

## MICHIGAN HOUSE OF REPRESENTATIVES

## DAILY CALENDAR

THURSDAY, DECEMBER 14, 2000  
10:00 a.m.

## MOTIONS AND RESOLUTIONS

1

- HB 4919** Rep. Baird  
Torts; liability; firearm owner liability for injury to a person or property; impose liability for damages caused with firearm by another individual under certain circumstances.  
Amends 1961 PA 236 (MCL 600.101 - 600.9948) by adding secs. 2969 & 2970 & repeals 1990 PA 319 (MCL 123.1101 - 123.1105).  
(Committee on Constitutional Law and Ethics.)  
(Notice of intent to discharge given by Rep. Baird March 1.)  
(Motion to discharge postponed for day March 2.)

2

- HB 4926** Rep. Thomas  
Crimes; weapons; provisions regarding firearm penalties; clarify.  
Amends secs. 223, 234d & 237a of 1931 PA 328 (MCL 750.223 et seq.) & adds secs. 223a, 223b, 223c & 223d.  
(Committee on Constitutional Law and Ethics.)  
(Notice of intent to discharge given by Rep. Thomas March 1.)  
(Motion to discharge postponed for day March 2.)

3

- HB 4508** Rep. Minore  
Labor; hours and wages; minimum wage; increase and index to inflation rate.  
Amends secs. 4 & 7a of 1964 PA 154 (MCL 408.384 & 408.387a).  
(Committee on Employment Relations, Training and Safety.)  
(Notice of intent to discharge given by Rep. Minore March 22.)  
(Motion to discharge; roll call vote ordered; motion postponed for day March 23.)

4

- HB 4338** Rep. Martinez  
Labor; fair employment practices; failure to provide equal compensation for comparable work; establish as violation of Elliott-Larsen civil rights act and create commission on pay equity.  
Amends secs. 102, 103 & 202 of 1976 PA 453 (MCL 37.2102 et seq.).  
(Committee on Employment Relations, Training and Safety.)  
(Notice of intent to discharge given by Rep. Martinez May 10.)  
(Motion to discharge; roll call vote ordered; motion postponed for day May 11.)

## MOTIONS AND RESOLUTIONS

5

- HB 4339** Rep. Martinez  
Labor; fair employment practices; failing to provide equal compensation of comparable work; define as violation of persons with disabilities civil rights act.  
Amends secs. 201 & 202 of 1976 PA 220 (MCL 37.1201 & 37.1202).  
(Committee on Employment Relations, Training and Safety.)  
(Notice of intent to discharge given by Rep. Martinez May 10.)  
(Motion to discharge postponed for day May 11.)

6

- HB 4831** Rep. Neumann  
Income tax; exemptions; primary care of family member over age 60; allow additional exemption under certain circumstances.  
Amends sec. 30 of 1967 PA 281 (MCL 206.30) & repeals sec. 30d of 1967 PA 281 (MCL 206.30d).  
(Committee on Tax Policy.)  
(Notice of intent to discharge given by Rep. Neumann May 17.)  
(Motion to discharge; roll call vote ordered; motion postponed for day May 18.)

7

- HB 4159** Rep. LaForge  
Health facilities; nursing homes; patient claiming violation of local ordinance or of state law; allow to escrow nursing home contract payments with a financial institution under certain circumstances and provide for civil cause of action.  
Amends sec. 21766 of 1978 PA 368 (MCL 333.21766) & adds sec. 21766a.  
(Committee on Senior Health, Security and Retirement.)  
(Notice of intent to discharge given by Rep. LaForge May 22.)  
(Motion to discharge; roll call vote ordered; motion postponed for day May 23.)

8

- HB 4740** Rep. Jacobs  
Education; other; incentives for school districts that provide after school programs and conflict resolution programs; provide for.  
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding secs. 1305 & 1306.  
(Committee on Appropriations.)  
(Notice of intent to discharge given by Rep. Jacobs May 24.)  
(Motion to discharge; roll call vote ordered; motion postponed for day May 25.)

\*Appropriation Bill—House Rule 49.

†Constitution, Art. IV, Sec. 26.

#House Rule 49.

## MOTIONS AND RESOLUTIONS

9

**HB 5198** Rep. Jacobs  
 Juveniles; criminal procedure; truancy; increase enforcement.  
 Amends secs. 1578, 1586 & 1599 of 1976 PA 451 (MCL 380.1578 et seq.).  
**(Committee on Education.)**  
**(Notice of intent to discharge given by Rep. Jacobs May 24.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day May 25.)**

10

**HB 4184** Rep. Scott  
 Weapons; licensing; pistol safety training; require before issuance of permit to purchase a pistol and require a LEIN check of eligibility requirements.  
 Amends secs. 2 & 9a of 1927 PA 372 (MCL 28.422 & 28.429a) & adds sec. 2c.  
**(Committee on Constitutional Law and Ethics.)**  
**(Notice of intent to discharge given by Rep. Scott May 25.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day May 30.)**

11

**HB 4396** Rep. Scott  
 Crimes; weapons; storing or leaving a loaded firearm within reach or access of a minor under certain circumstances; prohibit and provide for penalties.  
 Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 223a.  
**(Committee on Criminal Law and Corrections.)**  
**(Notice of intent to discharge given by Rep. Scott May 30.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day May 31.)**

12

**HB 5302** Rep. Jacobs  
 Occupations; optometrists; prescription for contact lenses; require optometrist or ophthalmologist to give to patient under certain circumstances.  
 Amends secs. 16221 & 16226 of 1978 PA 368 (MCL 333.16221 & 333.16226) & adds secs. 17017, 17416 & 17517.  
**(Committee on Health Policy.)**  
**(Notice of intent to discharge given by Rep. Jacobs May 31.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day June 1.)**

13

**HB 4371** Rep. Brater  
 State agencies (existing); environmental quality; environmental quality commission; create and provide powers and duties.  
 Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 6.  
**(Committee on Conservation and Outdoor Recreation.)**  
**(Notice of intent to discharge given by Rep. Brater June 6.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day June 7.)**

## MOTIONS AND RESOLUTIONS

14

**HB 5894** Rep. Kelly  
 Transportation; funds; transportation funding formula; extend certain dates and provide certain revisions.  
 Amends secs. 1c, 1h, 2, 6, 9a, 10, 10a, 10e, 10h, 10o, 11, 11b, 12, 13, 13b, 15 & 17 of 1951 PA 51 (MCL 247.651c et seq.) & repeals secs. 3, 4, 5, 7, 8, 9 & 11e of 1951 PA 51 (MCL 247.653 et seq.).  
**(Committee on Transportation.)**  
**(Notice of intent to discharge given by Rep. Kelly October 4.)**  
**(Motion to discharge postponed for day November 9.)**

15

**HB 5809** Rep. Rick Johnson  
 Transportation; funds; technical amendments to 1951 PA 51; provide for.  
 Amends secs. 10, 10e & 11 of 1951 PA 51 (MCL 247.660 et seq.).  
**(Committee on Transportation.)**  
**(Notice of intent to discharge given by Rep. Kelly October 4.)**  
**(Motion to discharge postponed for day November 9.)**

16

**HB 4947** Rep. Lemmons  
 Corrections; prisoners; use of prepaid phone accounts; allow for prisoners.  
 Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 69b.  
**(Committee on Criminal Law and Corrections.)**  
**(Notice of intent to discharge given by Rep. Lemmons November 14.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day November 28.)**

17

**HB 4948** Rep. Lemmons  
 Communications; telephone; operator service provider provision; revise allowable charge for operator or toll service.  
 Amends sec. 317 of 1991 PA 179 (MCL 484.2317).  
**(Committee on Energy and Technology.)**  
**(Notice of intent to discharge given by Rep. Lemmons November 14.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day November 28.)**

18

**HB 5647** Rep. Lemmons  
 Environmental protection; cleanups; public notification regarding certain cleanups; require.  
 Amends secs. 20105a & 20120b of 1994 PA 451 (MCL 324.20105a & 324.20120b).  
**(Committee on Conservation and Outdoor Recreation.)**  
**(Notice of intent to discharge given by Rep. Lemmons November 14.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day November 28.)**

---

**MOTIONS AND RESOLUTIONS**


---

19

- HB 5648** Rep. Lemmons  
 Environmental protection; cleanups; failure of the department to respond to a plan that has been submitted; eliminate provision for automatic approval.  
 Amends sec. 20114 of 1994 PA 451 (MCL 324.20114).  
**(Committee on Conservation and Outdoor Recreation.)**  
**(Notice of intent to discharge given by Rep. Lemmons November 14.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day November 28.)**

20

- HB 6001** Rep. Lemmons  
 Health; occupations; massage therapist; require licensure.  
 Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16346 & pt. 185A.  
**(Committee on Health Policy.)**  
**(Notice of intent to discharge given by Rep. Lemmons November 14.)**  
**(Motion to discharge; roll call vote ordered; motion postponed for day November 28.)**

---

**REPORTS OF SELECT COMMITTEES**


---

21

- SB 757** Sen. Bullard  
 Children; support; bond for individual arrested for failure to pay child support; set at not less than child support arrearage.  
 Amends secs. 31 & 32 of 1982 PA 295 (MCL 552.631 & 552.632).  
**(Conference report received; laid over 1 day December 7.)**  
**(I.E. House June 8.)**  
**(I.E. Senate December 7.)**  
**(For conference report, see House Journal No. 70, page 2620.)**

---

**REPORTS OF STANDING COMMITTEES**


---

22

- HR 117** Rep. Raczkowski  
 A resolution to create the Select Committee on Limiting the Importation of Waste into Michigan.  
**(Reported by Committee on House Oversight and Operations.)**  
**(For text of resolution, see House Journal No. 53 of 1999, page 1379; laid over 1 day June 9, 1999.)**

23

- HR 118** Rep. Raczkowski  
 A resolution to create the Select Committee on the Training and Development of Twenty-first Century Teachers.  
**(Reported by Committee on House Oversight and Operations.)**  
**(For text of resolution, see House Journal No. 53 of 1999, page 1380; laid over 1 day June 9, 1999.)**

---

**REPORTS OF STANDING COMMITTEES**


---

24

- SCR 21** Sen. Rogers  
 A concurrent resolution to memorialize the Congress of the United States to enact legislation to repeal the inheritance tax for farmers.  
**(Reported by Committee on Agriculture and Resource Management.)**  
**(For text of resolution, see House Journal No. 67 of 1999, page 1942; laid over 1 day February 1.)**

25

- SCR 22** Sen. Sikkema  
 A concurrent resolution to memorialize the Congress of the United States to investigate antitrust violations in the agricultural processing industry.  
**(Reported by Committee on Agriculture and Resource Management.)**  
**(For text of resolution, see House Journal No. 69 of 1999, page 1980; laid over 1 day February 1.)**

26

- SCR 23** Sen. Sikkema  
 A concurrent resolution to memorialize the Congress of the United States to enact legislation to require price reporting for agricultural products.  
**(Reported by Committee on Agriculture and Resource Management.)**  
**(For text of resolution, see House Journal No. 69 of 1999, page 1980; laid over 1 day February 1.)**

27

- HCR 84** Rep. Hart  
 A concurrent resolution to memorialize the Congress of the United States to adopt House Resolution 280 to encourage community marriage programs.  
**(Reported by Committee on Family and Children Services.)**  
**(For text of resolution, see House Journal No. 13, page 189; laid over 1 day February 22.)**

28

- HR 237** Rep. Richardville  
 A resolution to urge the United States House of Representatives Committee on Resources to continue its investigation of certain expenditures and grants made by the United States Fish and Wildlife Service.  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For text of resolution, see House Journal No. 84 of 1999, page 2469; laid over 1 day February 24.)**

29

- HR 238** Rep. Julian  
 A resolution to admonish the United States Fish and Wildlife Service for its apparent actions of using administrative funds under the Pittman-Robertson Act and the Dingell-Johnson Act for inappropriate purposes.  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For text of resolution, see House Journal No. 84 of 1999, page 2469; laid over 1 day February 24.)**

---

**REPORTS OF STANDING COMMITTEES**


---

30

**HR 402** Rep. Scott  
 A resolution to urge the Department of Community Health to review the effects of obesity on public health and make recommendations for improvements to state prevention efforts.  
**(Reported by Committee on Health Policy.)**  
**(For text of resolution, see House Journal No. 60, page 2164; laid over 1 day November 9.)**

31

**HCR 111** Rep. Schermesser  
 A concurrent resolution to urge the Department of Community Health to promote programs to identify and address inequities in the prevention, treatment, and research of diseases threatening the health of women.  
**(Reported by Committee on Health Policy.)**  
**(For text of resolution, see House Journal No. 58, page 2078; laid over 1 day November 9.)**

32

**SCR 33** Sen. Shugars  
 A concurrent resolution to urge the Department of Consumer and Industry Services and the Department of Community Health to review health problems associated with tattooing and body piercing.  
**(Reported by Committee on Health Policy.)**  
**(For text of resolution, see House Journal No. 29, page 625; laid over 1 day November 9.)**

33

**SCR 43** Sen. McCotter  
 A concurrent resolution to memorialize the President and the Congress of the United States to support the addition of Estonia, Latvia, and Lithuania into the North Atlantic Treaty Organization.  
**(Reported by Committee on House Oversight and Operations.)**  
**(For text of resolution, see House Journal No. 62, page 2286; laid over 1 day November 28.)**

34

**HR 446** Rep. DeVuyst  
 A resolution to urge the Governor to negotiate and conclude a tribal-state gaming compact with the Match-E-Be-Nash-She-Wish Band of Pottawatomi Indians of Michigan.  
**(Reported by Committee on Regulatory Reform.)**  
**(For text of resolution, see House Journal No. 26, page 2619; laid over 1 day December 12.)**

---

**MESSAGES FROM THE SENATE**


---

35

**HB 4959** Rep. Geiger  
 Education; school districts; procedures for the transfer of a gift from a school district to a community foundation; prescribe.  
 Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding secs. 15 & 602.  
**(Returned from Senate with substitute (S-1); rules suspended; postponed temporarily December 8, 1999.)**  
**(I.E. House November 3, 1999.)**  
**(For Senate substitute (S-1), see Blue Book.)**

---

**MESSAGES FROM THE SENATE**


---

36

**HB 4327** Rep. Reeves  
 Crimes; obscenity; disseminating sexually explicit matter to a minor; include allowing minor to examine and require businesses to display sexually explicit matter only in restricted areas.  
 Amends secs. 1, 5 & 7 of 1978 PA 33 (MCL 722.671 et seq.).  
**(Returned from Senate with substitute (S-2); laid over 1 day November 29.)**  
**(For House substitute (H-4), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

37

**HB 5133** Rep. Toy  
 Health; other; use of premises for high-risk sexual conduct; limit.  
 Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5208.  
**(Returned from Senate with substitute (S-2); laid over 1 day November 29.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

38

**HB 5134** Rep. Schermesser  
 Civil procedure; costs and fees; collection of costs and fees in certain public nuisance actions; revise.  
 Amends sec. 3805 of 1961 PA 236 (MCL 600.3805).  
**(Returned from Senate with substitute (S-2); laid over 1 day November 29.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

39

**HB 5569** Rep. Kukuk  
 Criminal procedure; sentencing guidelines; selling a child; establish sentencing guidelines for.  
 Amends sec. 16g, ch. XVII of 1927 PA 175 (MCL 777.16g).  
**(Returned from Senate with substitute (S-2); laid over 1 day November 29.)**  
**(I.E. House, April 19.)**  
**(For House substitute (H-2), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

40

**HB 5821** Rep. Cassis  
 Income tax; credit; contributions to a historical museum; provide for credit.  
 Amends sec. 260 of 1967 PA 281 (MCL 206.260).  
**(Returned from Senate with amendments and immediate effect; laid over 1 day December 5.)**  
**(I.E. House October 4.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For Senate amendments, see House Journal No. 68, page 2556.)**

---

**MESSAGES FROM THE SENATE**


---

41

**HB 5709** Rep. DeVuyst  
Natural resources; gas and oil; postproduction costs; modify requirements.  
Amends secs. 61503b & 61503c of 1994 PA 451 (MCL 324.61503b & 324.61503c).  
**(Returned from Senate with amendment and immediate effect; laid over 1 day December 7.)**  
**(I.E. House May 25.)**  
**(For House substitute (H-2), see Blue Book.)**  
**(For Senate amendment, see House Journal No. 70, page 2625.)**

42

**HB 5782** Rep. DeVuyst  
Criminal procedure; sentencing guidelines; crime of failing to provide trigger lock or other secure container with sale of firearm; include in sentencing guidelines.  
Amends sec. 11, ch. XVII of 1927 PA 175 (MCL 777.11).  
**(Returned from Senate with substitute (S-6); laid over 1 day December 13.)**  
**(I.E. House May 24.)**  
**(For Senate substitute (S-6), see Blue Book.)**

43

**HB 6052** Rep. Howell  
Crimes; computer; acts that encourage threats or harassment of others through the internet; prohibit and provide penalties.  
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 411s.  
**(Returned from Senate with substitute (S-1); laid over 1 day December 13.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

44

**SB 977** Sen. McManus  
Appropriations; natural resources; department of natural resources; provide for fiscal year 2000-2001.  
**(Returned from Senate with amendments to substitute (H-1) and immediate effect; laid over 1 day December 13.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For Senate amendments, see House Journal No. 72, page 2700.)**

---

**THIRD READING**


---

45

**HB 4717** Rep. Bovin  
Criminal procedure; probation; probation conditions to prohibit firearm purchase; permit.  
Amends sec. 3, ch. XI of 1927 PA 175 (MCL 771.3).  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(Read a third time; postponed temporarily October 14, 1999.)**  
**(For House amendment, see House Journal No. 67 of 1999, page 1940.)**

---

**THIRD READING**


---

46

**SB 1072** Sen. Jaye  
Environmental protection; toxic substances; the John C. Hertel toxic substance control commission act; repeal.  
Repeals 1978 PA 116 (MCL 286.181 - 286.194).  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(Read a third time; defeated; vote reconsidered; postponed for day May 3.)**

47

**SB 1143** Sen. Sikkema  
Environmental protection; sewage; land disposal wastewater management program; eliminate.  
Repeals pt. 51 of 1994 PA 451 (MCL 324.5101 - 324.5103).  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(Read a third time; postponed temporarily May 11.)**

48

**HB 5806** Rep. Gilbert  
Transportation; motor carrier fuel tax; motor carrier fuel tax act; revise rate and remove certain reporting requirements.  
Amends secs. 2 & 4 of 1980 PA 119 (MCL 207.212 & 207.214).  
**(Reported by Committee on Transportation.)**  
**(Read a third time; postponed temporarily May 30.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For House amendments, see House Journal No. 50, page 1306.)**

49

**HB 5807** Rep. Rick Johnson  
Transportation; motor fuel tax; diesel fuel tax rate; remove discount and provide for allocation of certain revenue.  
Amends secs. 8, 22 & 34 of 1927 PA 150 (MCL 207.108 et seq.).  
**(Reported by Committee on Transportation.)**  
**(For House amendment, see House Journal No. 50, page 1307.)**

50

**HJR R** Rep. Gilbert  
Property tax; assessments; agricultural property; impose constitutional requirement that assessment be based on existing use without regard to highest and best use.  
Amends sec. 3, art. IX of the state constitution.  
**(Reported by Committee on Agriculture and Resource Management.)**  
**(Not adopted; vote reconsidered; postponed temporarily June 7.)**  
**(For House substitute (H-1), see Blue Book.)**

51

**SB 911** Sen. McManus  
Gaming; gambling; contribution rate to the compulsive gaming prevention fund; revise for the Michigan agriculture equine industry.  
Amends sec. 20 of 1995 PA 279 (MCL 431.320).  
**(Reported by Committee on Appropriations.)**  
**(For House substitute (H-1), see Blue Book.)**

---

**THIRD READING**


---

- \_\_\_\_\_ 52 \_\_\_\_\_  
**SB 1172** Sen. McCotter  
 Military affairs; other; Michigan military retirement board; eliminate.  
 Repeals sec. 421 of 1967 PA 150 (MCL 32.821).  
**(Reported by Committee on Veterans Affairs.)**
- \_\_\_\_\_ 53 \_\_\_\_\_  
**SB 1432** Sen. Emmons  
 Insurance; no-fault; Michigan catastrophic claims association retention limits; provide for.  
 Amends sec. 3104 of 1956 PA 218 (MCL 500.3104).  
**(Reported by Committee on Insurance and Financial Services.)**  
**(For Senate substitute (S-1), see Blue Book.)**
- \_\_\_\_\_ 54 \_\_\_\_\_  
**SB 1264** Sen. McManus  
 Aeronautics; other; collection of tax on aeronautics fuel; revise to conform with new motor fuel tax act.  
 Amends sec. 203 of 1945 PA 327 (MCL 259.203).  
**(Reported by Committee on Transportation.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For Senate amendment, see Senate Journal No. 52, page 1014.)**
- \_\_\_\_\_ 55 \_\_\_\_\_  
**SB 1265** Sen. McManus  
 Transportation; motor fuel tax; fuel used in watercraft; clarify collection of tax.  
 Amends sec. 71102 of 1994 PA 451 (MCL 324.71102).  
**(Reported by Committee on Transportation.)**
- \_\_\_\_\_ 56 \_\_\_\_\_  
**SB 1266** Sen. McManus  
 Transportation; motor carrier fuel tax; technical amendments to conform to new motor fuel tax act; provide for.  
 Amends secs. 1 & 4 of 1980 PA 119 (MCL 207.211 & 207.214).  
**(Reported by Committee on Transportation.)**

---

**SECOND READING**


---

- \_\_\_\_\_ 57 \_\_\_\_\_  
**SB 178** Sen. McManus  
 Transportation; motor fuel tax; wholesale distributor of diesel motor fuel; require to pay taxes to the department of treasury at time of filing a report on all gallons tax exempt but not sold for tax exempt purposes during the reporting period.  
 Amends sec. 12 of 1927 PA 150 (MCL 207.112).  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**
- \_\_\_\_\_ 58 \_\_\_\_\_  
**HB 4022** Rep. Wojno  
 Single business tax; credit; credit for the purchase and installation costs for equipment to process recyclable materials; provide for.  
 Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39d.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-3), see Blue Book.)**

---

**SECOND READING**


---

- \_\_\_\_\_ 59 \_\_\_\_\_  
**HB 4256** Rep. LaSata  
 Single business tax; credit; credit for the cost paid to purchase equipment to process recyclable materials; provide for.  
 Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39e.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-3), see Blue Book.)**
- \_\_\_\_\_ 60 \_\_\_\_\_  
**HB 4541** Rep. Bovin  
 Criminal procedure; probation; probation conditions prohibiting purchase or possession of firearm; permit.  
 Amends sec. 3, ch. XI of 1927 PA 175 (MCL 771.3).  
**(Reported by Committee on Constitutional Law and Ethics.)**
- \_\_\_\_\_ 61 \_\_\_\_\_  
**HB 4705** Rep. DeWeese  
 Education; public school academies; cap on number of charter schools; revise.  
 Amends sec. 502 of 1976 PA 451 (MCL 380.502).  
**(Reported by Committee on Education.)**
- \_\_\_\_\_ 62 \_\_\_\_\_  
**HB 4706** Rep. Lemmons  
 Education; public school academies; limit enrollment to certain types of pupils; allow.  
 Amends secs. 502 & 504 of 1976 PA 451 (MCL 380.502 & 380.504).  
**(Reported by Committee on Education.)**  
**(Read a second time; substitute (H-2) adopted; substitute (H-5) offered; passed for day December 1, 1999.)**  
**(For House substitute (H-2), see Blue Book.)**  
**(For proposed House substitute (H-5), see Blue Book.)**
- \_\_\_\_\_ 63 \_\_\_\_\_  
**HB 4707** Rep. Voorhees  
 Education; public school academies; enrollment priority for children of employees; allow.  
 Amends sec. 504 of 1976 PA 451 (MCL 380.504).  
**(Reported by Committee on Education.)**
- \_\_\_\_\_ 64 \_\_\_\_\_  
**HB 4633** Rep. Kowall  
 Recreation; local parks; local recreation grants; make certain park authorities imposing restrictions on hunting or fishing ineligible for.  
 Amends sec. 71601 of 1994 PA 451 (MCL 324.71601).  
**(Rules suspended; discharged from the Committee on Conservation and Outdoor Recreation June 9, 1999.)**
- \_\_\_\_\_ 65 \_\_\_\_\_  
**HB 4085** Rep. Law  
 Occupations; individual licensing and regulation; respiratory therapists; provide for registration and title protection.  
 Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16338 & pt. 186.  
**(Reported by Committee on Health Policy.)**  
**(For proposed House substitute (H-3), see Blue Book.)**

## SECOND READING

66

**HB 5075** Rep. Kuipers  
Legislature; apportionment; charter commissions; provide for certain standards.  
Amends sec. 5 of 1966 PA 293 (MCL 45.505).  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House amendment, see House Journal No. 79 of 1999, page 2258.)**

67

**SB 812** Sen. Hoffman  
Legislature; apportionment; county board of commissioners redistricting; provide for certain standards.  
Amends secs. 4 & 8 of 1966 PA 261 (MCL 46.404 & 46.408).  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House amendment, see House Journal No. 79 of 1999, page 2259.)**  
**(For Senate substitute (S-3), see Blue Book.)**

68

**SB 762** Sen. Rogers  
Worker's compensation; mediation; mediators to approve certain redemptions; allow.  
Amends secs. 836 & 837 of 1969 PA 317 (MCL 418.836 & 418.837).  
**(Reported by Committee on Employment Relations, Training and Safety.)**  
**(For Senate substitute (S-2), see Blue Book.)**

69

**HB 4322** Rep. Geiger  
Corrections; employees; injuries for which corrections department employees may receive a wage supplement; expand to include certain other injuries caused by prisoners, probationers, or parolees.  
Amends sec. 63a of 1953 PA 232 (MCL 791.263a).  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(For proposed House substitute (H-3), see Blue Book.)**

70

**HB 4875** Rep. Vear  
Natural resources; forests; tree planting program; establish.  
Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 528 & repeals pt. 528.  
**(Reported by Committee on Agriculture and Resource Management.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

71

**HB 5335** Rep. Sanborn  
Financial institutions; generally; citations to the banking code in the savings bank act; revise.  
Amends sec. 102 of 1996 PA 354 (MCL 487.3102).  
**(Reported by Committee on Insurance and Financial Services.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

## SECOND READING

72

**HB 4920** Rep. Ehardt  
Property tax; assessments; used and abandoned silos; assess at lesser of salvage or insured value while in use and exempt when not in use.  
Amends sec. 27a of 1893 PA 206 (MCL 211.27a) & adds sec. 27e.  
**(Reported by Committee on Agriculture and Resource Management.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

73

**HB 5358** Rep. Koetje  
Campaign finance; committees; casino licensees and persons with an interest in a licensee or a casino enterprise; prohibit from establishing committees under campaign finance act.  
Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 24b.  
**(Reported by Committee on Gaming and Casino Oversight.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

74

**HB 5262** Rep. Tabor  
Labor; hours and wages; compensatory time in lieu of overtime compensation; modify provisions.  
Amends sec. 4a of 1964 PA 154 (MCL 408.384a).  
**(Reported by Committee on Employment Relations, Training and Safety.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

75

**HB 5558** Rep. Scranton  
Use tax; collections; collections on sale or lease of motor vehicles and vehicle-related items; earmark a portion to the school aid fund and the comprehensive transportation fund.  
Amends sec. 21 of 1937 PA 94 (MCL 205.111).  
**(Reported by Committee on Tax Policy.)**

76

**HB 5571** Rep. Bisbee  
Sales tax; exemptions; sales tax on federal gasoline tax; deduct from gross proceeds.  
Amends sec. 1 of 1933 PA 167 (MCL 205.51) & adds sec. 10.  
**(Reported by Committee on Tax Policy.)**

77

**HB 4692** Rep. Voorhees  
School aid; membership; K-12 shared time reimbursement; revise and clarify.  
Amends secs. 6 & 166d of 1979 PA 94 (MCL 388.1606 & 388.1766d).  
**(Reported by Committee on Education.)**  
**(For proposed House substitute (H-4), see Blue Book.)**

78

**HB 4839** Rep. DeWeese  
Education; nonpublic; K-12 shared time reimbursement; provide for in school code.  
Amends secs. 5 & 1561 of 1976 PA 451 (MCL 380.5 & 380.1561).  
**(Reported by Committee on Education.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

## SECOND READING

79

**HB 5106** Rep. Howell  
Income tax; deductions; contributions to 401(k) accounts; provide for deduction.  
Amends sec. 30 of 1967 PA 281 (MCL 206.30) & repeals sec. 30d of 1967 PA 281 (MCL 206.30d).  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

80

**HB 5641** Rep. DeVuyst  
Environmental protection; solid waste; exemption to the yard waste ban; provide for.  
Amends sec. 11521 of 1994 PA 451 (MCL 324.11521).  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

81

**HB 4862** Rep. Cassis  
Sales tax; exemptions; sales tax on clothing; provide for exemption.  
Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 4x.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-5), see Blue Book.)**

82

**HB 5665** Rep. Caul  
Use tax; exemptions; use tax on clothing; provide for exemption.  
Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 4t.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-2), see Blue Book.)**

83

**SB 1083** Sen. Dunaskiss  
Vehicles; equipment; provisions relating to requirement for certain equipment for certain vehicles weighing in excess of 10,000 pounds; delete.  
Repeals secs. 712 & 713 of 1949 PA 300 (MCL 257.712 & 257.713).  
**(Reported by Committee on Transportation.)**

84

**SB 1084** Sen. Shugars  
Transportation; carriers; requirement for vehicles transporting gasoline, benzine, or naphtha to be painted red; eliminate.  
Repeals sec. 502 of 1931 PA 328 (MCL 750.502).  
**(Reported by Committee on Transportation.)**

85

**HB 5779** Rep. Green  
Property tax; assessments; agricultural property assessment based on agricultural use value; implement.  
Amends secs. 7dd, 7ee, 10, 24, 24c, 27a, 27b, 27c, 31, 34, 34c, 34d & 44 of 1893 PA 206 (MCL 211.7dd et seq.); adds secs. 7gg, 7hh & 27e & repeals sec. 7a of 1893 PA 206 (MCL 211.7a).  
**(Reported by Committee on Agriculture and Resource Management.)**

## SECOND READING

86

**HB 4943** Rep. Allen  
State; symbol; cherry burger; establish as state burger.  
**(Reported by Committee on Agriculture and Resource Management.)**

87

**HB 4992** Rep. Green  
State; symbol; soybean; designate as the state plant.  
**(Reported by Committee on Agriculture and Resource Management.)**

88

**SB 830** Sen. Sikkema  
Property tax; exemptions; certain personal property of an agricultural cooperative; exempt.  
Amends sec. 9 of 1893 PA 206 (MCL 211.9).  
**(Reported by Committee on Agriculture and Resource Management.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

89

**HB 5303** Rep. Byl  
Housing; public accommodations; Michigan affordable housing fund; create.  
**(Reported by Committee on Local Government and Urban Policy.)**  
**(For proposed House amendments, see House Journal No. 49, page 1270.)**

90

**HB 5304** Rep. Byl  
Housing; affordable; Michigan affordable housing program; establish in the Michigan state housing development authority.  
Amends title of 1966 PA 346 (MCL 125.1401 - 125.1499c) & adds ch. 3A.  
**(Reported by Committee on Local Government and Urban Policy.)**

91

**HB 4181** Rep. Schermesser  
Mobile homes; parks; authority and composition of mobile home commission; revise and enhance enforcement.  
Amends secs. 3, 5, 17, 41, 42 & 43 of 1987 PA 96 (MCL 125.2303 et seq.).  
**(Reported by Committee on Economic Development.)**  
**(For proposed House substitute (H-4), see Blue Book.)**

92

**HB 5785** Rep. Spade  
Education; curricula; dual enrollment; establish financial liability for students who drop out of the class after the withdrawal date.  
Amends secs. 4 & 9 of 1996 PA 160 (MCL 388.514 & 388.519).  
**(Reported by Committee on Education.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

93

**HB 5795** Rep. Spade  
Higher education; other; certain instructional materials; require manufacturers and publishers to provide in a digital electronic format.  
**(Reported by Committee on Education.)**

## SECOND READING

94

**HB 5866** Rep. Gielegem  
Education; other; website requirement for state model policy on locker searches and state school safety policies; provide for.  
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1304.  
**(Reported by Committee on Education.)**

95

**HB 5523** Rep. Kowall  
Health; testing; requirement for the testing of certain individuals exposed to bloodborne pathogens; add school personnel to the list of individuals who may request testing.  
Amends secs. 5204 & 5205 of 1978 PA 368 (MCL 333.5204 & 333.5205).  
**(Reported by Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

96

**SB 451** Sen. Rogers  
Worker's compensation; disabilities; occupational cancer; provide presumption for certain firefighters regarding.  
Amends sec. 405 of 1969 PA 317 (MCL 418.405).  
**(Reported by Committee on Employment Relations, Training and Safety.)**  
**(For House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

97

**HB 5727** Rep. Gilbert  
Mobile homes; parks; number of park developments; allow limit in counties.  
Amends sec. 12 of 1921 PA 207 (MCL 125.592).  
**(Reported by Committee on Economic Development.)**

98

**HB 5728** Rep. Gilbert  
Mobile homes; parks; number of park developments; allow limit in cities and villages.  
Amends sec. 27a of 1943 PA 183 (MCL 125.227a).  
**(Reported by Committee on Economic Development.)**  
**(For proposed House amendment, see House Journal No. 58, page 2081.)**

99

**HB 5729** Rep. Gilbert  
Mobile homes; parks; number of park developments; allow limit in townships.  
Amends sec. 27a of 1943 PA 184 (MCL 125.297a).  
**(Reported by Committee on Economic Development.)**

100

**SB 1081** Sen. Leland  
Agriculture; other; rule-making authority regarding the labeling of kosher foods; delete.  
Amends sec. 297e of 1931 PA 328 (MCL 750.297e).  
**(Reported by Committee on Agriculture and Resource Management.)**

## SECOND READING

101

**SB 1082** Sen. Gast  
Agriculture; other; reference to the office of the dairy and food commissioner; eliminate as to regulation of commission merchant transactions.  
Amends secs. 1, 2, 3, 4, 5, 6 & 8 of 1913 PA 184 (MCL 445.331 et seq.).  
**(Reported by Committee on Agriculture and Resource Management.)**

102

**SB 388** Sen. Bennett  
Natural resources; wildlife; shining of wildlife on private land; require written permission.  
Amends sec. 40113 of 1994 PA 451 (MCL 324.40113).  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

103

**SB 1064** Sen. Schwarz  
Liquor; manufacture; breweries that annually produce under 200,000 barrels of beer; allow on-premises consumption under certain circumstances and revise tax credit.  
Amends sec. 409 of 1998 PA 58 (MCL 436.1409) & adds sec. 411.  
**(Reported by Committee on Economic Development.)**

104

**SB 1300** Sen. Emmons  
Single business tax; tax base; money collected in an agency capacity by certain entities; exclude from gross receipts.  
Amends sec. 7 of 1975 PA 228 (MCL 208.7).  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

105

**HB 5632** Rep. Mortimer  
Advertising; other; prohibition of publishing and distributing immoral advertising; amend and repeal.  
Amends sec. 34 of 1931 PA 328 (MCL 750.34) & repeals secs. 35, 36, 37 & 39 of 1931 PA 328 (MCL 750.35 et seq.).  
**(Reported by Committee on House Oversight and Operations.)**

106

**SB 1364** Sen. Bullard  
Aeronautics; other; fuel tax rebate; expand provision to include certain air carriers.  
Amends sec. 203 of 1945 PA 327 (MCL 259.203).  
**(Reported by Committee on Transportation.)**

107

**SB 1343** Sen. Jaye  
Property; conveyances; certain state owned property in Macomb county; provide for conveyance.  
**(Reported by Committee on Conservation and Outdoor Recreation.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

## SECOND READING

108

**SB 1078** Sen. Byrum  
Agriculture; other; rule-making authority regarding certain baskets; delete.  
Amends sec. 4 of 1917 PA 74 (MCL 290.134).  
**(Reported by Committee on Agriculture and Resource Management.)**

109

**SB 863** Sen. Hart  
Probate; guardians and conservators; professional fiduciaries; provide qualification requirements and stricter regulation under E.P.I.C.  
Amends secs. 1106, 5106 & 5313 of 1998 PA 386 (MCL 700.1106 et seq.).  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House amendments, see House Journal No. 67, page 2447.)**  
**(For Senate substitute (S-3), see Blue Book.)**

110

**HB 5897** Rep. DeWeese  
Health facilities; patients; governor's commission on patient safety; create.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 20188.  
**(Reported by Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

111

**SB 1348** Sen. McCotter  
State; employees and officers; state poet laureate; create.  
Creates new act.  
**(Reported by Committee on House Oversight and Operations.)**

112

**SB 1205** Sen. McManus  
Transportation; motor fuel tax; collection of tax; revise procedure.  
Repeals 1927 PA 150 (MCL 207.101 - 207.202).  
**(Reported by Committee on Transportation.)**  
**(Read a second time; postponed temporarily December 12.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

113

**SB 1346** Sen. Rogers  
Vehicles; equipment; provision to promulgate rules to initiate a grant program for child car seat safety; eliminate.  
Amends sec. 710g of 1949 PA 300 (MCL 257.710g).  
**(Reported by Committee on Transportation.)**

114

**HB 6014** Rep. Richardville  
Use tax; exemptions; exemption on certain burial items for veterans; provide for.  
Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 4x.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

## SECOND READING

115

**SB 308** Sen. Jaye  
Sales tax; exemptions; exemption on certain burial items for veterans; provide for.  
Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 4h.  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

116

**SB 1320** Sen. Peters  
Property tax; tax tribunal; petitions; require that petitioner send copy to department of management and budget.  
Amends sec. 35 of 1973 PA 186 (MCL 205.735).  
**(Reported by Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-4), see Blue Book.)**

117

**SB 1095** Sen. Dingell  
Crimes; embezzlement; criminal provision relating to embezzlement of railroad passenger tickets; repeal.  
Repeals sec. 179 of 1931 PA 328 (MCL 750.179).  
**(Reported by Committee on Criminal Law and Corrections.)**

118

**SB 1096** Sen. Dingell  
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of embezzlement of railroad passenger tickets; eliminate.  
Amends sec. 16i, ch. XVII of 1927 PA 175 (MCL 777.16i).  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(For proposed House substitute (H-1), see Blue Book.)**

119

**SB 1105** Sen. Koivisto  
Crimes; other; criminal provisions relating to the use of bells on cutters and sleighs; repeal.  
Repeals sec. 494 of 1931 PA 328 (MCL 750.494).  
**(Reported by Committee on Criminal Law and Corrections.)**

120

**SB 1106** Sen. Johnson  
Recreation; athletics; promotion or participation in certain endurance contests such as walkathons; modify prohibitions.  
Amends secs. 1 & 2 of 1935 PA 140 (MCL 752.161 & 752.162).  
**(Reported by Committee on Criminal Law and Corrections.)**

121

**SB 1180** Sen. Van Regenmorter  
Crime victims; rights; victim notice, presence at hearings, impact statements, and restitution; revise procedures.  
Amends secs. 2, 3, 5, 6, 8, 11, 13a, 14, 15, 16, 18a, 19, 21, 31, 32, 35, 36, 38, 39, 41, 41a, 42, 43, 44, 46, 46a, 48, 61, 63, 65, 66, 68, 71, 74, 75, 76, 78 & 78a of 1985 PA 87 (MCL 780.752 et seq.) & adds secs. 16a, 36b, 44a & 76a.  
**(Reported by Committee on Criminal Law and Corrections.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-1), see Blue Book.)**

**SECOND READING**

122

**SB 1208** Sen. Schwarz  
 Insurance; insurers; patient's right to independent review act; create.  
**(Reported by Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate substitute (S-2), see Blue Book.)**

123

**SB 1379** Sen. Schuette  
 Local government; other; reference to "Dominion of Canada"; revise in urban cooperation act.  
 Amends secs. 2, 3, 4, 10 & 12 of 1967 (Ex Sess) PA 7 (MCL 124.502 et seq.).  
**(Reported by Committee on Local Government and Urban Policy.)**  
**(For proposed House substitute (H-2), see Blue Book.)**  
**(For Senate amendments, see Senate Journal No. 72, page 1907.)**

124

**SB 1400** Sen. Shugars  
 Occupations; pawnbrokers; regulation of pawnbrokers; revise to include other governmental units.  
 Amends title & secs. 1, 2, 3, 5, 6, 8 & 19 of 1917 PA 273 (MCL 446.201 et seq.).  
**(Reported by Committee on Local Government and Urban Policy.)**  
**(For proposed House substitute (H-1), see Blue Book.)**  
**(For Senate amendment, see Senate Journal No. 72, page 1880.)**

**SECOND READING**

125

**SB 1314** Sen. Schwarz  
 Torts; immunity; physician's assistants; add to list of medical professions granted immunity from liability under certain circumstances.  
 Amends secs. 1 & 2 of 1963 PA 17 (MCL 691.1501 & 691.1502).  
**(Reported by Committee on Family and Civil Law.)**  
**(For proposed House amendments, see House Journal No. 72, page 2699.)**

**NOTICES**

Notice of intent given on December 13 to discharge **Senate Bill No. 645** from the Committee on Insurance and Financial Services on the next legislative day by Rep. Sanborn.

Notice of intent given on December 13 to discharge **Senate Bill No. 794** from the Committee on Insurance and Financial Services on the next legislative day by Rep. Sanborn.

**STATUTORY COMMITTEE MEETINGS**

**House Fiscal Agency Governing Board** - Thursday, December 14, 9:00 a.m., Room 351, Capitol Building

**Legislative Council** - Thursday, December 14, 9:00 a.m., Room 252, Capitol Building

**BILLS IN CONFERENCE**

**Conferees**

Bill No.	Brief Title	Conferees		Report Agreed to	
		House	Senate	House	Senate
HB 4335	Retirement; military	Richardville Ehardt Bovin	Gougeon McManus DeBeaussaert	12/7	
HB 5951	Public school employees retirement act	Vander Roest Voorhees DeHart	Gougeon McManus DeBeaussaert		
SB 757	Support; failure to pay child support	Bullard Hammerstrom Dingell	Richner Shulman Switalski		12/7
SB 813	Court of Appeals; redistricting	Richner Koetje Baird	Schuette Sikkema V. Smith		