rep. Condino
Labor; hours and wages; employees who rely on tips; index wage to rate of inflation.
Amends 1964 PA 154 (MCL 408.381 - 408.398) by adding sec. 7b.
(Discharged from the Committee on Employment Relations, Training and Safety.)

63

HB 4515 Rep. Meisner
Labor; hours and wages; enforcement of minimum wage; prohibit retaliation for filing claim.
Amends sec. 15 of 1964 PA 154 (MCL 408.395).
(Discharged from the Committee on Employment Relations, Training and Safety.)

64

HB 4517 Rep. Miller
Labor; hours and wages; minimum wage; increase and index to rate of inflation.
Amends sec. 4 of 1964 PA 154 (MCL 408.384).
(Discharged from the Committee on Employment Relations, Training and Safety.)

65

HB 4518 Rep. Gonzales
Labor; hours and wages; minimum wage; increase.
Amends sec. 4 of 1964 PA 154 (MCL 408.384).
(Discharged from the Committee on Employment Relations, Training and Safety.)

SECOND READING

66

HB 4519 Rep. Gleason
Labor; hours and wages; enforcement of minimum wage; increase fine for violations.
Amends sec. 13 of 1964 PA 154 (MCL 408.393).
(Discharged from the Committee on Employment Relations, Training and Safety.)

67

HB 4804 Rep. Cheeks
Sales tax; collections; tax levy on sale of prepared food and beverage consumed on premises; provide for in a city with a population over 750,000.
Creates new act.
(Discharged from the Committee on Tax Policy.)

68

HB 4808 Rep. Lemmons, III
Income tax; city; nonresident tax for cities with population of 750,000 or more; allow to increase.
Amends sec. 3, ch. 1 of 1964 PA 284 (MCL 141.503) & adds sec. 3e to ch. 1.
(Discharged from the Committee on Tax Policy.)

69

HB 5005 Rep. Huizenga
State; funds; the 21st century jobs fund authority; create.
Creates new act.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-1), see Session Website.)

70

HB 4516 Rep. Cheeks
Labor; hours and wages; minimum wage; increase for waitstaff.
Amends sec. 7a of 1964 PA 154 (MCL 408.387a).
(Discharged from the Committee on Employment Relations, Training and Safety.)

71

HB 4922 Rep. Sheen
Single business tax; credit; apprenticeship tax credit; increase, and increase amount of gross sales allowable for alternative calculation.
Amends secs. 38e & 68 of 1975 PA 228 (MCL 208.38e & 208.68).
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-1), see Session Website.)

72

HB 5004 Rep. LaJoy
Counties; charter; distribution of renewed park millage revenue; clarify.
Amends 1965 PA 261 (MCL 46.351 - 46.367) by adding sec. 5a.
(Reported by the Committee on Local Government and Urban Policy.)

SECOND READING

73

HB 4742 Rep. Hune
Insurance; no-fault; managed care option for personal injury protection (PIP) coverage; provide for.
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding ch. 21A.
(Reported by the Committee on Insurance.)
(For proposed House substitute (H-2), see Session Website.)

74

HB 4904 Rep. Hildenbrand
Insurance; no-fault; coordinated coverage for personal protection insurance benefits; provide for general amendments.
Amends sec. 3109a of 1956 PA 218 (MCL 500.3109a).
(Reported by the Committee on Insurance.)
(For proposed House substitute (H-1), see Session Website.)

75

HB 4046 Rep. Lemmons, Jr.
Labor; hours and wages; minimum wage; increase.
Amends sec. 4 of 1964 PA 154 (MCL 408.384).
(Discharged from the Committee on Employment Relations, Training and Safety.)

76

HB 4501 Rep. Amos
Transportation; motor fuel tax; administrative fines, civil fines, and criminal fines; increase.
Amends secs. 4, 10a & 10b of 1984 PA 44 (MCL 290.644 et seq.).
(Reported by the Committee on Agriculture.)

77

HB 4502 Rep. Amos
Agriculture; weights and measures; administrative fines, civil fines, and criminal penalties; increase.
Amends sec. 31a of 1964 PA 283 (MCL 290.631a).
(Reported by the Committee on Agriculture.)

78

HB 4773 Rep. Byrum
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
(Discharged from the Committee on Commerce.)

79

HB 4811 Rep. Drolet
Torts; liability; liability suits brought against drug manufacturers for drugs that have been approved by federal food and drug administration; allow.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
(Discharged from the Committee on Commerce.)

SECOND READING

80

- HB 5071** Rep. Donigan
Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.
Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).
(Discharged from the Committee on Commerce.)

81

- HB 5139** Rep. McDowell
Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years of repeal of the defense.
Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).
(Discharged from the Committee on Commerce.)

82

- HB 5104** Rep. Caswell
Traffic control; speed restrictions; speed limits for trucks; increase maximum speed limit for certain trucks to 60 miles per hour on certain freeways.
Amends sec. 627 of 1949 PA 300 (MCL 257.627).
(Reported by the Committee on Transportation.)
(For proposed House substitute (H-3), see Session Website.)

83

- SB 538** Sen. Brown
Environmental protection; funding; small business pollution prevention loans; make methane digesters and similar technologies eligible for.
Amends secs. 14501 & 14513 of 1994 PA 451 (MCL 324.14501 & 324.14513).
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-1), see Session Website.)
(For Senate substitute (S-1), see Session Website.)

84

- HB 4796** Rep. McConico
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends secs. 1 & 4, ch. VI of 1927 PA 175 (MCL 766.1 & 766.4).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-3), see Session Website.)

85

- HB 4797** Rep. Elsenheimer
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends sec. 1a, ch. IV of 1927 PA 175 (MCL 764.1a).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-2), see Session Website.)

SECOND READING

86

- HB 4799** Rep. Van Regenmorter
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends secs. 40 & 42, ch. VII of 1927 PA 175 (MCL 767.40 & 767.42).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-1), see Session Website.)

87

- HB 4800** Rep. Van Regenmorter
Criminal procedure; preliminary examination; right to preliminary examination for certain crimes; eliminate.
Amends sec. 8311 of 1961 PA 236 (MCL 600.8311).
(Reported by the Committee on Judiciary.)
(For proposed House substitute (H-1), see Session Website.)

88

- SB 456** Sen. Sanborn
Liquor; retail sales; price reductions on liquor by SDD licensees; allow under certain circumstances.
Amends sec. 229 of 1998 PA 58 (MCL 436.1229).
(Reported by the Committee on Regulatory Reform.)

89

- HB 4855** Rep. Nofs
Sales tax; exemptions; parts installed on non-Michigan-based or foreign registered aircraft; provide for, and exempt the sale of certain aircraft located in Michigan temporarily.
Amends sec. 4x of 1933 PA 167 (MCL 205.54x).
(Reported by the Committee on Commerce.)

90

- HB 4856** Rep. Wenke
Use tax; exemptions; parts installed on non-Michigan-based or foreign registered aircraft; provide for, and exempt the sale of certain aircraft located in Michigan temporarily.
Amends sec. 4k of 1937 PA 94 (MCL 205.94k).
(Reported by the Committee on Commerce.)

91

- SB 461** Sen. Bishop
Local government; other; appointment procedure for emergency financial manager of a municipality; revise.
Amends sec. 18 of 1990 PA 72 (MCL 141.1218).
(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.)

92

- HB 4262** Rep. Huizenga
Construction; code; issuance of certain permits to certain persons; clarify as to interior designers.
Amends sec. 2a of 1972 PA 230 (MCL 125.1502a) & adds sec. 10a.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-1), see Session Website.)

SECOND READING

93

HB 4311 Rep. Meisner
Occupations; interior design; licensure of interior designers; provide for and clarify certain services provided.
Amends secs. 303a & 601 of 1980 PA 299 (MCL 339.303a & 339.601); adds art. 28 & repeals sec. 601a of 1980 PA 229 (MCL 339.601a).
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-2), see Session Website.)

94

HB 4312 Rep. Meisner
Occupations; licensing fees; licensure of interior designers; provide for.
Amends 1979 PA 152 (MCL 338.2201 - 338.2277) by adding sec. 19.
(Reported by the Committee on Commerce.)
(For proposed House substitute (H-1), see Session Website.)

95

HB 4993 Rep. Kooiman
Transportation; other; public transit authority; allow taxes to be levied up to 25 years.
Amends sec. 18 of 1986 PA 196 (MCL 124.468).
(Reported by the Committee on Transportation.)
(For proposed House substitute (H-1), see Session Website.)

96

HB 5244 Rep. Kahn
Counties; boards and commissions; Saginaw county board of auditors; eliminate.
Repeals sec. 4a of 1913 PA 275 (MCL 47.4a).
(Reported by the Committee on Local Government and Urban Policy.)
(For proposed House substitute (H-1), see Session Website.)

97

SB 657 Sen. Goschka
Local government; other; county board of auditors; repeal.
Repeals sec. 4a of 1913 PA 275 (MCL 47.4a).
(Reported by the Committee on Local Government and Urban Policy.)
(For Senate substitute (S-1), see Session Website.)

98

HB 4705 Rep. Marleau
State; employees and officers; insurance benefits for certain state employees; modify.
Creates new act.
(Reported by the Committee on Insurance.)

99

SB 664 Sen. George
Businesses; profit corporations; electronic filing of documents required under business corporation act; authorize.
Amends sec. 131 of 1972 PA 284 (MCL 450.1131).
(Reported by the Committee on Commerce.)
(For Senate substitute (S-4), see Session Website.)

SECOND READING

100

SB 665 Sen. Goschka
Businesses; limited liability companies; electronic filing of documents required under Michigan limited liability company act; authorize.
Amends sec. 104 of 1993 PA 23 (MCL 450.4104).
(Reported by the Committee on Commerce.)
(For Senate substitute (S-4), see Session Website.)

101

SB 666 Sen. Sanborn
Businesses; nonprofit corporations; electronic filing of documents required under nonprofit corporation act; authorize.
Amends sec. 131 of 1982 PA 162 (MCL 450.2131).
(Reported by the Committee on Commerce.)
(For Senate substitute (S-4), see Session Website.)

102

SB 667 Sen. Jelinek
Businesses; partnerships; electronic filing of documents required under Michigan revised uniform limited partnership act; authorize.
Amends sec. 206 of 1982 PA 213 (MCL 449.1206).
(Reported by the Committee on Commerce.)
(For Senate substitute (S-4), see Session Website.)

103

HB 4647 Rep. Moolenaar
Single business tax; credit; production tax credit for wind energy from wind turbines; provide for.
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35c.
(Reported by the Committee on Government Operations.)

104

HB 4648 Rep. Walker
Townships; ordinances; definition and regulation of wind energy systems; provide for.
Amends 1943 PA 184 (MCL 125.271 - 125.310) by adding sec. 16j.
(Reported by the Committee on Government Operations.)

105

HB 4649 Rep. Walker
Counties; ordinances; definition and regulation of wind energy systems; provide for.
Amends 1943 PA 183 (MCL 125.201 - 125.240) by adding sec. 16j.
(Reported by the Committee on Government Operations.)

106

HB 5204 Rep. Huizenga
Sales tax; exemptions; certain eligible motion picture production companies; provide exemption.
Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 4cc.
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-2), see Session Website.)

SECOND READING

107

HB 5205 Rep. Kahn
Use tax; exemptions; certain eligible motion picture production companies; provide exemption.
Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 4z.
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-2), see Session Website.)

108

HB 5206 Rep. Sheen
Single business tax; credit; certain eligible motion picture production company costs; provide credit.
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35d.
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-4), see Session Website.)

109

HB 5207 Rep. Virgil Smith
Single business tax; credit; certain eligible motion picture production companies' costs; provide credit.
Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35e.
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-2), see Session Website.)

110

HB 5209 Rep. Ball
State; other; policies and standards regarding the use of state owned property; establish for motion picture production companies.
Amends sec. 21 of 2001 PA 63 (MCL 399.721).
(Reported by the Committee on Tax Policy.)
(For proposed House substitute (H-1), see Session Website.)

111

HB 5325 Rep. Green
Health facilities; hospitals; inform and provide elderly persons with the influenza vaccine; require under certain circumstances.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 21529.
(Reported by the Committee on Senior Health, Security, and Retirement.)

112

HB 4751 Rep. Ball
Human services; medical services; coverage for adult foster care facilities; provide.
Amends sec. 109 of 1939 PA 280 (MCL 400.109).
(Reported by the Committee on Family and Children Services.)
(For proposed House substitute (H-1), see Session Website.)

SECOND READING

113

HB 4670 Rep. Newell
Occupations; physicians; special volunteer license for retired physicians; provide for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16184.
(Reported by the Committee on Health Policy.)
(For proposed House substitute (H-2), see Session Website.)

114

HB 4508 Rep. Kahn
Torts; immunity; individuals immune from liability under the emergency management act; expand to include pharmacists and pharmacist interns.
Amends sec. 11 of 1976 PA 390 (MCL 30.411).
(Reported by the Committee on Judiciary.)
(For House substitute (H-4), see Session Website.)

115

SB 308 Sen. Olshove
Crimes; obscenity; parent displaying sexually explicit material to minor; establish as a crime.
Amends sec. 6 of 1978 PA 33 (MCL 722.676).
(Reported by the Committee on Judiciary.)
(For Senate substitute (S-1), see Session Website.)

116

HB 4756 Rep. Gaffney
Traffic control; driver license; first year drivers; prohibit from having more than 1 passenger other than family member in car.
Amends sec. 310e of 1949 PA 300 (MCL 257.310e).
(Reported by the Committee on Transportation.)
(For proposed House substitute (H-1), see Session Website.)

117

HB 4129 Rep. Mortimer
Higher education; financial aid; student loan forgiveness program for new teachers in at-risk schools; provide for.
Creates new act.
(Reported by the Committee on Higher Education and Career Preparation.)
(For proposed House substitute (H-1), see Session Website.)

118

HB 5210 Rep. Steil
Higher education; financial aid; notice to colleges of availability of teacher loan forgiveness program; require of department of education.
Amends sec. 300 of 1965 PA 380 (MCL 16.400).
(Reported by the Committee on Higher Education and Career Preparation.)
(For proposed House substitute (H-1), see Session Website.)

SECOND READING

119

HB 5036 Rep. Ball
Agriculture; animals; rule-making authority regarding ferrets; repeal.
Repeals sec. 10 of 1994 PA 358 (MCL 287.900).
(Reported by the Committee on Agriculture.)

120

HB 5160 Rep. Sheltrown
Agriculture; products; rule-making authority; repeal.
Amends sec. 2 of 1975 PA 153 (MCL 290.692).
(Reported by the Committee on Agriculture.)
(For proposed House substitute (H-1), see Session Website.)

121

HB 5346 Rep. Stahl
Agriculture; other; rule-making authority regarding apiaries; eliminate.
Amends sec. 11 of 1976 PA 412 (MCL 286.811).
(Reported by the Committee on Agriculture.)

122

HB 5256 Rep. Proos
Insurance; property and casualty; cancellation of malpractice insurance policy; provide parameters for.
Amends sec. 3020 of 1956 PA 218 (MCL 500.3020).
(Reported by the Committee on Insurance.)
(For proposed House substitute (H-1), see Session Website.)

123

HB 5292 Rep. Mortimer
Insurance; other; guaranty association; provide for general amendments.
Amends secs. 7911, 7918, 7921, 7925, 7931, 7941, 7945, 8111, 8124 & 8134 of 1956 PA 218 (MCL 500.7911 et seq.) & adds secs. 8124a, 8125a & 8133a.
(Reported by the Committee on Insurance.)
(For proposed House substitute (H-1), see Session Website.)

124

HB 4778 Rep. Palsrok
Torts; immunity; liability for injuries sustained by renters and users of rented nonmotorized watercraft; clarify.
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 44520a.
(Reported by the Committee on Conservation, Forestry, and Outdoor Recreation.)
(For proposed House substitute (H-1), see Session Website.)

MESSAGES FROM THE GOVERNOR

125

HB 4275 Rep. Vander Veen
Elections; canvassing; state board of canvassers procedures; clarify.
Amends sec. 477 of 1954 PA 116 (MCL 168.477).
(Reported by the Committee on House Oversight, Elections, and Ethics.)
(Vetoed by Governor on July 21, 2005; passed for day August 31, 2005.)
(For veto message, see House Journal No. 71, page 1275.)

126

HB 4831 Rep. Hummel
Appropriations; other; omnibus budget appropriations bill; provide for fiscal years 2005 and 2006.
Creates appropriation act.
(Reported by the Committee on Appropriations.)
(Line item(s) vetoed by Governor on September 30, 2005; passed for day October 5, 2005.)
(For line item veto message, see House Journal No. 84, page 1851.)

127

HB 4887 Rep. Moolenaar
Appropriations; school aid; state school aid appropriations; provide for fiscal year 2005-2006.
Amends secs. 3, 4, 6, 11, 11a, 11f, 11g, 11j, 15, 18, 19, 20, 20j, 22a, 22b, 22d, 24, 25, 26a, 31a, 31d, 32c, 32d, 32j, 37, 39, 39a, 41, 41a, 51a, 51c, 51d, 53a, 54, 56, 57, 61a, 62, 74, 81, 94a, 98, 98b, 99, 101, 105, 105c, 107, 147, 158b, 164c & 167 of 1979 PA 94 (MCL 388.1603 et seq.); adds secs. 11k, 26b, 31b, 31f, 32l, 33, 54a & 99b & repeals 11b, 32f & 107b of 1979 PA 94 (MCL 388.1611b et seq.).
(Reported by the Committee on Appropriations.)
(Line item(s) vetoed by Governor on September 30, 2005; passed for day October 5, 2005.)
(For line item veto message, see House Journal No. 84, page 1852.)

STANDING COMMITTEE MEETINGS

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

STATUTORY COMMITTEE MEETING

Michigan Capitol Committee - Tuesday, November 29, 3:00 p.m., Room 426, Capitol Building

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		House	Senate	House	Senate
HB 4315	Counties; boards and commissions; county road commission; provide option to expand membership or eliminate.	LaJoy Hoogendyk Anderson			
HB 4834	Financial institutions; other; regulation and licensing of deferred presentment service providers and transactions; provide for.	Robertson Palsrok McConico	Sanborn Gilbert Jacobs		
