

House Watch

A summary of today's House actions;
published daily when the House is in session.



5/13/09

CONFERENCE REPORTS

[HB 4453](#) (Jackson)

Reform mortgage foreclosure process

- The conference report was adopted [RC 229: 94 yes, 14 no]

[HB 4454](#) (Coulouris)

Reform mortgage foreclosure process

- The conference report was adopted [RC 230: 93 yes, 15 no]

[HB 4455](#) (Johnson)

Reform mortgage foreclosure process

- The conference report was adopted [RC 231: 93 yes, 15 no]

FINAL PASSAGE

[HB 4763](#) (Nerat)

CHILDREN'S SAFE PRODUCTS ACT: The bill would name Part 54C the "Children's Safe Products Act" and allow the Department of Community Health (DCH) to issue administrative rules.

- HB 4763 advanced to 3rd Reading
- HB 4763 was passed [RC 222: 63 yes, 44 no]
- IE was ordered

HB 4764

(Geiss)

CHILDREN'S SAFE PRODUCTS ACT: This bill would add or amend various terms and definitions.

- Committee substitute H-1 adopted
- HB 4764 advanced to 3rd Reading
- HB 4764 was passed [RC 223: 63 yes, 44 no]
- IE was ordered

HB 4765

(Warren)

CHILDREN'S SAFE PRODUCTS ACT: HB 4765 would require DCH to create a comprehensive list of "chemicals of concern" by January 1, 2011, and to identify the chemicals on this list that were "of highest concern" by January 1, 2012 (and at least every two years thereafter). In doing so, DCH would have to consult existing authoritative lists and the DEQ.

- Committee substitute H-1 adopted
- HB 4765 advanced to 3rd Reading
- HB 4765 was passed [RC 224: 63 yes, 45 no]
- IE was ordered

HB 4766

(Segal)

CHILDREN'S SAFE PRODUCTS ACT: Except as described below, each manufacturer or distributor of a children's product sold in Michigan that contained a chemical of highest concern would have to do all of the following, as applicable:

· Children's products already being sold in Michigan. As to a children's product already being sold in Michigan, the manufacturer or distributor would have to submit a written statement as described below within 180 days after DCH identified a chemical contained in the product as one of highest concern.

· Children's products not yet sold in Michigan. For children's products not yet sold in Michigan, the manufacturer or distributor would have to submit a written statement as described below before providing that product for sale in Michigan.

Written statements: Each written statement would have to identify the children's product, the chemicals of highest concern in the product, the amount of the chemical, and its intended purpose in the product.

Retailer exception: A retailer would not have to submit written statements unless it was also a manufacturer, distributor, or both.

Exceptions for certain uses : In addition, written statements would not be required for chemicals of highest concern (1) used for industrial or manufacturing purposes; (2) in motor vehicles or their component parts, except detachable car seats; or (3) in combustible fuels or generated solely as combustion by-products.

Extensions: DCH could extend the deadline for submitting the written statement for one or more specified uses of a chemical of highest concern in a children's product if DCH and the DEQ determined that a manufacturer or distributor needed more time to comply.

Annual report on screening information data sets: Except as described below, by January 1, 2011, and annually thereafter, a manufacturer would have to report to DCH whether a screening information data set, as specified by the Organisation for Economic Co-operation and Development, or equivalent information, existed for added chemical ingredients contained in the children's products the manufacturer sells in Michigan.

Exception for products sold in small quantities: If 3,000 or fewer units of a children's product were sold in Michigan during the previous calendar year (or if 3,000 or fewer were to be offered in a year), the product's manufacturer or distributor would not have to submit a written statement or provide a screening information data set report.

Posting of information: Within 30 days after receipt of a written statement or report required by this bill, DCH would have to publicly post the information in an electronic and consumer-friendly form.

- Committee substitute H-2 adopted
- HB 4766 advanced to 3rd Reading
- HB 4766 was passed [RC 225: 63 yes, 45 no]
- IE was ordered

HB 4767

(Haase)

CHILDREN'S SAFE PRODUCTS ACT: This bill would authorize DCH and the DEQ to participate in an interstate chemicals clearinghouse in cooperation with other states and governmental entities to promote safe chemicals in consumer products, organize and manage available data on chemicals, or otherwise support efforts to promote the use of safer chemicals.

- Committee substitute H-1 adopted
- HB 4767 advanced to 3rd Reading
- HB 4767 was passed [RC 226: 72 yes, 36 no]
- IE was ordered

HB 4768

(McDowell)

CHILDREN'S SAFE PRODUCTS ACT: House Bill 4768 would require DCH, in consultation with the DEQ, to submit a report to the Legislature by January 1, 2013, and every two years thereafter, about progress in identifying chemicals of concern and of highest concern. The report would have to contain a detailed plan to inform consumers about chemicals of highest concern and to protect Michigan's children from chemicals of concern.

- HB 4768 advanced to 3rd Reading
- HB 4768 was passed [RC 227: 64 yes, 44 no]
- IE was ordered

HB 4769**(Slavens)**

CHILDREN'S SAFE PRODUCTS ACT: If a manufacturer or distributor failed to comply with a requirement of Part 54C, DCH could begin enforcement efforts 90 days later, assess fines under Section 5493, as described below, and request the attorney general to seek an immediate injunction to prevent that manufacturer or distributor from selling children's products in Michigan. Existing Section 5493 provides the following civil fine schedule for violations of Part 54C by persons who are not individual consumers:

- First offense: a civil fine of not more than \$100 per item, not to exceed a total of \$5,000.
- Second offense: a civil fine of not more than \$1,000 per item, not to exceed a total of \$25,000.
- Third or subsequent offense: a civil fine of not more than \$1,000 per item, not to exceed a total of \$50,000.
- Knowing violation: the fine listed above multiplied by three.
- A civil fine could be waived if the person acted in good faith to comply with Part 54C, pursued compliance with due diligence, and promptly corrected any noncompliance after discovery of the violation.

- Committee substitute H-2 adopted
- HB 4769 advanced to 3rd Reading
- HB 4769 was passed [RC 228: 64 yes, 44 no]
- IE was ordered

HB 4899**(Segal)**

House Bill 4899 would update the process for DCH to designate diseases as communicable and require reporting by physicians and laboratories

- HB 4899 advanced to 3rd Reading
- HB 4899 was passed [RC 232: 106 yes, 2 no]
- IE was ordered

HB 4900**(Moore)**

House Bill 4900 would increase the penalty for violating a local health department regulation and extend the penalty to a violation of an order by a local health officer.

- Moore-1 adopted
- HB 4900 advanced to 3rd Reading
- HB 4900 was passed [RC 233: 104 yes, 4 no]
- IE was ordered

HB 4901

(Liss)

House Bill 4901 would make technical amendments consistent with the changes in House Bill 4899.

- HB 4901 advanced to 3rd Reading
- HB 4901 was passed [RC 234: 107 yes, 1 no]
- IE was ordered

HB 4203

(McDowell)

The bill would amend the Natural Resources and Environmental Protection Act:

· To make disabled veterans or a residents who were prisoners of war eligible to purchase any resident hunting or fishing license under the act for \$2. The department could demand proof of eligibility from the licensee when hunting or fishing and the licensee would need to furnish that proof upon request of a peace officer. (Currently, disabled veterans can purchase senior hunting licenses and fishing licenses.)

· To require the department to waive state park entry and camping fees and state forest camping fees for disabled veterans and prisoners of war.

- Committee substitute H-1 adopted
- HB 4203 advanced to 3rd Reading
- HB 4203 was passed [RC 235: 108 yes, 0 no]
- IE was ordered