

# CURRENT LEGISLATION THAT COULD AFFECT FARMWORKERS OR IMMIGRANTS IN MICHIGAN

Final Status of Bills as of 12/31/2008 (End of legislative session)

Summary by Farmworker Legal Services of Michigan  
Distributed in cooperation with the Michigan Commission on Spanish Speaking Affairs

## STATE BILLS – 2007-2008 LEGISLATIVE SESSION

To view these bills:

- (1) Go to [www.legislature.mi.gov](http://www.legislature.mi.gov), and then type the bill number (without the “HB” or “SB”) in the appropriate space under “Legislative Bill Search”, OR
- (2) For resolutions, select the appropriate category on the left-hand menu of the above webpage, and then follow the same procedure above

State bill summaries are grouped into the following categories, with enacted bills listed first in each section:

- **Health** – Page 1
- **Employment** – Page 2
- **Education** – Page 12
- **Immigration and State Programs Generally** – Page 16
- **Driver’s Licenses and State ID Cards** – Page 21

---

### HEALTH

#### [HB 4344 \(House Bill 4344\) – Public Act 123 of 2007](#)

**Bill Summary:** This bill is an appropriations bill for the Department of Community Health. As enacted into law, it contains a provision for \$5,763,800 for fiscal year 2008 for multicultural services related to Community Mental Health/Substance Abuse Services Programs. The bill provides that these funds:

“shall not be utilized for services provided to illegal immigrants. The department shall modify contracts with recipients of multicultural services grants to mandate that grantees establish that recipients of services are legally residing in the United States. An exception to the contractual provision will be allowed to address persons presenting with emergent mental health conditions.”

**Primary Sponsor:** Gary McDowell (D)

**Other Sponsors:** None

**Bill Status:**

- 2/28/2007: Introduced in Michigan House and referred to Committee on Appropriations
- 6/28/2007: Committee reported bill (version H-1) to full House
- 6/28/2007: Passed House 59-50

- 7/17/2007: Referred to Senate Committee on Appropriations
- 9/05/2007: Discharged from Senate Committee on Appropriations
- 9/06/2007: Senate passed bill (version S-2) by vote of 24-14
- 9/12/2007: Referred to House/Senate conference committee
- 10/29/2007: Conference report received by House
- 10/29/2007: Conference report adopted by House, 81-28
- 10/30/2007: Conference report adopted by Senate, 35-3
- 10/30/2007: Bill ordered enrolled
- 10/31/2007: Bill approved by Governor
- 11/01/2007: Assigned Public Act 123 of 2007, with immediate effect**

---

#### [SB 278 \(Senate Bill 278\)](#)

**Bill Summary:**

- The bill would create the Michigan Helping Ensure Affordable and Reliable Treatment Program (MI-HEART), the goal of which would be to subsidize health insurance for low-income residents of Michigan.
- “Resident” is defined as:

“a person living in the state, including a qualified alien, as defined by section 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, or a person who is not a citizen of the United States but who is otherwise permanently residing in the United States under color of law; provided, however, that the person has not moved into the state for the sole purpose of securing health coverage under this act.”

**Primary Sponsor: Thomas George** (Republican – Kalamazoo County, Paw Paw and Antwerp Townships in Van Buren County)

**Other Sponsors (15):** John Pappageorge, Patricia Birkholz, Randy Richardville, Wayne Kuipers, Roger Kahn, Bill Hardiman, Valde Garcia, John Gleason, Alan Sanborn, Gilda Jacobs, Gerald Van Woerkom, Cameron Brown, Samuel Thomas, Martha Scott, Liz Brater

**Bill Status:**

2/27/2007: Introduced in Michigan Senate and referred to Committee on Health Policy  
5/02/2007: Senate Committee on Health Policy reported the bill to the full Senate, as version S-2  
10/04/2007: Senate passed bill by vote of 33 to 0  
**10/09/2007: House referred bill to House Committee on Health Policy**

## EMPLOYMENT

### [HB 4397 \(House Bill 4397\)](#)

**Bill Summary:**

The bill would prohibit all state agencies from entering into a contract for the purchase of services unless the contract provides that only U.S. citizens, legal resident aliens, and “individuals with a valid visa” shall perform the services under that contract or any subcontract. A contract shall contain a provision allowing the state agency to disallow payment of any portion of a contracted service where the service was performed by a person not in any of the above categories. The state agency shall not disallow payment of any portion of a contracted service if the contractor has used an electronic verification system to verify the eligibility of its workers.

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 20 other sponsors.

**Bill Status:**

**3/6/2007: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

### [HB 5516 \(House Bill 5516\)](#)

**Bill Summary:**

This bill would amend the Elliott-Larsen Civil Rights Act. It would prohibit an employer from discharging without cause or laying off an employee if the employer retains an employee that is an unauthorized alien. A work-authorized person who is discharged in violation of this section may bring a civil action against the employer in circuit court and ask for injunctive relief, damages, or both. The Court shall award reasonable attorney fees to a plaintiff/employee who prevails in court.

The bill provides that the employer has a defense to a claim made by a discharged employee if the employer used a “bona fide electronic verification system to determine that

the retained employee was authorized to work in the United States, even if the determination is ultimately proved erroneous.”

**Primary Sponsor: David Agema** (Republican – Kent

County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (5): Tom Casperson** (R-all of Delta, Dickinson, and Menominee Counties), **Tom Pearce** (R-northern Kent County including Cedar Springs and Rockford), **Rick Jones** (R-most of Eaton County), **John Stakoe** (R-part of Oakland County), **Brian Calley** (R-all of Barry County, part of Ionia County)

**Bill Status:**

**12/4/2007: Introduced in Michigan House and referred to Committee on Oversight & Investigations**

### [HB 5570 \(House Bill 5570\)](#)

**Bill Summary:**

This bill would be known as the “Public Contract and Employment Eligibility Verification Act.” The bill would require a public employer (i.e., all departments, agencies, or political subdivisions of the state of Michigan) to register with and participate in the E-verify program to verify the work authorization of each new employee.

The bill would prohibit a public employer from entering into a contract for services within Michigan unless the contractor registers with and participates in the E-Verify program to verify the work authorization status of all of the contractor’s new employees.

The bill would prohibit a contractor or subcontractor from entering into a contract or subcontract with a public employer concerning services unless the contractor or subcontractor registers with and participates in the E-Verify program to verify the work authorization status of all new employees.

An employer or an agency or political subdivision of the state would be required to verify the lawful presence of an

individual in the U.S. as required above by obtaining an affidavit that the individual executed under penalty of perjury and states one of the following: (1) he or she is a U.S. citizen, or (2) he or she is a “qualified alien” under federal immigration law and is “lawfully present” in the U.S. The employer or agency or political subdivision would further verify the status of an individual who has executed the affidavit through the E-Verify system. Until the further eligibility verification is made, the affidavit is presumed to be proof of lawful presence for the purposes of this section. An individual who knowingly and willfully makes a false statement in an affidavit is guilty of perjury.

The bill would also prohibit an employer from discharging an employee who is a citizen or Lawful Permanent Resident, if on the date of the discharge, the employer knowingly employed an alien who is not authorized to work in the United States. The discharged employee shall have a private cause of action to bring suit in court. This prohibition would not apply to a discharge with cause.

**Primary Sponsor:** **David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (23):** **Brian Calley** (R-all of Barry County, part of Ionia County), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **John Garfield** (R-part of Oakland County including Rochester and Rochester Hills), **Fulton Sheen** (R-all of Allegan County except Watson and Otsego Townships and the city of Otsego), **John Stahl** (R-all of Lapeer County), **Fran Amos** (R-part of Oakland County including Waterford Township), **Philip LaJoy** (R-part of Wayne County including Belleville), **Kim Meltzer** (R-part of Macomb County including Macomb and Ray Townships), **Tory Rocca** (R-part of Macomb County including Utica and part of Sterling Heights), **Arlan Meekhof** (R-part of Ottawa County including Grand Haven), **Kevin Green** (R-Byron Township and Wyoming in Kent County), **Tom Casperson** (R-all of Delta, Dickinson, and Menominee Counties), **Jack Brandenburg** (R-part of Macomb County including St. Clair Shores), **Rick Jones** (R-most of Eaton County), **Glenn Steil** (R-part of Kent County including Kentwood), **Joe Hune** (R-most of Livingston County including Howell), **John Moolenaar** (R - SE part of Midland County including most of city of Midland, western part of Saginaw County including Zilwaukee), **James Marleau** (R-part of Oakland County), **Phillip Pavlov** (R-part of St. Clair County), **Daniel Acciavatti** (R-parts of Macomb and St. Clair Counties), **Bill Huizenga** (R-part of Ottawa County, including Zeeland), **Dave Hildenbrand** (R-part of Kent County including Walker, Lowell, and East Grand Rapids), **Craig DeRoche** (R-part of Oakland County including Novi, South Lyon, and Wixom)

**Bill Status:**

**12/13/2007: Introduced in Michigan House and referred to Committee on Government Operations**

---

## **HB 5572 (House Bill 5572)**

**Bill Summary:** This bill would amend the Worker’s

Disability Compensation Act. The bill would amend the definition of “commission of a crime” by an employee, which would cause the employer to not be liable for paying worker’s compensation. The bill would clarify that “‘commission of a crime’ does not include an alien’s working without employment authorization or an alien’s use of false documents to obtain employment or to seek work.”

**Sponsor:** **Steve Tobocman** (Democrat – southwest Detroit)

**Other Sponsors:** None

**Bill Status:**

**12/13/2007: Introduced in Michigan House and referred to Committee on Labor**

---

## **HB 5780 (House Bill 5780)**

**Bill Summary:** As introduced, the bill would amend the Michigan Strategic Fund Act to specify that the board of the Michigan Strategic Fund could not approve a request for assistance for a project on an economic development project, or a loan or grant under the 21st Century Jobs Program, unless the applicant agrees in writing not to hire, or contract with any business entity that hires, an individual who is not authorized under federal law to work in the United States and that the applicant will comply in good faith with the verification requirement of federal law to ensure that all employees hired by the applicant or employees of any contractors hired by the applicant are authorized to work in the U.S.

The written agreements under the bill would have to contain a remedy provision that provides for all of the following: (1) a requirement that the applicant’s financing, loan, or grant is revoked if the applicant is in violation; and (2) a requirement that the applicant may be required to repay some or all of the benefits received if the applicant is determined to be in violation.

Substitute version H-1 removes the requirement that the applicant state in writing that the business will comply in good faith with federal employment verification requirements.

**Sponsor:** **Fred Miller** (Democrat – part of Macomb County, including Mt. Clemens, part of Fraser, and part of Clinton Township)

**Other Sponsors:** This bill has 36 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Labor

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

3/18/2008: House Committee on Labor heard testimony in a committee meeting

4/8/2008: House Committee on Labor reported bill (substitute version H-1) to full House, by vote of 6-1

5/20/2008: House passed bill (version H-1) by vote of 61-43

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

### **HB 5781 (House Bill 5781)**

**Bill Summary:** As introduced, the bill would amend the Brownfield Redevelopment Financing Act, which allows the use of tax increment financing revenues to engage in cleanup and development activities at contaminated sites. It would prohibit a brownfield authority from using tax increment revenues to pay or reimburse a business entity for eligible activities on eligible properties unless the business agrees in writing that it will not hire or contract with any business entity that hires an individual who is not authorized under federal law to work in the United States and that the eligible business will comply in good faith with the verification requirement of federal law to ensure that all employees hired by the applicant or employees of any contractors hired by the applicant are authorized to work in the U.S. The written agreements under this bill would have to contain a remedy provision that provides that the business may be required to repay some or all of the benefits received if the business is determined to be in violation.

Substitute version H-1 removes the requirement that the applicant state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** **Andy Meisner** (Democrat – part of Oakland County, including Berkley, Ferndale, Hazel Park, and part of Oak Park)

**Other Sponsors:** This bill has 36 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Labor

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

3/18/2008: House Committee on Labor heard testimony in a committee meeting

4/8/2008: House Committee on Labor reported bill (substitute version H-1) to full House, by vote of 6-1

5/20/2008: House passed bill (version H-1) by vote of 68-37

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

### **HB 5782 (House Bill 5782)**

**Bill Summary:** Under the bill as introduced, the Department of Management and Budget would require that each contract entered into for construction, alteration, repair, or rebuilding of a state building or other state property contain a clause requiring that of the persons working on a project and employed by the contractor or subcontractor of the contractor, not less than **100%** shall have been residents of this state for not less than 1 year before beginning work, except that the percentage shall be reduced or the clause omitted to the extent that residents are not available or to the extent necessary to comply with a federal law or

regulation concerning federal funds used for the project. A breach of the clause shall be considered a material breach of the contract. This provision would not apply to employers who are signatory to collective bargaining agreements and which agreements allow for the portability of the employees on an interstate basis.

Current law states that **50%** of the workers must be residents of Michigan for not less than 1 year.

**Sponsor:** **Mark Meadows** (Democrat – part of Ingham County, including East Lansing and Meridian Township)

**Other Sponsors:** This bill has 36 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Labor

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

3/18/2008: House Committee on Labor heard testimony in a committee meeting

4/8/2008: House Committee on Labor reported bill to full House, by vote of 6-1

5/20/2008: House passed bill (version H-1) by vote of 62-43

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

### **HB 5783 (House Bill 5783)**

**Bill Summary:** Under the bill as introduced, the Department of Management and Budget would be able to debar a vendor from participation in the bid process and from contract award upon notice and a finding that the “vendor has allowed an individual who is not authorized to work in the United States to perform services under the contract and has failed to comply in good faith with federal employment verification requirements to ensure that the vendor’s employees and employees of any subcontractor that performs under the contract are authorized to work in the United States;” or that the vendor has violated the provisions of the state prevailing wages provisions in the performance of a state contract.

The Department shall include a clause requiring the contractor to allow only individuals who are authorized to work in the United States to perform services under the contract and a clause stating that the contractor shall not violate the state prevailing wages provisions in each contract it enters into that includes services. The contract shall provide all of the following as remedies if a contractor or a subcontractor of the contractor permits a person who is not authorized to work in the United States to perform services under the contract and the contractor has failed to comply in good faith with the federal employment verification requirements to ensure that the individual is authorized to work in the United States or if the contractor violates the state prevailing wages provisions in performing services under the contract:

- The contractor shall not receive further payments under the contract.

- The contractor may be required to return any payments already received under the contract.
- The Department may cancel the contract and hold the contractor responsible for any additional costs incurred in rebidding the contract.
- The contractor may be debarred from further award of state contracts.

Substitute version H-1 removes the requirement that the applicant state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** Kate Ebli (Democrat – part of Monroe County, including city of Monroe)

**Other Sponsors:** This bill has 35 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Labor

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

3/18/2008: House Committee on Labor heard testimony in a committee meeting

4/8/2008: House Committee on Labor reported bill (substitute version H-1) to full House, by vote of 6-1

5/20/2008: House passed bill (version H-1) by vote of 64-41

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

### **HB 5785 (House Bill 5785)**

**Bill Summary:** Under the bill as introduced, a business taxpayer could not claim an exemption, deduction, or credit under the Michigan Renaissance Zone Act unless the taxpayer enters into a contract that provides that, for any work in the zone, the taxpayer will not hire or contract with a business entity that hires an individual who is not authorized under federal law to work in the U.S. and that the taxpayer will comply with federal employment verification requirements to ensure that employees are authorized to work in the U.S.

The contract would also have to contain a remedy provision providing (1) a requirement that the taxpayer is not eligible to claim any future exemptions, deductions, or credits if the taxpayer is determined to have violated these provisions; and (2) a requirement that the taxpayer could be required to repay some or all of the exemptions, deductions, or credits received if determined to be in violation.

Substitute version H-1 removes the requirement that the taxpayer state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** Mike Simpson (Democrat – part of Eaton County, including Eaton Rapids; part of northern and eastern Jackson County; and Cambridge Township in Lenawee County)

**Other Sponsors:** This bill has 35 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Commerce

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting  
4/8/2008: House Committee on Commerce reported bill (substitute version H-1) to full House, by vote of 12-6  
5/20/2008: House passed bill (version H-1) by vote of 69-36

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

### **HB 5786 (House Bill 5786)**

**Bill Summary:** As introduced, the bill would amend the Michigan Economic Growth Authority Act to prohibit MEGA from entering into a written agreement with an eligible business unless the eligible business states in writing that it will not hire or contract with any business entity that hires an individual who is not authorized under federal law to work in the United States and that the eligible business will comply in good faith with federal employment verification requirements to ensure that all employees hired by the applicant or employees of any contractors hired by the applicant are authorized to work in the U.S.

Under the bill, written agreements between MEGA and eligible businesses would have to contain a remedy provision that provides for both of the following: (1) a requirement that the business's credits are revoked if the applicant is in violation; and (2) a requirement that the business may be required to repay some or all of the benefits received if the applicant is determined to be in violation.

Substitute version H-2 removes the requirement that the eligible business state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** Terry Brown (Democrat – Huron and Tuscola Counties)

**Other Sponsors:** This bill has 37 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Commerce

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

4/8/2008: House Committee on Commerce reported bill (substitute version H-1) to full House, by vote of 12-6

5/20/2008: House passed bill (version H-2) by vote of 70-34

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

### **HB 5787 (House Bill 5787)**

**Bill Summary:** As introduced, the bill would amend the Michigan Business Tax Act so that a qualified business taxpayer could not claim an historic preservation credit unless the taxpayer enters into a contract with the Michigan Historical Center that provides that, for any work on the rehabilitation plan, the taxpayer will not hire or contract with a business entity that hires an individual

who is not authorized under federal law to work in the U.S. and that the taxpayer will comply with applicable federal employment verification requirements.

The contract would also have to contain a remedy provision providing (1) a requirement that the taxpayer is not eligible to claim any future credits if the taxpayer is determined to have violated these provisions; and (2) a requirement that the taxpayer could be required to repay some or all of the credits received if determined to be in violation.

Substitute version H-3 removes the requirement that the taxpayer state in writing that it will comply in good faith with federal employment verification requirements. It also removes the remedy provision for violations.

**Sponsor:** Marc Corriveau (Democrat – part of Wayne County, including Plymouth, Plymouth Township, and part of Northville)

**Other Sponsors:** This bill has 37 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Commerce

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

4/8/2008: House Committee on Commerce reported bill (substitute version H-3) to full House, by vote of 12-6

5/20/2008: House passed bill (version H-3) by vote of 72-33

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

### **HB 5788 (House Bill 5788)**

**Bill Summary:** As introduced, the bill would amend the Obsolete Property Rehabilitation Act to prohibit a local unit of government from approving an application for an obsolete property exemption certificate (for a property tax abatement) unless the applicant promises in writing not to hire or contract with any business entity that hires an individual who is not authorized under federal law to work in the U.S. and promises that the eligible business will comply with federal employment verification requirements to ensure that all employees are authorized to work in the U.S.

The written agreement would also have to contain a remedy provision that provides for (1) a requirement that the applicant's exemption certificate is to be revoked if the applicant is determined to be in violation of the hiring or contracting requirements and (2) a requirement that the applicant might be required to repay some or all of the benefits received under the act if found in violation.

Substitute version H-1 removes the requirement that the applicant state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** Richard LeBlanc (Democrat – city of Westland in Wayne County)

**Other Sponsors:** This bill has 37 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Commerce

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting  
4/8/2008: House Committee on Commerce reported bill (substitute version H-1) to full House, by vote of 12-6  
5/20/2008: House passed bill (version H-1) by vote of 68-37

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

### **HB 5789 (House Bill 5789)**

**Bill Summary:** As introduced, the bill would amend the Industrial Development Revenue Bond Act to prohibit a municipality from issuing bonds to construct, improve, or finance improvements to industrial buildings unless the applicant agrees in writing not to hire or contract with any business entity that hires an individual who is not authorized under federal law to work in the U.S. and promises that the eligible business will comply with federal employment verification requirements to ensure that all employees are authorized to work in the U.S.

The written agreement would also have to contain a remedy provision that provides for (1) a requirement that the applicant's industrial facilities exemption certificate is to be revoked if the applicant is determined to be in violation of the hiring or contracting requirements and (2) a requirement that the applicant might be required to repay some or all of the benefits received under the act if found in violation.

Substitute version H-1 removes the requirement that the applicant state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** Bob Constan (Democrat – part of Wayne County, including Garden City, Inkster, part of Allen Park, and part of Dearborn Heights)

**Other Sponsors:** This bill has 37 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Commerce

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

4/8/2008: House Committee on Commerce reported bill (substitute version H-1) to full House, by vote of 12-6

5/20/2008: House passed bill (version H-1) by vote of 70-35

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

### **HB 5790 (House Bill 5790)**

**Bill Summary:** As introduced, the bill would amend the Plant Rehabilitation and Industrial Development Districts Act, so that a local governmental unit could not approve an application for an industrial facilities exemption certificate (a PA 198 certificate for a property tax abatement) unless the applicant promises in writing not to hire or contract with any business entity that hires an individual who is not authorized under federal law to work in the U.S. and promises that the eligible business

will comply with federal employment verification requirements to ensure that all employees are authorized to work in the U.S.

The written agreement would also have to contain a remedy provision that provides for (1) a requirement that the applicant's exemption certificate is to be revoked if the applicant is determined to be in violation of the hiring or contracting requirements and (2) a requirement that the applicant might be required to repay some or all of the benefits received under the act if found in violation.

Substitute version H-1 removes the requirement that the applicant state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** **Bettie Scott** (Democrat – part of Detroit in Wayne County)

**Other Sponsors:** This bill has 36 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Commerce

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting

4/8/2008: House Committee on Commerce reported bill (substitute version H-1) to full House, by vote of 12-6

5/20/2008: House passed bill (version H-1) by vote of 70-35

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

## **HB 5791 (House Bill 5791)**

**Bill Summary:** As introduced, the bill would amend the Transportation Economic Development Fund Law to prohibit the use of any proceeds from the Fund for a project unless the applicant agrees in writing not to hire or contract with any business entity that hires an individual who is not authorized under federal law to work in the U.S. and promises that the eligible business will comply in good faith with applicable federal employment verification requirements. Proceeds from the Fund could also not be used on a project unless the applicant promises in writing not to violate the state's prevailing-wage-on-state-projects requirements.

The written agreement would also have to contain a remedy provision that provides for (1) a requirement that the applicant would not longer be eligible to receive financing if the applicant is determined to be in violation of the hiring or contracting requirements and (2) a requirement that the applicant might be required to repay some or all of the benefits received under the act if found in violation.

Substitute version H-1 removes the requirement that the applicant state in writing that it will comply in good faith with federal employment verification requirements.

**Sponsor:** **Marie Donigan** (Democrat – cities of Royal Oak and Madison Heights in Oakland County)

**Other Sponsors:** This bill has 37 other sponsors.

**Bill Status:**

2/21/2008: Introduced in Michigan House and referred to Committee on Commerce

2/26/2008: House Committee on Labor and Committee on Commerce heard testimony in joint meeting  
4/8/2008: House Committee on Commerce reported bill (substitute version H-1) to full House, by vote of 12-6  
5/20/2008: House passed bill (version H-1) by vote of 70-35

**5/21/2008: Referred to Senate Committee on Commerce and Tourism**

---

## **HB 6224 (House Bill 6224)**

**Bill Summary:**

The bill would make two changes to the state's workers compensation act. First, the bill would change the law's confidentiality provisions. An employee of the Michigan Workers' Compensation Agency "who receives information indicating or giving reason to believe that a claim for benefits under this act has been filed by an undocumented alien shall immediately report that information to either the Federal Bureau of Investigation or the federal Immigration and Naturalization Service."

The bill also provides that no compensation would be paid under the act for a worker's injury or death if all of the following circumstances are present:

- The worker "is an undocumented alien who is not permitted to work in the United States under federal law."
- The worker "presented fraudulent identification to the employer."
- "The employer did not know and had no reason to believe that the employee was not permitted to work in the United States."

**Primary Sponsor:** **Rick Jones** (R-most of Eaton County)

**Other Sponsors (16):** **David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright), **David Robertson** (R-part of Genesee County including Grand Blanc), **Kevin Elsenheimer** (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County), **Tory Rocca** (R-part of Macomb County including Utica and part of Sterling Heights), **Glenn Steil** (R-part of Kent County including Kentwood), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **John Stahl** (R-all of Lapeer County), **Jeff Mayes** (D-All of Bay County except the city of Pinconning and the following townships: Kawkawlin, Fraser, Garfield, Pinconning, Mt. Forest, Gibson), **Philip LaJoy** (R-part of Wayne County including Belleville), **Paul Opsommer** (R-Gratiot County, most of Clinton County), **Tom Pearce** (northern Kent County including Cedar Springs and Rockford), **James Marleau** (R-part of Oakland County), **John Garfield** (R-part of Oakland County including Rochester and Rochester Hills), **Jacob Hoogendyk** (Republican - City of Portage, part of Kalamazoo County), **Fulton Sheen** (R-all of Allegan County except Watson and Otsego Townships and the city of Otsego), **Fran Amos**

(R-part of Oakland County including Waterford Township)

**Bill Status:**

**6/5/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6225 (House Bill 6225)**

**Bill Summary:**

This bill would make 3 main changes to the state's workers compensation act.

(1) No compensation would be paid under the act for a worker's injury or death if all of the following circumstances are present:

- The worker "is an undocumented alien who is not permitted to work in the United States under federal law."
- The worker "presented fraudulent identification to the employer."
- "The employer did not know and had no reason to believe that the employee was not permitted to work in the United States."

(2) An employer would have an absolute defense against a suit alleging negligence or gross negligence for a worker's injury or death if all of the following conditions are met:

- The worker "is an undocumented alien who is not permitted to work in the United States under federal law."
- The worker "presented fraudulent identification to the employer."
- "The employer did not know and had no reason to believe that the employee was not permitted to work in the United States."

(3) The bill would also change the statute's confidentiality provisions. An employee of the Michigan Workers' Compensation Agency "who receives information indicating or giving reason to believe that a claim for benefits under this act has been filed by an undocumented alien shall immediately report that information to either the Federal Bureau of Investigation or the federal Immigration and Naturalization Service."

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (16): David Robertson** (R-part of Genesee County including Grand Blanc), **Kevin Elsenheimer** (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County), **Tory Rocca** (R-part of Macomb County including Utica and part of Sterling Heights), **Glenn Steil** (R-part of Kent County including Kentwood), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **John Stahl** (R-all of Lapeer County), **Jeff Maves** (D-All of Bay County except the city of Pinconning and the following townships: Kawkawlin, Fraser, Garfield, Pinconning, Mt. Forest, Gibson), **Philip LaJoy** (R-part of Wayne County including Belleville), **Paul Opsommer** (R-Gratiot

County, most of Clinton County), **Tom Pearce** (northern Kent County including Cedar Springs and Rockford), **James Marleau** (R-part of Oakland County), **John Garfield** (R-part of Oakland County including Rochester and Rochester Hills), **Jacob Hoogendyk** (Republican - City of Portage, part of Kalamazoo County), **Fulton Sheen** (R-all of Allegan County except Watson and Otsego Townships and the city of Otsego), **Fran Amos** (R-part of Oakland County including Waterford Township), **Rick Jones** (R-most of Eaton County)

**Bill Status:**

**6/5/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6327 (House Bill 6327)**

**Bill Summary:**

Under the bill, "an employer shall not recruit, hire, or refer an individual for employment to be performed in this state if the employer has actual or constructive knowledge that the individual is an unauthorized alien."

Under the bill, the employer would not be in violation of the act as long as the employer did not receive information indicating that the documentation or status is false or no longer valid, and if the employer did one of the following:

- completed the Form I-9 in compliance with federal law
- verified the employee's status through the federal E-Verify system

An employer who violates this act would be subject to an administrative fine of \$1,000 for each unauthorized employee. Subsequent violations would subject the employer to a fine of at least \$2,000 and no more than \$5,000 for each unauthorized employee.

**Primary Sponsor: Kathy Angerer** (Democrat – part of Monroe County, including Milan, and part of Washtenaw County, including parts of Pittsfield and Saline Townships)

**Bill Status:**

**7/23/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6328 (House Bill 6328)**

**Bill Summary:**

Under the bill, "an employer shall not knowingly or recklessly do either of the following:

- employ an individual who is an unauthorized alien
- encourage or induce an unauthorized alien to enter the state for the purpose of employing the individual."

An employer not obtaining Form I-9 for the employee would be sufficient to establish knowing or reckless employment of an unauthorized alien.

An employer who violates this act would be guilty of a misdemeanor punishable by a fine of not more than \$50,000 for a first violation. A second violation would be a felony punishable by imprisonment for not more than 5 years or a fine of not more than \$100,000, or both. A third or subsequent violation would be a felony punishable by up to

5 years in prison or a fine of not more than \$250,000, or both.

The Michigan attorney general would prosecute violations of this act.

**Primary Sponsor:** Richard LeBlanc (Democrat – city of Westland in Wayne County)

**Bill Status:**

**7/23/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6329 (House Bill 6329)**

**Bill Summary:**

The bill would amend the code of criminal procedure to add the felony of “Employment of Unauthorized Alien – Subsequent Offense.” This new felony is referenced in HB 6328 and HB 6330 above.

This bill is tie-barred to HB 6328.

**Primary Sponsor:** Jeff Mayes (D-All of Bay County except the city of Pinconning and the following townships: Kawkawlin, Fraser, Garfield, Pinconning, Mt. Forest, Gibson)

**Bill Status:**

**7/23/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6330 (House Bill 6330)**

**Bill Summary:**

Under the bill, “a state regulatory agency shall revoke or suspend the license of an employer that is determined by the state regulatory agency of knowingly having done, or of knowingly doing, either or both of the following:

- employing an unauthorized alien
- encouraging or inducing an unauthorized alien to enter the state for the purpose of employing that unauthorized alien.”

For a first violation, in lieu of license revocation or suspension, the state agency may require the employer to report to the state agency any new employees and to require the employer to provide a copy of the Form I-9 filed on behalf of the employee.

Also under the bill, the employer shall not knowingly employ an unauthorized alien or encourage or induce an unauthorized alien to enter the state for the purpose of employing that unauthorized alien. A first violation would be a misdemeanor that subjects the employer to a fine of not more than \$50,000. A second violation would be a felony subjecting the employer to imprisonment for not more than 5 years or a fine of not more than \$100,000, or both. A third violation would be a felony subjecting the employer to imprisonment for not more than 5 years or a fine of not more than \$250,000, or both.

**Primary Sponsor:** Barb Byrum (Democrat – Ingham County, except for East Lansing, Lansing Township, part of Lansing, Meridian Township, and Williamston Township)

**Bill Status:**

**7/23/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6331 (House Bill 6331)**

**Bill Summary:**

The bill would amend the code of criminal procedure to add the felony of “Employment of Unauthorized Alien – Subsequent Offense.” This new felony is referenced in HB 6328 and HB 6330 above.

This bill is tie-barred to HB 6330.

**Primary Sponsor:** Mike Simpson (Democrat – part of Eaton County, including Eaton Rapids; part of northern and eastern Jackson County; and Cambridge Township in Lenawee County)

**Bill Status:**

**7/23/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6332 (House Bill 6332)**

**Bill Summary:**

The bill would amend the Elliott-Larsen Civil Rights Act. It would prohibit an employer from discharging without cause or laying off an employee if the employer retains an employee that is an unauthorized alien. A work-authorized person who is discharged in violation of this section may bring a civil action against the employer in circuit court and ask for injunctive relief, damages, or both. The Court shall award reasonable attorney fees to a plaintiff/employee who prevails in court.

The bill provides that the employer has a defense to a claim made by a discharged employee if the employer used a “bona fide electronic verification system to determine that the retained or replacement employee was not an unauthorized alien, even if the determination is ultimately proved erroneous.”

**Primary Sponsor:** Kate Ebli (Democrat – part of Monroe County, including city of Monroe)

**Bill Status:**

**7/23/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6588 (House Bill 6588)**

**Bill Summary:**

The bill provides that an applicant for unemployment benefits would be ineligible “if the individual is an alien who is not either lawfully admitted for permanent residence or otherwise authorized to be employed in the United States under federal immigration law.”

**Primary Sponsor:** Kevin Elsenheimer (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County)

**Bill Status:**

**10/29/2008: Introduced in Michigan House and referred to Committee on Labor**

---

**SB 154 (Senate Bill 154)**

**Bill Summary:** The bill would increase the dependent benefit that is added to a recipient of unemployment benefits from \$6 to \$20 per dependent, up to a maximum of five dependents.

The bill would also add the following provision:

“The Unemployment Agency shall require each individual who applies for benefits to supply information sufficient to determine citizenship or alien status eligibility.”

Michigan law currently does not contain a requirement that U.S. citizens must present documentation to prove citizenship. The bill does not specify whether the above phrase “information sufficient to determine citizenship” would require citizens to provide documents sufficient to prove citizenship or whether an attestation would continue to be sufficient.

**Primary Sponsor:** **John Gleason** (Democrat – Part of Genesee County, including the cities of Flint and Swartz Creek)

**Other Sponsors:** This bill has 14 other sponsors; all Democrats. Only Senate Democrats not sponsoring the bill are Jim Barcia and Samuel Buzz Thomas III.

**Bill Status:**

**2/1/2007: Introduced in Michigan Senate and referred to Committee on Commerce and Tourism**

---

**SB 1016 (Senate Bill 1016)**

**Bill Summary:** The bill would prohibit any state department or agency from awarding a procurement contract to a vendor unless the vendor has submitted a verified statement affirming the following:

- (1) Within the past 5 years the vendor or an officer of the vendor has not been convicted of, or been held responsible in an administrative hearing or other civil proceeding for, violating a state or federal law respecting the employment of persons not authorized to work in the United States
- (2) In performing the contract, the vendor will not directly or indirectly employ a person who is unauthorized to work in the United States
- (3) The vendor shall take reasonable steps to ascertain that each person employed to perform services directly or indirectly under the state contract is authorized to work in the United States
- (4) If the vendor learns that a person who is not authorized to work in the United States is performing services directly or indirectly on the state contract, the vendor will immediately replace, or require the subcontractor to replace, that person with an authorized worker

If the state determines that a contractor or subcontractor knowingly submitted false information or knowingly

violated the required affirmations, the state may cancel the contract, require forfeiture to the state of up to 20% of the payment due under the contract, and debar the vendor or subcontractor from bidding on, or the award of, state contracts for a period of not more than 5 years.

**Primary Sponsor:** **Glenn Anderson** (Democrat – Part of Wayne County, including the cities of Livonia and Westland)

**Other Sponsors:** **Mark Schauer** (D - All of Calhoun County; most of Jackson County including the city of Jackson), **Michael Prusi** (D - All of the following counties: Alger, Baraga, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Marquette, Menominee, Ontonagon, and Schoolcraft), **Dennis Olshove** (D – Part of Macomb County including Warren, St. Clair Shores, and Fraser), **Jim Barcia** (D – All of the following counties: Arenac, Bay, Huron, Sanilac, and Tuscola), **Raymond Basham** (D – Part of Wayne County including Allen Park, Lincoln Park, Romulus, Taylor, and Wyandotte), **John Gleason** (D – Part of Genesee County including cities of Flint, Fenton, Flushing, and Swartz Creek), **Gilda Jacobs** (D – Part of Oakland County including cities of Farmington, Farmington Hills, Ferndale, and Southfield)

**Bill Status:**

**1/16/2008: Introduced in Michigan Senate and referred to Committee on Commerce and Tourism**

---

**SB 1017 (Senate Bill 1017)**

**Bill Summary:** The bill would prohibit a local unit of government (county, city, village, or township) from awarding a procurement contract to a vendor unless the vendor has submitted a verified statement affirming the following:

- (1) Within the past 5 years the vendor or an officer of the vendor has not been convicted of, or been held responsible in an administrative hearing or other civil proceeding for, violating a state or federal law respecting the employment of persons not authorized to work in the United States
- (2) In performing the contract, the vendor will not directly or indirectly employ a person who is unauthorized to work in the United States
- (3) The vendor shall take reasonable steps to ascertain that each person employed to perform services directly or indirectly under the procurement contract is authorized to work in the United States
- (4) If the vendor learns that a person who is not authorized to work in the United States is performing services directly or indirectly under the procurement contract, the vendor will immediately replace, or require the subcontractor to replace, that person with an authorized worker

If the local unit of government determines that a contractor or subcontractor knowingly submitted false information or knowingly violated the required affirmations, the local unit of government may cancel the contract, require forfeiture to the local unit of government of up to 20% of

the payment due under the contract, and debar the vendor or subcontractor from bidding on, or the award of, procurement contracts with the local unit of government for a period of up to 5 years.

**Primary Sponsor:** Mark Schauer (D - All of Calhoun County; most of Jackson County including the city of Jackson)

**Other Sponsors:** Glenn Anderson (Democrat – Part of Wayne County, including the cities of Livonia and Westland), Dennis Olshove (D – Part of Macomb County including Warren, St. Clair Shores, and Fraser), Gilda Jacobs (D – Part of Oakland County including cities of Farmington, Farmington Hills, Ferndale, and Southfield), John Gleason (D – Part of Genesee County including cities of Flint, Fenton, Flushing, and Swartz Creek), Michael Prusi (D - All of the following counties: Alger, Baraga, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Marquette, Menominee, Ontonagon, and Schoolcraft), Jim Barcia (D – All of the following counties: Arenac, Bay, Huron, Sanilac, and Tuscola), Raymond Basham (D – Part of Wayne County including Allen Park, Lincoln Park, Romulus, Taylor, and Wyandotte)

**Bill Status:**

**1/16/2008: Introduced in Michigan Senate and referred to Committee on Commerce and Tourism**

---

### **SB 1215 (Senate Bill 1215)**

**Bill Summary:** The bill would amend the Occupational Code by adding a new basis for potential penalties under the act: “knowingly hiring, or continuing to employ, a person not authorized to work in the United States.”

Under the Occupational Code, violations of the act can result in placement of limitations on a business license, suspension of a business license, denial of a license or a license renewal, revocation of a license, an administrative fine of no more than \$10,000, censure, probation, or restitution.

**Primary Sponsor:** Mark Schauer (D - All of Calhoun County; most of Jackson County including the city of Jackson)

**Other Sponsors:** None

**Bill Status:**

**3/18/2008: Introduced in Michigan Senate and referred to Committee on Commerce and Tourism**

---

### **SB 1216 (Senate Bill 1216)**

**Bill Summary:** The bill would create an act entitled the “Authorized Employment Enforcement Act.”

According to the bill: “An employer shall not recruit, hire, employ, or refer an individual for employment to be performed in this state if the employer has actual or constructive knowledge that the individual is not legally authorized to work in the United States.”

An employer would not be considered to have violated the previous provision if the employer did any of the following in a good faith effort to comply with this act:

- Requested from the individual, received, and documented in the employment record, before the individual begins work, information that verifies that the individual is a U.S. citizen or is otherwise authorized by the United States government to work in the United States.

- Verified the legal immigrant status of the individual, before the individual begins to work, using an electronic work authorization verification service provided by the U.S. Department of Homeland Security.

An employer who violates this act is subject to a fine that is the greater of either (1) \$5,000 or (2) the difference between the total compensation paid by the employer to the employee who was not authorized to work in the United States and the amount of compensation that a U.S. citizen or otherwise legally authorized worker performing the same quantity of comparable work would have received, based on median wage rates and benefit packages in the county where the work was performed. The employer would also be responsible for the costs incurred by the law enforcement agency that investigated the employer. The civil fine would be payable to the general fund of the municipality in which the violation occurred.

**Primary Sponsor:** Mark Schauer (D - All of Calhoun County; most of Jackson County including the city of Jackson)

**Other Sponsors:** None

**Bill Status:**

**3/18/2008: Introduced in Michigan Senate and referred to Committee on Commerce and Tourism**

---

### **HR 183 (House Resolution 183)**

**Resolution Summary:** The resolution urges the U.S.

Congress to continue exempting returning workers allowed into this country under the H2B visa program by passing federal bill H.R. 1843. The H2B visa program allows foreign nationals into the U.S. to perform work for seasonal non-agricultural employers.

**Primary Sponsor:** Gary McDowell (D – Counties of Chippewa, Emmett, and Mackinac; Koehler and Tuscarora Townships in Cheboygan County)

**Other Sponsors:** 26 other sponsors

**Resolution Status:**

9/14/2007: Introduced in Michigan House and referred to House Committee on Tourism, Outdoor Recreation and Natural Resources

9/25/2007: Motion to discharge committee approved

9/25/2007: Adopted by full House with Substitute version H-1

9/26/2007: Vote on adoption reconsidered

**10/3/2007: Adopted by full House with Substitute version H-2**

---

### **SR 96 (Senate Resolution 96)**

**Resolution Summary:** This resolution would “memorialize the Congress of the United States to extend the H2B returning worker exemption permanently.”

**Primary Sponsor:** **Jason Allen** (R-Counties of Antrim, Charlevoix, Cheboygan, Chippewa, Emmet, Grand Traverse, Mackinaw, Presque Isle)

**Other Sponsors (6):** Glenn Anderson, John Gleason, Gilda Jacobs, Roger Kahn, John Pappageorge, Michael Prusi

**Resolution Status:**

9/6/2007: Introduced in Michigan Senate and referred to Committee on Commerce and Tourism

9/11/2007: Senate committee reported out the resolution by vote of 5-0

9/18/2007: **Adopted by Senate**

---

## EDUCATION

### **SB 773 (Senate Bill 773) – Public Act 92 of 2007**

**Bill Summary:** This bill is an education appropriations bill. As enacted into law, it allocates \$8,186,200 from the federal Migrant Education Fund to school districts for the purpose of identifying and serving migrant children for 2007-2008.

**Primary Sponsor:** **Ron Jelinek** (R-all of Berrien and Cass Counties, all of Van Buren County except Paw Paw and Antwerp Townships)

**Other Sponsors:** None

**Bill Status:**

9/12/2007: Introduced in Michigan Senate and Referred to Committee on Appropriations

9/17/2007: Passed as amended by the Michigan Senate

9/30/2007: Passed as amended by the Michigan House

9/30/2007: Passed by the Michigan Senate

10/1/2007: Approved by the Governor

10/3/2007: **Assigned Public Act 92 of 2007, with immediate effect**

---

### **HB 4093 (House Bill 4093)**

**Bill Summary:**

This bill would create the Veterans Tuition Waiver Program. The program would provide tuition waivers to at eligible institutions for qualified veterans. Among other requirements, the individual’s service must have included service in the Persian Gulf combat zone as part of Operation Iraqi Freedom or in central or southern Asia as part of Operation Enduring Freedom.

Under the bill, in order to be eligible for assistance,, the veteran would have to be a U.S. citizen or Legal Permanent Resident

**Primary Sponsor:** **Aldo Vagnozzi** (Democrat – Cities of Farmington Hills and Farmington in Oakland County)

**Other Sponsors (13):** Pam Byrnes, Mark Meadows, Lee Gonzales, LaMar Lemmons, Steve Tobocman, Tim Melton, Martin Griffin, Terry Brown, Frank Accavitti, Matthew Gillard, Robert Dean, Paul Condino, Coleman Young

**Bill Status:**

1/23/2007: **Introduced in Michigan House and referred to Committee on Military and Veterans Affairs and Homeland Security**

---

### **HB 4096 (House Bill 4096)**

**Bill Summary:**

This bill would create the Michigan Opportunity Scholarship. To be eligible, students must graduate high school or obtain a G.E.D.

Under the bill, in order to be eligible for assistance, students must be U.S. citizens, have resided in Michigan for the preceding 12 months, not be considered a resident of any other state, and must not be incarcerated. Under this language, any student who is not a U.S. citizen would be ineligible.

The bill would also repeal the following existing state educational programs: State Competitive Scholarship, Tuition Grant, Payment for Earned Degrees, Part-Time Independent Student Grants, Michigan Educational Opportunity Grant Program, and Michigan Work-Study Program.

**Primary Sponsor:** **Aldo Vagnozzi** (Democrat – Cities of Farmington Hills and Farmington in Oakland County)

**Other Sponsors (6):** **Pam Byrnes** (Democrat – Ann Arbor, and other parts of Washtenaw County), **Lee Gonzales** (Democrat –part of city of Flint, city of Swartz Creek, other parts of Genesee County), **Bob Constan** (Democrat – parts of cities of Allen Park & Dearborn Heights, cities of Garden City and Inkster, all in Wayne County), **LaMar Lemmons Jr.** (Democrat – part of city of Detroit), **George Cushingberry Jr.** (Democrat - part of city of Detroit), **Brenda Clack** (Democrat – part of city of Flint)

**Bill Status:**

1/23/2007: **Introduced in Michigan House and referred to Committee on Education**

---

### **HB 4559 (House Bill 4559)**

**Bill Summary:**

The bill would create a new act, the Entrepreneurship Education Act, under which eligible students could receive a one-time reimbursement for tuition paid for courses in "entrepreneurship." The maximum amount of reimbursement would be \$300, and students would apply to the Department of Labor and Economic Growth for reimbursement.

To be eligible, students would need to have resided in the state for the 12 months immediately preceding the academic year and not be a resident of another state, and not have been convicted of a felony involving an assault, physical injury, or death. DLEG could impose other standards through the promulgation of rules. Reimbursements would be paid out of an Entrepreneurship Education Grant Fund created by the bill.

To be eligible, students must be a U.S. citizen or permanent resident. No other immigrant categories would be eligible.

**Primary Sponsor:** Andy Meisner (Democrat – part of Oakland County: cities of Berkley, Ferndale, Hazel Park, Huntington Woods, Pleasant Ridge, and part of Oak Park)

**Other Sponsors:** The bill has 29 other sponsors.

**Bill Status:**

3/29/2007: Introduced in Michigan House and referred to Committee on Commerce

11/8/2007: **Committee voted to report the bill to the full House as Substitute S-1, by vote of 16-1**

---

### **HB 5991 (House Bill 5991)**

**Bill Summary:**

The bill would prohibit state universities from classifying a student as a resident of Michigan for purposes of in-state tuition rates if the student is illegally residing in the United States.

**Primary Sponsor:** David Agema (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 43 other sponsors: Moss, Amos, Calley, Nitz, Rocca, Pearce, Opsommer, Ball, Hoogendyk, Sheen, Robertson, Hune, LaJoy, Walker, Moolenaar, Booher, Moore, Caul, Stakoe, Hansen, Steil, Caswell, Stahl, Pastor, Huizenga, Shaffer, Horn, Emmons, Elsenheimer, Hildenbrand, David Law, Rick Jones, Green, Meekhof, Pavlov, Marleau, Knollenberg, Schuitmaker, Garfield, Palmer, Gaffney, DeRoche and Meltzer

**Bill Status:**

4/16/2008: **Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **HB 6134 (House Bill 6134)**

**Bill Summary:**

The bill would prohibit the Michigan Higher Education Assistance Authority from providing a loan, loan guarantee, grant, scholarship, or other financial assistance to any individual who is not a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

In addition, the Authority would have to create rules for establishing procedures for verifying the identity of each financial assistance applicant and the citizenship or HEA eligibility of each loan applicant.

**Primary Sponsor:** Kim Meltzer (Republican – Macomb County: Macomb Township, Ray Township, part of Clinton Township)

**Other Sponsors:** The bill has 15 other sponsors: David Agema, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

5/21/2008: **Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **HB 6135 (House Bill 6135)**

**Bill Summary:**

The bill would add an eligibility requirement for recipients of scholarships under the Michigan merit award scholarship program: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act, eligibility for which is found at 34 C.F.R. 668.33.

**Primary Sponsor:** David Agema (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 20 other sponsors: Fran Amos, John Garfield, Brian Palmer, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

5/21/2008: **Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **HB 6136 (House Bill 6136)**

**Bill Summary:**

The bill would add an eligibility requirement for recipients of awards under the Michigan Correction Officer's Survivor Tuition Act: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act, eligibility for which is found at 34 C.F.R. 668.33.

**Primary Sponsor:** John Stahl (Republican – all of Lapeer County)

**Other Sponsors:** The bill has 19 other sponsors: David Agema, Brian Palmer, Fran Amos, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**  
**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **[HB 6137 \(House Bill 6137\)](#)**

**Bill Summary:**

The bill would add an eligibility requirement for recipients of state competitive scholarships: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act, eligibility for which is found at 34 C.F.R. 668.33.

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 20 other sponsors: Fran Amos, John Garfield, Brian Palmer, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**  
**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **[HB 6138 \(House Bill 6138\)](#)**

**Bill Summary:**

The bill would add an eligibility requirement for recipients of loans under the Higher Education Student Loan Authority: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

In addition, the Authority would have to create rules for establishing procedures for verifying the identity of each loan applicant and the citizenship or HEA eligibility of the applicant.

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 21 other sponsors: Fran Amos, John Garfield, Phillip Pavlov, Brian Palmer, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**  
**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **[HB 6139 \(House Bill 6139\)](#)**

**Bill Summary:**

The bill would add an eligibility requirement for recipients of legislative merit award scholarships: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 20 other sponsors: Fran Amos, Brian Palmer, John Garfield, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**  
**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **[HB 6140 \(House Bill 6140\)](#)**

**Bill Summary:**

The bill would add an eligibility requirement for recipients of tuition differential grants to attend independent colleges: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 19 other sponsors: Fran Amos, John Garfield, Brian Palmer, Marty Knollenberg, Kim Meltzer, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**  
**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

### **[HB 6141 \(House Bill 6141\)](#)**

**Bill Summary:**

The bill would change an eligibility requirement for participants in Michigan's graduate work study program: the participant would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

The statute currently requires that the individual be "a United States citizen or permanent resident of this country."

**Primary Sponsor:** Kenneth Horn (Republican – part of Saginaw County)

**Other Sponsors:** The bill has 20 other sponsors: David Agema, Brian Palmer, Fran Amos, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6142 (House Bill 6142)**

**Bill Summary:**

The bill would change an eligibility requirement for recipients of scholarships under the Michigan Nursing Scholarship Act: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

The statute currently requires that the individual be "a United States citizen or permanent resident of the United States."

**Primary Sponsor:** John Stahl (Republican – all of Lapeer County)

**Other Sponsors:** The bill has 20 other sponsors: David Agema, Kenneth Horn, Brian Palmer, Fran Amos, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6143 (House Bill 6143)**

**Bill Summary:**

The bill would change an eligibility requirement for recipients of grants under the part-time independent student grant program: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

The statute currently requires that the individual be "a United States citizen or permanent resident."

**Primary Sponsor:** Fran Amos (Republican – part of Oakland County including Waterford Township)

**Other Sponsors:** The bill has 20 other sponsors: Kenneth Horn, David Agema, Brian Palmer, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6144 (House Bill 6144)**

**Bill Summary:**

The bill would add an eligibility requirement for recipients of tuition grants to attend independent colleges: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

**Primary Sponsor:** John Garfield (Republican – part of Oakland County including Rochester and Rochester Hills)

**Other Sponsors:** The bill has 21 other sponsors: David Agema, Kenneth Horn, Brian Palmer, Fran Amos, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6145 (House Bill 6145)**

**Bill Summary:**

The bill would change an eligibility requirement for recipients of grants under the Michigan educational opportunity grant program: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

The statute currently requires that the individual be "a United States citizen or permanent resident."

**Primary Sponsor:** Phillip Pavlov (R-part of St. Clair County)

**Other Sponsors:** The bill has 20 other sponsors: David Agema, Brian Palmer, Fran Amos, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Brian Calley, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**HB 6146 (House Bill 6146)**

**Bill Summary:**

The bill would change an eligibility requirement for participants in Michigan's undergraduate work study program: the recipient would have to be a U.S. citizen or a student described as eligible for assistance under the federal Higher Education Act (HEA), eligibility for which is found at 34 C.F.R. 668.33.

The statute currently requires that the individual be "a United States citizen or permanent resident."

**Primary Sponsor: Brian Calley** (R-all of Barry County, part of Ionia County)

**Other Sponsors:** The bill has 19 other sponsors: David Agema, Phillip Pavlov, Brian Palmer, Marty Knollenberg, Kim Meltzer, Chuck Moss, Joe Hune, Rick Jones, Glenn Steil, John Stahl, Tim Moore, John Stakoe, Philip LaJoy, Arlan Meekhof, Paul Opsommer, David Law, Neal Nitz, Bill Caul, James Marleau

**Bill Status:**

**5/21/2008: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

**IMMIGRATION; STATE PROGRAMS GENERALLY**

**Michigan Attorney General Opinion No. 7212**

<http://www.ag.state.mi.us/opinion/datafiles/2000s/op10288.htm>

**Opinion Summary:**

The Attorney General Opinion was issued on March 19, 2008. The Opinion contains two findings:

- (1) A county clerk may issue a marriage license to an applicant who fails to provide his or her social security number on the application if the person has never been issued a social security number and so states on the affidavit for license to marry or in a separate sworn statement made a part of the application.
- (2) Where the applicant for a marriage license does not provide a social security number on the application for the license, the county clerk is not authorized to investigate the underlying reason why the applicant has failed to provide a social security number. However, the Act does not prohibit a county clerk from forwarding significant information to the appropriate authorities where, in the opinion of the clerk, the circumstances warrant that action.

Certain county clerks had taken the position that if an applicant for a marriage license did not have a social security number, the person was ineligible to receive a marriage license. The Attorney General opinion clarified that Michigan law does not require a social security number from someone who does not have one.

This is an appropriations bill for the Department of Corrections. The bill appropriates \$985,500 for a federal-state criminal alien assistance program for fiscal year 2008.

**Primary Sponsor: Alma Smith** (D)

**Bill Status:**

2/28/2007: Introduced in Michigan House and referred to Committee on Appropriations  
6/28/2007: Committee reported bill (version H-1) to full House  
6/28/2007: House passed bill (version H-1) by vote of 59-50  
7/17/2007: Referred to Senate Committee on Appropriations  
9/05/2007: Discharged from Committee  
9/06/2007: Senate passed bill (version S-1) by vote of 24-14  
9/12/2007: Referred to House/Senate conference committee  
10/29/2007: House adopted conference report, 64-45  
10/30/2007: Senate adopted conference report, 35-3  
10/30/2007: Bill ordered enrolled  
10/31/2007: Bill presented to Governor  
10/31/2007: Approved by Governor  
**11/01/2007: Assigned Public Act 124 of 2007 with immediate effect**

---

**HB 6172 (House Bill 6172) – Public Act 536 of 2008)**

**Bill Summary:**

This bill would create the Asian Pacific American Affairs Commission, an Office of Asian Pacific American Affairs, and an Interagency Council on Asian Pacific American Affairs. In the introduced bill, the

---

**HB 222 (House Bill 4348) – Public Act 124 of 2007**

**Bill Summary:**

Commission and the Office would have been created within the Department of Civil Rights. As passed by the House and Senate and enacted into law, the Commission and the Office are created within the Department of Energy, Labor & Economic Growth. The Commission shall have 15 members appointed by the Governor.

Members of the Commission would be individuals who have a particular interest or expertise in Asian or Pacific American concerns.

**Primary Sponsor:** Hoon-Yung Hopgood (D-Cities of Romulus and Taylor in Wayne County)

**Other Sponsors:** This bill has 13 other sponsor: Alma Smith, Kathleen Law, Pam Byrnes, Bill Huizenga, Andy Meisner, Philip LaJoy, Aldo Vagnozzi, Paul Condino, Steve Bieda, Marie Donigan, Steve Tobocman, Robert Dean, Mark Meadows

**Bill Status:**

5/22/2008: Introduced in Michigan House and Referred to Committee on New Economy and Quality of Life  
6/12/2008: Committee reported bill to full House by vote of 9-0  
6/24/2008: Passed House by vote of 101-6  
6/26/2008: Referred to Senate Committee on Local, Urban and State Affairs  
12/18/2008: Discharge from committee approved  
12/18/2008: Passed with amendment by Senate by vote of 36-1  
12/19/2008: Senate vote reconsidered and passed by Senate with amendment by vote of 35-1  
12/19/2008: Passed by full House by vote of 91-3  
12/30/2008: Enrolled bill presented to Governor  
**1/12/2009: Approved by Governor and assigned Public Act 536 of 2008**

---

## **SB 222 (Senate Bill 222) – Public Act 128 of 2007**

**Bill Summary:**

This is an appropriations bill for the Department of Agriculture. The bill allocates \$425,100 for migrant labor housing.

**Primary Sponsor:** Cameron Brown (R)

**Bill Status:**

2/21/2007: Introduced in Michigan Senate and referred to Committee on Appropriations  
5/08/2007: Committee reported bill (version S-1) to full Senate  
8/22/2007: Senate passed bill (version S-3) by vote of 21-17  
8/23/2007: Referred to House Committee on Appropriations  
9/05/2007: Committee reported bill (version H-1) to full House  
9/06/2007: House passed bill (version H-10) by vote of 58-49  
9/12/2007: Referred to House/Senate conference committee  
10/30/2007: Senate adopted conference report, 36-1  
10/30/2007: House adopted conference report, 105-4

10/30/2007: Bill ordered enrolled and presented to Governor

10/31/2007: Approved by Governor with line item vetoes  
**11/06/2007: Assigned Public Act 128 of 2007 with immediate effect**

---

## **SB 229 (Senate Bill 229) – Public Act 127 of 2007**

**Bill Summary:**

This is a general government appropriations bill. The bill directs the Department of Management and Budget, when awarding contracts with private businesses, to consider “whether a proposal by a vendor to provide services to this state using employees, contractors, subcontractors, or other individuals who are not citizens of the United States, legal resident aliens, or individuals with a valid visa would be detrimental to the state of Michigan, its residents, or the state’s economy.”

**Primary Sponsor:** John Pappageorge (R)

**Bill Status:**

2/21/2007: Introduced in Michigan Senate and referred to Committee on Appropriations  
5/01/2007: Committee reported bill (version S-1) to full Senate  
8/22/2007: Senate passed bill (version S-3) by vote of 21-17  
8/23/2007: Referred to House Committee on Appropriations  
9/06/2007: Committee reported bill (version H-1) to full House  
9/24/2007: House passed bill (version H-9) by vote of 58-51  
9/26/2007: Referred to House/Senate conference committee  
10/31/2007: Senate adopted conference report, 29-8  
10/31/2007: House adopted conference report, 83-25  
10/31/2007: Bill ordered enrolled and presented to Governor  
10/31/2007: Approved by Governor with line item vetoes  
**11/06/2007: Assigned Public Act 127 of 2007 with immediate effect**

---

## **HB 4100 (House Bill 4100)**

**Bill Summary:**

The bill would require the Department of Management and Budget to report to the legislature on the amount of goods and services purchased by all state agencies in the prior fiscal year that were manufactured or provided by an individual who is not a U.S. citizen, a legal resident alien, or an individual who holds a valid visa.

**Primary Sponsor:** Lisa Wojno (Democrat – part of Macomb County and part of city of Warren)

**Other Sponsors:** This bill has 44 other sponsors.

**Bill Status:**

1/23/2007: Introduced in Michigan House and referred to Committee on Government Operations

3/20/2007: House Committee voted to report the bill to the full House by vote of 7-0

3/22/2007: Full House passed the bill by vote of 107 to 0

**3/27/2007: Referred to Senate Committee on Government Operations and Reform**

---

## **HB 4241 (House Bill 4241)**

### **Bill Summary:**

As introduced, the bill would change existing Michigan law regarding the issuance of a marriage license by a county clerk. It would add the following phrase: "A license shall not be issued by the county clerk until the requirements of this section are complied with."

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** This bill has 27 other sponsors: **Fulton Sheen, Rick Shaffer, Judy Emmons, Richard Ball, John Garfield, Rick Jones, Glenn Steil, Paul Opsommer, John Stahl, David Law, Neal Nitz, Arlan Meekhof, Kevin Green, Bruce Caswell, Jacob Hoogendyk, Daniel Acciavatti, Phillip Pavlov, Brian Palmer, James Marleau, Dave Hildenbrand, Jack Brandenburg, Tom Pearce, John Pastor, Philip LaJoy, Kenneth Horn, Brian Calley, Chuck Moss**

### **Bill Status:**

2/8/2007: Introduced in Michigan House and referred to Committee on Oversight and Investigations

**4/29/2008: Notice given to discharge bill from committee**

---

## **HB 4406 (House Bill 4406)**

### **Bill Summary:**

The bill would designate English as the official state language. The bill also states that, except as otherwise provided by law, a state agency is not required to provide documents, publish written materials, or provide website content in any other language.

**Primary Sponsor: Jacob Hoogendyk** (Republican – City of Portage, part of Kalamazoo County)

**Other Sponsors:** The bill has 49 other sponsors. One Democrat is a sponsor (**Joel Sheltroun** of Iosco, Missaukee, Ogemaw, and Roscommon Counties). All Republicans except three are sponsors: **Tom Pearce** (northern Kent County including Cedar Springs and Rockford), **Tonya Schuitmaker** (Van Buren County and Otsego Township in Allegan County), and **Lawrence Wenke** (parts of Kalamazoo and Calhoun Counties)

### **Bill Status:**

**3/6/2007: Introduced in Michigan House and referred to Committee on Oversight and Investigations**

---

## **HB 5062 (House Bill 5062)**

### **Bill Summary:**

The bill would require the auditor general to conduct a study that estimates the cost of state payments made to illegal immigrants and the cost of state services used by illegal immigrants. The bill would also require a study of all available state remedies to recover any money owing from the federal government for the reimbursement of costs incurred by the state resulting from illegal immigration.

**Primary Sponsor: Paul Opsommer** (Republican – Gratiot County, most of Clinton County)

**Other Sponsors (8):** Kevin Green (R), David Agema (R), Rick Shaffer (R), Chuck Moss (R), Arlan Meekhof (R), Jacob Hoogendyk (R), John Stahl (R), Judy Emmons (R)

### **Bill Status:**

**7/24/2007: Introduced in Michigan House and referred to Committee on Government Operations**

---

## **HB 5211 (House Bill 5211)**

### **Bill Summary:**

The bill would prohibit local units of government from enacting or enforcing any law, ordinance, policy, or rule that limits or prohibits local officials, officers, or employees from communicating or cooperating with appropriate federal officials concerning the immigration status of individuals.

The governmental unit would be required to provide written notice to each official, officer, and employee within the governmental unit of his or her duty to cooperate with appropriate federal and state officials concerning the enforcement of federal and state immigration laws.

The bill states that a peace officer who has probable cause to believe that an individual under arrest is not legally present in the U.S. shall report that individual to the United States Immigration and Customs Enforcement.

If a local unit of government fails to comply with one or more sections of this act, the state treasurer shall accordingly withhold the total annual payment amount that the governmental unit received under the state revenue sharing act.

**Primary Sponsor: Kim Meltzer** (Republican – Macomb County: Macomb Township, Ray Township, part of Clinton Township)

**Other Sponsors (13):** Chuck Moss (R), Jack Brandenburg (R), Brian Calley (R), David Agema (R), Mike Nofs (R), Fulton Sheen (R), John Stahl (R), Kevin Elsenheimer (R), Arlan Meekhof (R), Edward Gaffney (R), Joe Hune (R), Chris Ward (R), John Garfield (R)

### **Bill Status:**

**9/15/2007: Introduced in Michigan House and referred to Committee on Oversight & Investigations**

---

## **HB 5337 (House Bill 5337)**

### **Bill Summary:**

This bill would require that all persons in Michigan who submit a voter registration application must provide proof of U.S. citizenship. Currently, applicants must sign statements under penalty of perjury indicating that they are U.S. citizens.

The bill states that the person processing voter registration applications (for example, at the Secretary of State office, a voter registration agency, or the clerk of a county, city, township, or village) will decide if satisfactory evidence of citizenship is presented. "Satisfactory evidence" includes:

- (1) a driver's license or state ID number from Michigan or another state, if that state indicates on the license or card that the person has provided satisfactory evidence of US citizenship
- (2) photocopy of the applicant's birth certificate that "verifies United States citizenship to the satisfaction of the person processing the voter registration application"
- (3) photocopy of the pertinent pages of the applicant's U.S. passport
- (4) the applicant's naturalization documents. If only the number of the certificate of naturalization is provided, then the applicant shall not be added to the registered voter rolls "until the person processing the application verifies the number of the certificate of naturalization with the United States Immigration and Naturalization Service."
- (5) other documents or proof that are used to establish US citizenship pursuant to the federal Immigration Reform and Control Act of 1986
- (6) the applicant's Bureau of Indian Affairs card number, tribal treaty card number, or tribal enrollment number

According to the bill, persons already registered to vote in Michigan would not have to present proof of citizenship unless they move their residence to another city, township or village.

According to the bill, the city, township, or village clerk must keep the documents that were submitted to prove citizenship for at least 2 years, after which time the documents may be destroyed.

**Primary Sponsor:** **David Law** (Republican – Oakland County: Commerce Township and part of West Bloomfield Township)

**Other Sponsors:** None

### **Bill Status:**

**10/23/2007: Introduced in Michigan House and referred to Committee on Oversight & Investigations**

## **HB 5515 (House Bill 5515)**

### **Bill Summary:**

This bill would prohibit a local unit of government (i.e., county, city, village, or township) from issuing a

municipal identification card to (1) a U.S. citizen who cannot provide proof of citizenship to the local clerk of that municipality, (2) a legally present immigrant who cannot provide proof of legal presence in the United States, and (3) an immigrant who is not legally present in the United States.

The bill does not state what would constitute proof of citizenship or proof of legal presence.

**Primary Sponsor:** **David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (16):** **Brian Palmer** (R-part of Macomb County), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **Arlan Meekhof** (R-part of Ottawa County including Grand Haven), **James Marleau** (R-part of Oakland County), **Kim Meltzer** (R-part of Macomb County), **Daniel Acciavatti** (R-parts of Macomb and St. Clair Counties), **Philip LaJoy** (R-part of Wayne County including Belleville), **Tom Casperson** (R-all of Delta, Dickinson, and Menominee Counties), **Kenneth Horn** (R-part of Saginaw County), **Richard Ball** (R-all of Shiawassee County, part of Clinton County), **Rick Shaffer** (R-all of St. Joseph County, most of Cass County), **Rick Jones** (R-most of Eaton County), **John Stakoe** (R-part of Oakland County), **Judy Emmons** (R-all of Montcalm County, part of Ionia County), **Steve Bieda** (D-parts of Sterling Heights and Warren in Macomb County), **Brian Calley** (R-all of Barry County, part of Ionia County)

### **Bill Status:**

12/4/2007: Introduced in Michigan House

**12/4/2007: Referred to Committee on Oversight and Investigations**

## **HB 6583 (House Bill 6583)**

### **Bill Summary:**

This bill provides that recipients of loans made under the State Housing Development Authority Act must be a U.S. citizen or an alien lawfully admitted for permanent residence.

**Primary Sponsor:** **Kevin Elsenheimer** (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County)

### **Bill Status:**

**10/29/2008: Introduced in Michigan House and Referred to Committee on Banking and Financial Services**

## **SB 31 (Senate Bill 31)**

### **Bill Summary:**

The bill would amend the Corrections Code to state that a prisoner who is an alien subject to an order of deportation upon release from incarceration shall be interviewed by one member of the parole board each year until the prisoner is paroled or discharged.

**Primary Sponsor:** Michael Switalski (Democrat – Part of Macomb County: Clinton Township, cities of Roseville, Sterling Heights, Utica)

**Bill Status:**

**1/24/2007: Introduced in Michigan Senate and referred to Committee on Judiciary**

---

## **SB 915 (Senate Bill 915)**

**Bill Summary:**

Current law allows an individual to petition the circuit court for a name change if the individual has been a resident of the county for at least one year. This bill would amend the law to require that the individual be a U.S. citizen and the individual would have the burden of proving U.S. citizenship in the court hearing. The bill is tie-barred to SB 916 (updating the penalty provision for an intentional false statement in a name change petition).

**Primary Sponsor:** Thomas George (Republican – Kalamazoo County; Paw Paw and Antwerp Townships in Van Buren County)

**Other Sponsors:** Michael Prusi (D-Counties of Alger, Baraga, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Marquette, Menominee, Ontonagon, Schoolcraft), John Pappageorge (R-part of Oakland County, including Berkely, Birmingham, Bloomfield Township, Bloomfield Hills, Royal Oak, and Troy), Roger Kahn (R-all of Gratiot and Saginaw Counties), Mark Jansen (R-most of Kent County, including Alpine Township, Byron Township, Cedar Springs, East Grand Rapids, Grand Rapids Township, Plainfield Township, Rockford, Walker, and Wyoming), Nancy Cassis (R-part of Oakland County, including Novi, South Lyon, part of West Bloomfield Township), Gerald Van Woerkom (R-counties of Mason, Muskegon, Newyago, and Oceana)

**Bill Status:**

11/20/2007: Introduced in Michigan Senate and Referred to Committee on Judiciary  
3/04/2008: Judiciary Committee voted 5-0 to report bill (version S-1) to full Senate  
3/12/2008: Senate passed bill (version S-1) by vote of 37-0  
**3/12/2008: Referred to House Committee on Judiciary**

---

## **SB 1251 (Senate Bill 1251)**

**Bill Summary:**

This bill would amend the statute that established the Michigan Commission on Spanish Speaking Affairs. It amends the definition of “Spanish-speaking people.” It amends the qualifications for Commissioners by removing the requirement that Commissioners be “of Spanish speaking origin.” It reduces the minimum number of meetings that the Commission is required to have from 12 times annually to 6 times. It adds a new mandate to the existing statutory mandates: “Coordinate a Hispanic Heritage Month Celebration.”

**Primary Sponsor:** Valde Garcia (Republican – All of Livingston and Shiawassee Counties; part of Ingham County, including the cities of Leslie and Mason, and Stockbridge Township)

**Other Sponsors:** Gerald Van Woerkom (R-counties of Mason, Muskegon, Newyago, and Oceana), Bill Hardiman (R-part of Kent County, including the cities of Grand Rapids, Lowell, and Kentwood, and the townships of Cascade, Grattan, Lowell, and Vergennes), Mark Jansen (R-most of Kent County, including Alpine Township, Byron Township, Cedar Springs, East Grand Rapids, Grand Rapids Township, Plainfield Township, Rockford, Walker, and Wyoming), Roger Kahn (R-all of Gratiot and Saginaw Counties)

**Bill Status:**

**4/15/2008: Introduced in Michigan Senate and Referred to Committee on Local, Urban and State Affairs**

---

## **HR 10 (House Resolution 10)**

**Resolution Summary:**

This resolution would “memorialize the United States Congress to adopt and present to the states for ratification an amendment to the United States Constitution to prohibit the counting of illegal immigrants in the tabulations of population for purposes of apportioning members of Congress among the states.”

**Primary Sponsor:** Glenn Steil Jr. (R-Kent County: Kentwood, Townships of Cascade, Gaines, and Caledonia)

**Other Sponsors:** 19 other sponsors

**Resolution Status:**

**1/23/2007: Introduced in Michigan House and referred to Committee on Oversight & Investigations**

---

## **HJR OO (House Joint Resolution OO)**

**Resolution Summary:**

This resolution proposes an amendment to the state constitution. It would prohibit granting bail to any person who is charged with a felony and who has illegally entered or illegally remained in the United States: “All persons who illegally entered the United States or illegally remain in the United States and who are indicted for or arraigned on a warrant charging any felony shall not be bailable.” The resolution does not differentiate between a person currently without legal status and a person who entered the U.S. illegally and who now has legal status or is now a U.S. citizen.

**Primary Sponsor:** David Agema (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** 24 other sponsors

**Resolution Status:**

**2/12/2008: Introduced in Michigan House and referred to Committee on Judiciary**

# DRIVER'S LICENSES AND STATE ID CARDS

## Michigan Attorney General Opinion No. 7210

<http://www.ag.state.mi.us/opinion/datafiles/2000s/op10286.htm>

### **Opinion Summary:**

The Attorney General Opinion was issued on December 27, 2007. The Attorney General finds that an undocumented immigrant cannot be considered to be a Michigan "resident" for purposes of being eligible for a driver's license.

Michigan state law (MCL 257.303) requires that the Secretary of State only issue driver's licenses to "residents" of Michigan:

"(1) The Secretary of State shall not issue a license under this act to any of the following persons:"

...

"(h) A nonresident, including, but not limited to, a foreign exchange student."

MCL 257.34 defines "nonresident" to mean "every person who is not a resident of the state."

MCL 257.51a defines "resident" in this way:

"Resident" means every person who resides in a settled or permanent home or domicile with the intention of remaining in this state. A person who obtains employment in this state is presumed to have the intention of remaining in this state. This definition shall apply to the provisions of this act only."

Opinion 7210 then discusses what it means to have "a settled or permanent home or domicile" in the state. The opinion concludes that an illegal alien cannot be considered a permanent resident of Michigan, regardless of the intent of the person to remain permanently in Michigan. The opinion notes that a 1995 Michigan Attorney General opinion found that the Michigan legislature did not intend to exclude illegal aliens from the definition of state resident. Opinion 7210 concludes that there is nothing in the language or history of the Michigan statute to indicate that the Michigan legislature intended that a person in this country illegally be regarded as a permanent resident in Michigan. The opinion also notes that national security and false identification concerns also play a part in this conclusion without specifying how.

### **Opinion Status:**

Opinion 7210 was issued December 27, 2007. Michigan Attorney General Opinions are legally binding on state agencies unless reversed by a court.

**On January 21, 2008**, the Michigan Secretary of State announced that application procedures will change on January 22 for first-time applicants due to the

Attorney General Opinion. The Secretary of State policy declares that the Attorney General Opinion means that only U.S. Citizens and Lawful Permanent Residents (green-card holders) can get driver's licenses in Michigan. The Secretary of State applies this policy to state ID cards also, although the Attorney General Opinion did not discuss state ID cards. First-time applicants needed to provide:

- (1) Proof of U.S. citizenship (e.g., original certified birth certificate, unexpired U.S. passport, or Certificate of Naturalization) or present a Permanent Resident Card (green card).
- (2) Applicants also had to present proof of social security number (e.g., social security card, pay stub, Form W-2).
- (3) At least one more identity document from a specified list
- (4) At least two documents from a specified list with the applicant's Michigan residential address

The 1/21/2008 announcement stated that an updated policy for renewals would be released "soon."

**On February 15, 2008**, House Bill 4505 (reviewed below) was enacted into law, and it changes the statutory requirements for driver's license eligibility. **On March 13, 2008**, Senate Bill 654 (reviewed below) was enacted into law, and it changes the statutory requirements for eligibility for a state ID card. Both statutes require legal presence in the U.S., defined as:

**"A person legally present in the United States includes, but is not limited to, a person authorized by the United States government for employment in the United States, a person with nonimmigrant status authorized under federal law, and a person who is the beneficiary of an approved immigrant visa petition or an approved labor certification."**

**As of March 14, 2008**, the Secretary of State website had a new document listing the requirements for "legal presence":  
[http://michigan.gov/documents/sos/Applying\\_for\\_license\\_or\\_ID\\_SOS\\_428\\_222146\\_7.pdf](http://michigan.gov/documents/sos/Applying_for_license_or_ID_SOS_428_222146_7.pdf)

However, the new document does not properly list the documents that a beneficiary of an approved labor certification would necessarily possess. The document also does not address at all the category of **"beneficiary of an approved immigrant visa petition"**, which is one of the categories of "legally present" mentioned in both new laws.

## **HB 4505 (House Bill 4505) – Public Act 7 of 2008**

### **Bill Summary:**

As introduced, the bill would prohibit the Secretary of State from issuing a driver's license to an individual who is in the U.S. illegally, the bill would require that a U.S. citizen's license indicate that the individual is a citizen, and the bill would require that an immigrant's license expire on the date that the immigrant's visa expires.

In version S-6 as passed by the House and Senate and approved by the Governor:

The bill changes the definition of "Resident" for purposes of driver's licenses to mean "every person who resides in this state and establishes that he or she is legally present in the United States."

The Secretary of State would be prohibited from issuing a license to a non-U.S. citizen unless the person falls within the eligibility categories below.

**A driver's license applicant who is a U.S. citizen would be required to present documents to verify the identity and citizenship of the applicant. A non-citizen applicant would be required to present a photo ID and other documents to prove the identity and legal presence in the U.S.** Applicants would be required to present documents that contain the applicant's full legal name, date of birth, and address and residency, and demonstrate that the applicant is a U.S. citizen or is legally present in the U.S. If the applicant's full legal name is different than the name on the presented documents, the applicant shall present documents to verify the current full legal name.

A license application would be required to include the applicant's full legal name and, only to the extent required to comply with federal law, the applicant's social security number.

**"A person legally present in the United States includes, but is not limited to, a person authorized by the United States government for employment in the United States, a person with nonimmigrant status authorized under federal law, and a person who is the beneficiary of an approved immigrant visa petition or an approved labor certification." A person could appeal a Secretary of State determination that the person is not legally present.**

A original license would be issued to expire at the earlier of the birthday in the fourth year after issuance, or "on the date the person is no longer considered to be legally present in the United States."

A renewal license could be issued one time by mail and would expire at the earlier of the birthday in the fourth year after issuance, or when "the person is no longer determined to be legally present."

An original license issued to a person who is less than 20 ½ years old shall expire on the earlier of either the person's 21<sup>st</sup> birthday or "the date the person is no

longer considered to be legally present in the United States."

The Secretary of State, with the approval of the State Administrative Board, may enter into agreements with the U.S. government to verify whether a non-citizen applicant is "authorized under federal law to be present in the U.S."

The state ID card shall contain "physical security features designed to prevent tampering, counterfeiting, or duplication of the license for fraudulent purposes."

The machine-readable portion of the state ID card could contain the following data, which are not currently permitted to be encoded on the card: full legal name, date of transaction, gender, address, and state of issuance. The machine-readable portion would continue to be able to contain the person's date of birth, license number, and expiration date.

**Primary Sponsor: Chris Ward** (Republican – Parts of Livingston and Oakland Counties)

**Other Sponsors (5):** Tory Rocca, Lorence Wenke, Philip LaJoy, Kevin Green, Joe Hune

### **Bill Status:**

3/21/2007: Introduced in Michigan House and referred to Committee on Oversight and Investigations

2/06/2008: House voted to discharge bill from committee

2/06/2008: Referred to House Committee on Transportation

2/07/2008: House Transportation Committee voted to report version H-3 of the bill to full House, 11-0-6

2/07/2008: House passed version H-6 of the bill, 103-2

2/12/2008: Referred to Senate Committee on Transportation

2/14/2008: Senate voted to discharge bill from committee

2/14/2008: Senate passed version S-6 of the bill, 38-0

2/14/2008: House passed version S-6 of the bill, 99-5, and bill ordered enrolled

2/15/2008: Bill approved by Governor

**2/19/2008: Assigned Public Act 7 of 2008 with immediate effect**

---

## **HB 5535 (House Bill 5535) – Public Act 23 of 2008**

### **Bill Summary:**

The bill's original content is the same as the original content of SB 964.

The bill would authorize the Secretary of State to issue "enhanced" driver's licenses and "enhanced" state I.D. cards to U.S. citizens who reside in Michigan to facilitate travel to and from the United States at land and sea ports.

As passed by the Senate (version S-2), the bill contains the following provisions:

The bill defines "Resident" as "every person who resides in this state and establishes that he or she is legally present in the United States."

The bill authorizes the Secretary of State, with the approval of the State Administrative Board, to enter

into a memorandum of understanding with any federal agency for the purpose of obtaining approval of an enhanced driver's license or enhanced state I.D. card as proof of identity and citizenship for persons entering the U.S. at land and sea ports. The bill also authorizes the Secretary of State, with the approval of the State Administrative Board, and in conjunction with a federal agency, to enter into an agreement with Mexico, Canada, or a Canadian province for the purpose of implementing a border-crossing initiative.

The bill authorizes the Secretary of State to issue an enhanced driver's license or enhanced state ID card to an applicant who provides satisfactory proof of full legal name, U.S. citizenship, identity, date of birth, social security number, residence address, and a photo ID.

An applicant could choose whether to apply for an enhanced or standard driver's license or state I.D. card (i.e., the enhanced driver's license and state I.D. card would not be mandatory for U.S. citizens).

An applicant for an enhanced driver's license or enhanced state ID card would have to submit a completed application indicating the applicant's full legal name; any legal name change resulting from the applicant's adoption, marriage, divorce, or a court order; date of birth; residence address; height; gender; eye color; social security number; signature; and, if applicable, the applicant's intention to be an organ donor. The applicant would also have to submit documentation demonstrating the applicant's U.S. citizenship, full legal name, any legal name change, date of birth, residence address, and social security number.

The Secretary of State would have to examine and verify the genuineness, regularity, and legality of every application and other documentation submitted for an enhanced driver's license and state I.D. card. The Secretary of State could reject any application if not satisfied of the genuineness, regularity, and legality. An applicant could appeal a rejection of the application.

The maximum fee for an original enhanced driver's license or enhanced state ID card would be \$50. The maximum renewal fee would be \$50.

A person who makes a false certification or statement in applying for an enhanced driver's license or state ID card would be guilty of a felony punishable by imprisonment of no more than 5 years or a fine of no more than \$5,000, or both.

**Primary Sponsor:** Steve Tobocman (D-southwest Detroit)

**Other Sponsors:** There are 35 other sponsors.

**Bill Status:**

12/06/2007: Introduced in Michigan House and referred to Committee on Transportation  
2/07/2008: Transportation Committee voted to report bill (version H-2) to full House, vote of 15-0-2  
2/07/2008: House passed bill (version H-1) by vote of 104-1

2/12/2008: Referred to Senate Committee on Transportation

2/27/2008: Senate voted to discharge the bill from committee

2/27/2008: Senate passed bill (version S-2) by vote of 37-0-1

2/28/2008: House passed bill (version S-2) by vote of 101-3

2/28/2008: Bill ordered enrolled

**3/13/2008: Enrolled bill approved by Governor, and assigned Public Act 23 of 2008**

---

## **HB 5536 (House Bill 5536) – Public Act 24 of 2008**

**Bill Summary:**

The bill's original content is the same as the original content of SB 965.

The bill would establish a sentencing guideline for the crime of fraudulent certification or statement in applying for an enhanced driver's license or enhanced state ID card. The crime would be established as a Class E felony

The bill would not take effect unless House Bill 5535 is also enacted into law.

**Primary Sponsor:** Ed Clemente (D-part of Wayne County including River Rouge and Lincoln Park)

**Other Sponsors (8):** Marc Corriveau (D-part of Wayne County including Plymouth), Gary McDowell (D-all of Chippewa, Emmet, and Mackinac Counties; part of Cheboygan County), Bill Huizenga (R-part of Ottawa County, including Zeeland), Steve Tobocman (D-southwest Detroit), John Stahl (R-all of Lapeer County), Alma Smith (D-part of Washtenaw County including Ypsilanti), Martin Griffin (D-part of Jackson County including city of Jackson), Steve Bieda (D-parts of Warren and Sterling Heights in Macomb County)

**Bill Status:**

12/06/2007: Introduced in Michigan House and referred to Committee on Transportation  
2/07/2008: Transportation Committee voted to report bill to full House, vote of 15-0-2  
2/07/2008: House passed bill by vote of 105-0  
2/12/2008: Referred to Senate Committee on Transportation  
2/27/2008: Senate voted to discharge the bill from committee  
2/27/2008: Senate passed bill by vote of 37-0  
2/27/2008: Bill returned to House and ordered enrolled  
**3/13/2008: Enrolled bill approved by Governor, and assigned Public Act 24 of 2008**

---

## **SB 654 (Senate Bill 654) – Public Act 31 of 2008**

**Bill Summary:**

The bill as introduced was the same as the original content of HB 4957 (creation of a Class 2 state ID card).

The bill as passed by the Legislature (version H-1) changes the statutory requirements regarding issuance of a state ID card.

- 1) **It would add the requirement that U.S. citizen applicants provide a photo ID or a non-photo ID, as well as documents that the Secretary of State may require to verify the applicant's identity and citizenship. Non-citizen applicants would be required to present a photo ID, and other documents necessary to verify the applicant's identity and legal presence in the U.S.** The documents required of applicants shall include the applicant's full legal name, date of birth, and address and residency, as well as demonstrating that the applicant is a U.S. citizen or is legally present in the U.S. If the applicant's full legal name differs from the name that appears on a presented document, the applicant shall present documents to verify his or her current full legal name. The application shall also include the applicant's full legal name and, only to the extent to comply with federal law, the applicant's social security number.
- 2) **"A person legally present in the United States includes, but is not limited to, a person authorized by the United States government for employment in the United States, a person with nonimmigrant status authorized under federal law, and a person who is the beneficiary of an approved immigrant visa petition or an approved labor certification." The Secretary of State would be required to promulgate rules regarding this section. An applicant could appeal a determination by the Secretary of State that the applicant is not legally present in the U.S.**
- 3) "A requirement under this section to include a social security number on an application does not apply to an applicant who demonstrates he or she is exempt under law from obtaining a social security number."
- 4) The Secretary of State, with the approval of the State Administrative Board, may enter into agreements with the U.S. government to verify whether a non-citizen applicant is "authorized under federal law to be present in the U.S."
- 5) "Resident" would be defined to mean a person "who resides in this state and establishes that he or she is legally present in the United States."
- 6) The state ID card shall contain "physical security features designed to prevent tampering, counterfeiting, or duplication of the official state personal identification card for fraudulent purposes."
- 7) The machine-readable portion of the state ID card could contain the following data, which are not currently permitted to be encoded on the card: full legal name, date of transaction, gender, address, and state of issuance. The machine-readable portion would continue to be able to contain the person's date of birth, card number, and expiration date.

- 8) ID cards for non-citizens would expire on the earlier of either the birthday in the fourth year after issuance, "or on the date the person is no longer considered to be legally present in the United States."
- 9) The bill is tie-barred to HB 4505.

**Primary Sponsor:** Alan Sanborn (Republican – part of Macomb County)

**Other Sponsors:** None

**Bill Status:**

- 7/25/2007: Introduced in Michigan Senate and referred to Committee on Transportation
  - 2/21/2008: Discharged from the Senate Committee on Transportation
  - 2/21/2008: Version S-3 passed by the Senate, 38-0
  - 2/21/2008: Referred to House Committee on Transportation
  - 2/27/2008: Discharged from the House Committee on Transportation
  - 2/27/2008: House passed bill (version H-1) by vote of 104-3
  - 2/28/2008: Senate passed bill (version H-1) by vote of 37-0
- 3/13/2008: Approved by Governor; assigned Public Act 31 of 2008**

---

## **HB 4881 (House Bill 4881)**

**Bill Summary:**

The bill's original content is the same as the original content of SB 653.

The bill would change the statutory requirements regarding issuance of a driver's license, including the creation of a "Class 2 license."

- 1) It would add the requirement that applicants provide a photo ID, a non-photo ID if it includes both the person's full legal name and date of birth, proof of the person's social security number or verification that the person is not eligible for a social security number, documentation showing the person's name and the address of his or her principal residence, and valid documentary evidence of lawful status.
- 2) It would prohibit the Secretary of State from accepting a document issued by another country, other than an official passport, to satisfy the above requirement.
- 3) It would prohibit the Secretary of State from issuing a driver's license to "a person who does not have lawful status in this state."
- 4) It would define "lawful status" to mean that the person meets one of the following: U.S. citizen; alien lawfully admitted for permanent or temporary residence in the U.S., Conditional Permanent Resident; approved asylum applicant or is a refugee; possesses a valid, unexpired nonimmigrant visa status; has a pending asylum application; has Deferred Action status; has pending application for adjustment of status to permanent residence.
- 5) "Resident" of Michigan would be defined to mean a person who has lawful status in the U.S.

- 6) Before issuing a license, the Secretary of State must verify the applicant's social security number, and must verify, with the issuing agency, the issuance, validity, and completeness of each document required to be presented above.
- 7) Certain immigrant categories above would receive a "Class 2" license, which would expire when the applicant's stay in the U.S. expires, or no more than one year if the applicant has no definite end to his authorized stay. The Class 2 license shall clearly indicate that it is temporary, shall be of a different color, and shall prominently display the date on which it expires.
- 8) A Class 2 license would only be renewed upon presenting proof that the applicant's authorized stay has been extended.
- 9) A renewal of a Class 2 license would have to be done in person (currently only sex offenders must renew in person).

**Primary Sponsor:** David Agema (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 48 other sponsors.

**Bill Status:**

**6/07/2007: Introduced in Michigan House and referred to Committee on Transportation**

**HB 4957 (House Bill 4957)**

**Bill Summary:**

The bill's original content is the same as the original content of SB 654.

The bill would change the statutory requirements regarding issuance of a state ID card, including the creation of a "Class 2" state ID card.

- 1) It would add the requirement that applicants provide a photo ID, a non-photo ID if it includes both the person's full legal name and date of birth, proof of the person's social security number or verification that the person is not eligible for a social security number, documentation showing the person's name and the address of his or her principal residence, and valid documentary evidence of lawful status.
- 2) It would prohibit the Secretary of State from accepting a document issued by another country, other than an official passport, to satisfy the above requirement.
- 3) It would prohibit the Secretary of State from issuing a state ID card "to a person who does not have lawful status in this state."
- 4) It would define "lawful status" to mean that the person meets one of the following: U.S. citizen; alien lawfully admitted for permanent or temporary residence in the U.S., Conditional Permanent Resident; approved asylum applicant or is a refugee; possesses a valid, unexpired nonimmigrant visa status; has a pending asylum application; has

Deferred Action status; has pending application for adjustment of status to permanent residence.

- 5) "Resident" of Michigan would be defined to mean a person who has lawful status in the U.S.
- 6) Before issuing a state ID card, the Secretary of State must verify the applicant's social security number, and must verify the issuance, validity, and completeness of each document required to be presented above.
- 7) Certain immigrant categories above would receive a "Class 2" state ID card, which would expire when the applicant's stay in the U.S. expires, or no more than one year if the applicant has no definite end to his authorized stay. The Class 2 state ID card shall clearly indicate that it is temporary, shall be of a different color, and shall prominently display the date on which it expires.
- 8) A Class 2 state ID card would only be renewed upon presenting proof that the applicant's authorized stay has been extended.
- 9) A renewal of a Class 2 state ID card would have to be done in person (currently only sex offenders must renew in person).

**Primary Sponsor:** David Agema (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors:** The bill has 41 other sponsors.

**Bill Status:**

**6/20/2007: Introduced in Michigan House and referred to Committee on Government Operations**

**HB 5061 (House Bill 5061)**

**Bill Summary:**

The bill would prohibit the issuance of a driver's license that contains a radio frequency identification device.

**Primary Sponsor:** Paul Opsommer (Republican – Gratiot County, most of Clinton County)

**Other Sponsors:** None

**Bill Status:**

**7/24/2007: Introduced in Michigan House and referred to Committee on Transportation**

**HB 5518 (House Bill 5518)**

**Bill Summary:**

The bill's original content is the same as the original content of SB 962.

The bill would change the standards for applying for a driver's license and for eligibility for a driver's license in order to attempt to comply with the federal REAL ID Act, mainly by prohibiting issuance of a license to an undocumented immigrant.

An applicant for a license would have to provide a photo I.D. document or other non-photo I.D., which are currently not required. The applicant would have to provide documents that show applicant's full legal

name history, date of birth, and address of residency. The applicant would have to provide documents that demonstrate that the applicant is a U.S. citizen, an alien lawfully admitted for permanent or temporary residence, or has conditional permanent resident status.

- The Secretary of State would be required to capture a digital photo and signature of the applicant, and both would have to appear on the license.
- The bill would remove the provision of law that exempts applicants from providing a social security number if they are exempt under law from disclosure for religious reasons.
- The bill states that the Secretary of State would require that the applicant produce documentary evidence that the applicant is in one or more of the following categories: U.S. citizen; alien lawfully admitted for permanent or temporary residence in the U.S., Conditional Permanent Resident; possesses a valid, unexpired nonimmigrant visa status; approved asylum applicant; entered the U.S. as a refugee; has a pending or approved application for Temporary Protected Status; has Deferred Action status; has pending application for adjustment of status to permanent residence. Other than U.S. citizens, lawful permanent residents, and conditional permanent residents, the above categories of applicants would receive a temporary driver's license valid only for the duration of the immigrant's authorized stay, or for 1 year if no time period is specified. A temporary license could only be renewed if the immigrant presents evidence of extension of authorized stay.
- The Secretary of State would be required to verify with the issuing agency the validity and completeness of each document presented by a license applicant. The only acceptable foreign document would be a passport.
- The Secretary of State would be required to verify the applicant's social security number with the Social Security Administration, or verify that the applicant is ineligible for a number.
- The Secretary of State would be required to use the SAVE system to verify the legal status of immigrant applicants.
- The bill would raise the maximum fee for the following: operator's license from \$25 to \$35, operator's license renewal from \$18 to \$30, replacement operator's license from \$9 to \$15, chauffeur's license from \$35 to \$45, replacement chauffeur's license from \$18 to \$25, minor's restricted license from \$25 to \$35. The fee increase would be applied toward the Secretary of State's implementation of the changes in this bill. The bill does not mention whether the fee increases would be sufficient to cover the costs of implanting this bill.
- The bill would not go into effect unless House Bill 5519 is also enacted into law.

**Primary Sponsor:** Phillip Pavlov (Republican – part of St. Clair County)

**Other Sponsors (14):** David Agema (R-parts of Kent and Ottawa Counties), Kenneth Horn (R-part of Saginaw County), Daniel Acciavatti (R-parts of Macomb and St. Clair Counties), Brian Calley (R-all of Barry County, part of Ionia County), Brian Palmer (R-part of Macomb County), James Marleau (R-part of Oakland County), Chuck Moss (R-part of Oakland County), Tom Casperon (R-all of Delta, Dickinson, and Menominee Counties), Bill Huizenga (R-part of Ottawa County, including Zeeland), Bruce Caswell (R-all of Branch and Hillsdale Counties), John Stahl (R-all of Lapeer County), John Espinoza (D-all of Sanilac County, part of St. Clair County including Port Huron), Marty Knollenberg (R-Cities of Troy and Clawson in Oakland County), Mike Nofs (R-most of Calhoun County including most of Battle Creek)

**Bill Status:**

**12/04/2007: Introduced in Michigan House and referred to Committee on Transportation**

---

**HB 5519 (House Bill 5519)**

**Bill Summary:**

- The bill's original content is the same as the original content of SB 963.
- The bill would change the standards for applying for a state I.D. card and for eligibility for a state I.D. card in order to attempt to comply with the federal REAL ID Act, mainly by prohibiting issuance of a state ID card to an undocumented immigrant. An applicant for a state ID card would have to provide a photo I.D. document or other non-photo I.D., which are currently not required. The applicant would also have to provide a social security number, which is currently not required.
- The applicant would have to provide documents that show applicant's full legal name history, date of birth, social security number, and address of residency. The applicant would have to provide documents showing that the applicant is a U.S. citizen, an alien lawfully admitted for permanent or temporary residence, or has conditional permanent resident status.
- The Secretary of State would be required to capture a digital photo it would have to appear on the card.
- The bill would raise the maximum fee for a state ID card from \$10 to \$20.
- The bill states that the Secretary of State would require that the applicant produce documentary evidence that the applicant is in one or more of the following categories: U.S. citizen; alien lawfully admitted for permanent or temporary residence in the U.S., Conditional Permanent Resident; possesses a valid, unexpired nonimmigrant visa status; approved asylum applicant; entered the U.S. as a refugee; has a pending or approved application for Temporary Protected Status; has Deferred Action status; has

pending application for adjustment of status to permanent residence. Other than U.S. citizens, lawful permanent residents, and conditional permanent residents, the above categories of applicants would receive a temporary state ID card valid only for the duration of the immigrant's authorized stay, or for 1 year if no time period is specified. A temporary state ID card could only be renewed if the immigrant presents evidence of extension of authorized stay.

The Secretary of State would be required to verify with the issuing agency the validity and completeness of each document presented by a state ID card applicant. The only acceptable foreign document would be a passport.

The Secretary of State would be required to verify the applicant's social security number with the Social Security Administration, or verify that the applicant is ineligible for a number.

The Secretary of State would be required to use the SAVE system to verify the legal status of immigrant applicants.

The bill would not go into effect unless House Bill 5518 is also enacted into law.

**Primary Sponsor:** Mike Nofs (R-most of Calhoun County including most of Battle Creek)

**Other Sponsors (31):** David Agema (R-parts of Kent and Ottawa Counties), Brian Calley (R-all of Barry County, part of Ionia County), James Marleau (R-part of Oakland County), Chuck Moss (R-part of Oakland County), Daniel Acciavatti (R-parts of Macomb and St. Clair Counties), Phillip Pavlov (R-part of St. Clair County), Brian Palmer (R-part of Macomb County), John Garfield (R-part of Oakland County including Rochester and Rochester Hills), Rick Shaffer (R-all of St. Joseph County, most of Cass County), Kenneth Horn (R-part of Saginaw County), Jacob Hoogendyk (R-western part of Kalamazoo County, including Portage), Judy Emmons (R-all of Montcalm County, part of Ionia County), Fran Amos (R-part of Oakland County including Waterford Township), Darwin Booher (R-all of Mecosta, Osceola, and Wexford Counties), David Law (R-part of Oakland County), Philip LaJoy (R-part of Wayne County including Belleville), David Robertson (R-part of Genesee County including Grand Blanc), Glenn Steil (R-part of Kent County including Kentwood), Rick Jones (R-most of Eaton County), Jack Brandenburg (R-part of Macomb County including St. Clair Shores), John Pastor (R-part of Livonia in Wayne County), Tom Casperson (R-all of Delta, Dickinson, and Menominee Counties), Bill Huizenga (R-part of Ottawa County, including Zeeland), Kevin Green (R-Byron Township and Wyoming in Kent County), Arlan Meekhof (R-part of Ottawa County including Grand Haven), Dave Hildenbrand (R-part of Kent County including Walker, Lowell, and East Grand Rapids), Kim Meltzer (R-part of Macomb County), Bruce Caswell (R-all of Branch and Hillsdale Counties), Tim Moore (R-all of Arenac, Clare and Gladwin Counties, northern part of Bay County), Marty Knollenberg (R-Cities of

Troy and Clawson in Oakland County), John Stahl (R-all of Lapeer County)

**Bill Status:**

**12/04/2007: Introduced in Michigan House and referred to Committee on Transportation**

---

**HB 5547 (House Bill 5547)**

**Bill Summary:**

The bill would change the standards for applying for a driver's license and for eligibility for a driver's license in order to attempt to comply with the federal REAL ID Act, mainly by prohibiting issuance of a license to an undocumented immigrant.

An applicant would have to provide documentation demonstrating his or her address and residency and that the applicant is a U.S. citizen, an alien lawfully admitted for permanent or temporary residence in the U.S., or has conditional permanent resident status. The application would have to contain the social security number or verification that the person is ineligible for a social security number.

The bill states that the Secretary of State would require that the applicant produce documentary evidence that the applicant is in one or more of the following categories: U.S. citizen; alien lawfully admitted for permanent or temporary residence in the U.S., Conditional Permanent Resident; possesses a valid, unexpired nonimmigrant visa status; pending or approved asylum application; entered the U.S. as a refugee; has a pending or approved application for Temporary Protected Status; has Deferred Action status; has pending application for adjustment of status to permanent residence. Other than U.S. citizens, lawful permanent residents, and conditional permanent residents, the above categories of applicants would receive a temporary driver's license valid only for the duration of the immigrant's authorized stay, or for 1 year if no time period is specified. A temporary license could only be renewed if the immigrant presents evidence of extension of authorized stay.

The Secretary of State would be required to verify with the issuing agency the validity and completeness of each document presented by a license applicant. The only acceptable foreign document would be a passport.

The Secretary of State would be required to confirm the applicant's social security number with the Social Security Administration, or verify that the applicant is ineligible for a number.

The Secretary of State would be required to use the SAVE system to verify the legal status of immigrant applicants.

**Primary Sponsor:** Daniel Acciavatti (R-parts of Macomb and St. Clair Counties)

**Other Sponsors:** None

**Bill Status:**

12/06/2007: Introduced in Michigan House and referred to Committee on Transportation

---

## **HB 5655 (House Bill 5655)**

### **Bill Summary:**

This bill creates a new felony, for which a person would be subject to imprisonment for 1 to 5 years and fined \$500 to \$5000 for doing any of the following while knowing that an individual is in the United States illegally:

- Transporting the individual for the purpose of allowing the individual to submit an application to obtain a driver's license or state ID card
- Providing any document to the individual that he or she knows is false, altered, or illegally obtained for the purpose of allowing the individual to submit an application to obtain a driver's license or state ID card
- Doing any act with the intent to conceal the fact that the individual is in possession of any false, altered, or illegally obtained driver's license or state ID card
- As an employee or agent of a public office, issuing a driver's license or state ID card to the individual based upon any document he or she knows is false, altered, or illegally obtained

An individual who is in the United States illegally would be guilty of a felony (same punishment as above) for doing any of the following:

- Obtaining or attempting to obtain a driver's license or state ID card using any document that he or she knows is false, altered, or illegally obtained
- Making any statement to an employee or agent of a public office that he or she knows is false or misleading to obtain a driver's license or state ID card
- Possessing a driver's license or state ID card obtained in violation of this law

**Primary Sponsor:** **David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (19):** **Brian Palmer** (R-part of Macomb County), **Phillip Pavlov** (R-part of St. Clair County), **Kim Meltzer** (R-part of Macomb County), **Kevin Elsenheimer** (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **Daniel Acciavatti** (R-parts of Macomb and St. Clair Counties), **John Stahl** (R-all of Lapeer County), **Paul Opsommer** (Republican – Gratiot County, most of Clinton County), **Fran Amos** (R-part of Oakland County including Waterford Township), **Fulton Sheen** (R-all of Allegan County except Watson and Otsego Townships and the city of Otsego), **Darwin Booher** (R-all of Mecosta, Osceola, and Wexford Counties), **Mike Nofs** (R-most of Calhoun County including most of Battle

Creek), **Howard Walker** (R-all of Grand Traverse and Kalkaska Counties), **John Moolenaar** (R - SE part of Midland County including most of city of Midland, western part of Saginaw County including Zilwaukee), **Glenn Steil Jr.** (R-Kent County: Kentwood, Townships of Cascade, Gaines, and Caledonia), **Jack Brandenburg** (R-part of Macomb County including St. Clair Shores), **John Pastor** (R-part of Livonia in Wayne County), **Tom Pearce** (R-northern Kent County including Cedar Springs and Rockford), **Rick Jones** (R-most of Eaton County)

### **Bill Status:**

1/22/2008: Introduced in Michigan House and referred to Committee on Oversight & Investigations

9/16/2008: Notice given to discharge committee

**9/17/2008: Motion to discharge committee postponed for the day**

---

## **HB 5656 (House Bill 5656)**

### **Bill Summary:**

This bill would establish the sentencing guidelines for the proposed felonies in HB 5655. The violations would be Class E Felonies with a maximum sentence of 5 years imprisonment. The felonies proposed in HB 5655 involve assisting an illegal alien to obtain a driver's license or state ID card, and an illegal alien using a false, altered, or illegally obtained document or false statement to obtain a driver's license or state ID card, and possessing a driver's license or state ID card that was obtained by false, altered, or illegally obtained document or false statement.

This bill is tie-barred to HB 5655.

**Primary Sponsor:** **David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (18):** **Brian Palmer** (R-part of Macomb County), **Phillip Pavlov** (R-part of St. Clair County), **Kim Meltzer** (R-part of Macomb County), **Kevin Elsenheimer** (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **Daniel Acciavatti** (R-parts of Macomb and St. Clair Counties), **John Stahl** (R-all of Lapeer County), **Paul Opsommer** (Republican – Gratiot County, most of Clinton County), **Fran Amos** (R-part of Oakland County including Waterford Township), **Fulton Sheen** (R-all of Allegan County except Watson and Otsego Townships and the city of Otsego), **Darwin Booher** (R-all of Mecosta, Osceola, and Wexford Counties), **Mike Nofs** (R-most of Calhoun County including most of Battle Creek), **John Moolenaar** (R - SE part of Midland County including most of city of Midland, western part of Saginaw County including Zilwaukee), **Howard Walker** (R-all of Grand Traverse and Kalkaska Counties), **Glenn Steil Jr.** (R-Kent County: Kentwood, Townships of Cascade, Gaines, and Caledonia), **Jack Brandenburg** (R-part of Macomb County including St.

Clair Shores), **John Pastor** (R-part of Livonia in Wayne County), **Rick Jones** (R-most of Eaton County)

**Bill Status:**

1/22/2008: Introduced in Michigan House and referred to Committee on Oversight & Investigations  
9/16/2008: Notice given to discharge committee  
**9/17/2008: Motion to discharge committee postponed for the day**

---

## **HB 5657 (House Bill 5657)**

**Bill Summary:**

Under this bill, if a person violates the provisions proposed in HB 5655 and if the violation is a cause of the Department of State improperly issuing a driver's license to an individual who is in the United States illegally, the Department may recover the greater of the following from the person or from the illegal alien or from both:

- The actual and reasonable costs incurred by the Department as a result of the violation, including correcting the records of the Department
- \$1,000.00

If more than one person or individual is responsible for paying costs under this bill, the court may order the amount required to be paid to be divided among those persons.

This bill is tie-barred to HB 5655.

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (20): Brian Palmer** (R-part of Macomb County), **Phillip Pavlov** (R-part of St. Clair County), **Brian Calley** (R-all of Barry County, part of Ionia County), **Kim Meltzer** (R-part of Macomb County), **Kevin Elsenheimer** (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **Daniel Acciavatti** (R-parts of Macomb and St. Clair Counties), **John Stahl** (R-all of Lapeer County), **Paul Opsommer** (Republican – Gratiot County, most of Clinton County), **Fran Amos** (R-part of Oakland County including Waterford Township), **Fulton Sheen** (R-all of Allegan County except Watson and Otsego Townships and the city of Otsego), **Darwin Booher** (R-all of Mecosta, Osceola, and Wexford Counties), **Mike Nofs** (R-most of Calhoun County including most of Battle Creek), **Howard Walker** (R-all of Grand Traverse and Kalkaska Counties), **John Moolenaar** (R - SE part of Midland County including most of city of Midland, western part of Saginaw County including Zilwaukee), **Glenn Steil Jr.** (R-Kent County: Kentwood, Townships of Cascade, Gaines, and Caledonia), **Jack Brandenburg** (R-part of Macomb County including St. Clair Shores), **John Pastor** (R-part of Livonia in Wayne County), **Tom Pearce** (R-northern

Kent County including Cedar Springs and Rockford), **Rick Jones** (R-most of Eaton County)

**Bill Status:**

1/22/2008: Introduced in Michigan House and referred to Committee on Oversight & Investigations  
9/16/2008: Notice given to discharge committee  
**9/17/2008: Motion to discharge committee postponed for the day**

---

## **HB 5658 (House Bill 5658)**

**Bill Summary:**

Under this bill, if a person violates the provisions proposed in HB 5655 and if the violation is a cause of the Secretary of State improperly issuing a state ID card to an individual who is in the United States illegally, the Department of State may recover the greater of the following from the person or from the illegal alien or from both:

- The actual and reasonable costs incurred by the Department as a result of the violation, including correcting the records of the Department
- \$1,000.00

If more than one person or individual is responsible for paying costs under this bill, the court may order the amount required to be paid to be divided among those persons.

This bill is tie-barred to HB 5655.

**Primary Sponsor: David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (20): Brian Palmer** (R-part of Macomb County), **Phillip Pavlov** (R-part of St. Clair County), **Brian Calley** (R-all of Barry County, part of Ionia County), **Kim Meltzer** (R-part of Macomb County), **Kevin Elsenheimer** (R-entire counties of Antrim, Charlevoix, and Otsego; most of Cheboygan County), **Marty Knollenberg** (R-Cities of Troy and Clawson in Oakland County), **Daniel Acciavatti** (R-parts of Macomb and St. Clair Counties), **John Stahl** (R-all of Lapeer County), **Paul Opsommer** (Republican – Gratiot County, most of Clinton County), **Fran Amos** (R-part of Oakland County including Waterford Township), **Fulton Sheen** (R-all of Allegan County except Watson and Otsego Townships and the city of Otsego), **Darwin Booher** (R-all of Mecosta, Osceola, and Wexford Counties), **Mike Nofs** (R-most of Calhoun County including most of Battle Creek), **Howard Walker** (R-all of Grand Traverse and Kalkaska Counties), **John Moolenaar** (R - SE part of Midland County including most of city of Midland, western part of Saginaw County including Zilwaukee), **Glenn Steil Jr.** (R-Kent County: Kentwood, Townships of Cascade, Gaines, and Caledonia), **Jack Brandenburg** (R-part of Macomb County including St. Clair Shores), **John Pastor** (R-part of Livonia in Wayne County), **Tom Pearce** (R-northern

Kent County including Cedar Springs and Rockford),  
**Rick Jones** (R-most of Eaton County)

**Bill Status:**

1/22/2008: Introduced in Michigan House and referred to  
Committee on Oversight & Investigations

9/16/2008: Notice given to discharge committee

**9/17/2008: Motion to discharge committee postponed  
for the day**

---

**HB 5659 (House Bill 5659)**

**Bill Summary:**

This bill creates a new felony, for which a person would  
subject to imprisonment for up to 5 years and/or fined up to  
\$5,000:

An individual shall not use or attempt to use any  
document that he or she knows is false, altered, or  
illegally obtained to establish his or her identity to do  
any of the following or make any material statement  
that he or she knows is false or misleading to do any  
of the following:

- Board a commercial aircraft
- Board a railroad car or street car
- Board a commercial bus
- Board a commercial watercraft
- Rent a motor vehicle from a motor vehicle rental  
agency

**Primary Sponsor: David Agema** (Republican – Kent  
County: Alpine Township and City of Grandville;  
Ottawa County: City of Coopersville and Townships of  
Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (19): Brian Palmer** (R-part of Macomb  
County), **Phillip Pavlov** (R-part of St. Clair County),  
**Kim Meltzer** (R-part of Macomb County), **Kevin  
Elsenheimer** (R-entire counties of Antrim, Charlevoix,  
and Otsego; most of Cheboygan County), **Marty  
Knollenberg** (R-Cities of Troy and Clawson in Oakland  
County), **Daniel Acciavatti** (R-parts of Macomb and St.  
Clair Counties), **John Stahl** (R-all of Lapeer County),  
**Paul Opsommer** (Republican – Gratiot County, most of  
Clinton County), **Fran Amos** (R-part of Oakland County  
including Waterford Township), **Fulton Sheen** (R-all of  
Allegan County except Watson and Otsego Townships  
and the city of Otsego), **Darwin Booher** (R-all of  
Mecosta, Osceola, and Wexford Counties), **Mike Nofs**  
(R-most of Calhoun County including most of Battle  
Creek), **Howard Walker** (R-all of Grand Traverse and  
Kalkaska Counties), **John Moolenaar** (R - SE part of  
Midland County including most of city of Midland,  
western part of Saginaw County including Zilwaukee),  
**Glenn Steil Jr.** (R-Kent County: Kentwood, Townships  
of Cascade, Gaines, and Caledonia), **Jack Brandenburg**  
(R-part of Macomb County including St. Clair Shores),  
**John Pastor** (R-part of Livonia in Wayne County), **Tom  
Pearce** (R-northern Kent County including Cedar  
Springs and Rockford), **Rick Jones** (R-most of Eaton  
County)

**Bill Status:**

1/22/2008: Introduced in Michigan House and referred to  
Committee on Transportation

9/16/2008: Notice given to discharge committee

**9/17/2008: Motion to discharge committee postponed  
for the day**

---

**HB 5660 (House Bill 5660)**

**Bill Summary:**

This bill would establish the sentencing guidelines for  
the proposed felonies in HB 5659. The violations would be  
Class E Felonies with a maximum sentence of 5 years  
imprisonment. The felonies proposed in HB 5660 involve  
using a false, altered, or illegally obtained document or  
making a material false statement to board commercial  
transportation or to rent a motor vehicle.

This bill is tie-barred to HB 5659.

**Primary Sponsor: David Agema** (Republican – Kent  
County: Alpine Township and City of Grandville;  
Ottawa County: City of Coopersville and Townships of  
Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (18): Brian Palmer** (R-part of Macomb  
County), **Phillip Pavlov** (R-part of St. Clair County),  
**Kim Meltzer** (R-part of Macomb County), **Kevin  
Elsenheimer** (R-entire counties of Antrim, Charlevoix,  
and Otsego; most of Cheboygan County), **Marty  
Knollenberg** (R-Cities of Troy and Clawson in Oakland  
County), **Daniel Acciavatti** (R-parts of Macomb and St.  
Clair Counties), **John Stahl** (R-all of Lapeer County),  
**Paul Opsommer** (Republican – Gratiot County, most of  
Clinton County), **Fran Amos** (R-part of Oakland County  
including Waterford Township), **Fulton Sheen** (R-all of  
Allegan County except Watson and Otsego Townships  
and the city of Otsego), **Darwin Booher** (R-all of  
Mecosta, Osceola, and Wexford Counties), **Mike Nofs**  
(R-most of Calhoun County including most of Battle  
Creek), **Howard Walker** (R-all of Grand Traverse and  
Kalkaska Counties), **John Moolenaar** (R - SE part of  
Midland County including most of city of Midland,  
western part of Saginaw County including Zilwaukee),  
**Glenn Steil Jr.** (R-Kent County: Kentwood, Townships  
of Cascade, Gaines, and Caledonia), **Jack Brandenburg**  
(R-part of Macomb County including St. Clair Shores),  
**John Pastor** (R-part of Livonia in Wayne County), **Rick  
Jones** (R-most of Eaton County)

**Bill Status:**

1/22/2008: Introduced in Michigan House and referred to  
Committee on Transportation

9/16/2008: Notice given to discharge committee

**9/17/2008: Motion to discharge committee postponed  
for the day**

---

**HB 6497 (House Bill 6497)**

**Bill Summary:**

This bill provides that the “state shall not enter into any  
compact, memorandum of understanding, or other  
agreement that would require this state to do any of the  
following with any information obtained by the state from

applicants for, or holders of, operator's or chauffeur's licenses:"

- "Transmit that information to another state, a foreign country, or an intergovernmental or international organization."
- "Transmit that information to a nongovernmental third party entity that is allowed to share that information with another state, a foreign country, or an intergovernmental or international organization."
- "Allow another state, a foreign country, an intergovernmental or international organization, or a nongovernmental third party entity described [above] to access that information or any database containing that information."

The bill also provides that the "state shall not enter into any compact, memorandum of understanding, or other agreement that would require this state to do any of the following in connection with the application for, or issuance of, an operator's or chauffeur's license:"

- "Obtain an individual's fingerprints or palm prints or photographic or digital images of fingerprints or palm prints."
- "Obtain digital images of an individual's iris or retina."
- "Determine whether an individual owns a firearm or is licensed to carry a concealed pistol, or indicate that status on the license."
- "Issue a license that contains either of the following:
  - (i) A radio frequency identification device.
  - (ii) Any other device capable of having stored information read by a remote receiver, if the device and remote receiver can share information when they do not have a clear line of sight between them."

**Primary Sponsor: Paul Opsommer Paul Opsommer**  
(Republican – Gratiot County, most of Clinton County)

**Bill Status:**  
**9/24/2008: Introduced in Michigan House and referred to Committee on Transportation**

---

## **HB 6552 (House Bill 6552)**

### **Bill Summary:**

This bill provides that the "state shall not enter into any compact, memorandum of understanding, or other agreement that would require this state to do any of the following with any information obtained by the state from applicants for, or holders of, an official state personal identification card:"

- "Transmit that information to another state, a foreign country, or an intergovernmental or international organization."
- "Transmit that information to a nongovernmental third party entity that is allowed to share that information with another state, a foreign country, or an intergovernmental or international organization."
- "Allow another state, a foreign country, an intergovernmental or international organization, or a nongovernmental third party entity described in subdivision (b) to access that information or any database containing that information."

The bill also provides that the "state shall not enter into any compact, memorandum of understanding, or other agreement that would require this state to do any of the following in connection with the application for, or issuance of, an official state personal identification card:"

- "Obtain an individual's fingerprints or palm prints or photographic or digital images of fingerprints or palm prints."
- "Obtain digital images of an individual's iris or retina."
- "Determine whether an individual owns a firearm or is licensed to carry a concealed pistol, or indicate that status on the identification card."
- "Issue an identification card that contains either of the following:
  - (i) A radio frequency identification device.
  - (ii) Any other device capable of having stored information read by a remote receiver, if the device and remote receiver can share information when they do not have a clear line of sight between them."

**Primary Sponsor: Paul Opsommer Paul Opsommer**  
(Republican – Gratiot County, most of Clinton County)

**Bill Status:**  
**10/15/2008: Introduced in Michigan House and referred to Committee on Transportation**

---

## **SB 99 (Senate Bill 99)**

### **Bill Summary:**

The bill would change Michigan's law regarding eligibility for a state I.D. card. Specifically the bill would add a requirement that an applicant present documents that are sufficient to show that the applicant is a U.S. citizen or "resident alien lawfully admitted to the United States."

The bill would also add a requirement that a state I.D. card issued to a non-citizen would expire on the date that his or her presence in the U.S. becomes unlawful.

**Primary Sponsor: Judson Gilbert** (Republican – Lapeer and St. Clair Counties)

**Other Sponsors:** None

**Bill Status:**  
**1/25/2007: Introduced in Michigan Senate and referred to Committee on Transportation**

---

## **SB 653 (Senate Bill 653)**

### **Bill Summary:**

The bill's original content is the same as the original content of HB 4881 above (creation of a Class 2 driver's license).

**Primary Sponsor: Alan Sanborn** (Republican – part of Macomb County)

**Other Sponsors:** None

**Bill Status:**  
**7/25/2007: Introduced in Michigan Senate and referred to Committee on Transportation**

## **SB 962 (Senate Bill 962)**

### **Bill Summary:**

The bill's original content is the same as the original content of HB 5518 (would change the standards for applying for a driver's license and for eligibility for a driver's license in order to attempt to comply with the federal REAL ID Act, mainly by prohibiting issuance of a license to an undocumented immigrant).

This bill would not take effect unless Senate Bill 963 is also enacted into law.

**Primary Sponsor:** **Alan Sanborn** (Republican – part of Macomb County)

**Other Sponsors (12):** **Bruce Patterson** (R-part of Wayne County including Belleville and Plymouth), **Ron Jelinek** (R-all of Berrien and Cass Counties, all of Van Buren County except Paw Paw and Antwerp Townships), **Judson Gilbert** (R-all of Lapeer and St. Clair Counties), **Nancy Cassis** (R-part of Oakland County including Novi), **Alan Cropsey** (R-all of Clinton, Ionia, Isabella, and Montcalm Counties), **Randy Richardville** (R-all of Monroe County, part of Jackson County, part of Washtenaw County including Saline), **Tony Stamas** (R-all of following counties: Alcona, Alpena, Crawford, Gladwin, Iosco, Midland, Montmorency, Ogemaw, Oscoda, and Otsego), **Patricia Birkholz** (R-all of Allegan, Barry, and Eaton Counties), **Cameron Brown** (R-all of Branch, Hillsdale, Lenawee, and St. Joseph Counties), **Jason Allen** (R-all of following counties: Antrim, Charlevoix, Cheboygan, Chippewa, Emmet, Grand Traverse, Mackinaw, and Presque Isle), **Roger Kahn** (R-all of Gratiot and Saginaw Counties), **John Pappageorge** (R-part of Oakland County including Bloomfield Hills, Royal Oak, and Troy)

### **Bill Status:**

12/06/2007: Introduced in Michigan Senate and referred to Committee on Transportation

1/31/2008: Senate Transportation Committee voted 3-2 to send bill (version S-1) to full Senate

2/06/2008: Senate passed bill (version S-1) by vote of 28-9

**2/06/2008: House referred to Committee on Transportation**

---

## **SB 963 (Senate Bill 963)**

### **Bill Summary:**

The bill's original content is the same as the original content of HB 5519 (would change the standards for applying for a state I.D. card and for eligibility for a state I.D. card in order to attempt to comply with the federal REAL ID Act, mainly by prohibiting issuance of a state ID card to an undocumented immigrant)

This bill would not take effect unless Senate Bill 962 is also enacted into law.

**Primary Sponsor:** **Tony Stamas** (R-all of following counties: Alcona, Alpena, Crawford, Gladwin, Iosco, Midland, Montmorency, Ogemaw, Oscoda, and Otsego)

**Other Sponsors (11):** **Judson Gilbert** (R-all of Lapeer and St. Clair Counties), **Bruce Patterson** (R-part of Wayne County including Belleville and Plymouth), **Ron Jelinek** (R-all of Berrien and Cass Counties, all of Van Buren County except Paw Paw and Antwerp Townships), **Nancy Cassis** (R-part of Oakland County including Novi), **Alan Cropsey** (R-all of Clinton, Ionia, Isabella, and Montcalm Counties), **Randy Richardville** (R-all of Monroe County, part of Jackson County, part of Washtenaw County including Saline), **Patricia Birkholz** (R-all of Allegan, Barry, and Eaton Counties), **Cameron Brown** (R-all of Branch, Hillsdale, Lenawee, and St. Joseph Counties), **Jason Allen** (R-all of following counties: Antrim, Charlevoix, Cheboygan, Chippewa, Emmet, Grand Traverse, Mackinaw, and Presque Isle), **Roger Kahn** (R-all of Gratiot and Saginaw Counties), **John Pappageorge** (R-part of Oakland County including Bloomfield Hills, Royal Oak, and Troy)

### **Bill Status:**

12/06/2007: Introduced in Michigan Senate and referred to Committee on Transportation

1/31/2008: Senate Transportation Committee voted 3-2 to send bill (version S-1) to full Senate

2/06/2008: Senate passed bill (version S-1 as amended) by vote of 28-9

**2/06/2008: House referred to Committee on Transportation**

---

## **SB 964 (Senate Bill 964)**

### **Bill Summary:**

The bill's original content is the same as the original content of HB 5535 (would authorize the Secretary of State to issue "enhanced" driver's licenses and "enhanced" state I.D. cards to U.S. citizens who reside in Michigan to facilitate travel to and from the United States at land and sea ports).

This bill would not take effect unless Senate Bill 966 is also enacted into law.

**Primary Sponsor:** **Judson Gilbert** (R-all of Lapeer and St. Clair Counties)

**Other Sponsors (13):** **Alan Sanborn** (Republican – part of Macomb County), **Bruce Patterson** (R-part of Wayne County including Belleville and Plymouth), **Ron Jelinek** (R-all of Berrien and Cass Counties, all of Van Buren County except Paw Paw and Antwerp Townships), **Nancy Cassis** (R-part of Oakland County including Novi), **Alan Cropsey** (R-all of Clinton, Ionia, Isabella, and Montcalm Counties), **Randy Richardville** (R-all of Monroe County, part of Jackson County, part of Washtenaw County including Saline), **Tony Stamas** (R-all of following counties: Alcona, Alpena, Crawford, Gladwin, Iosco, Midland, Montmorency, Ogemaw, Oscoda, and Otsego), **Patricia Birkholz** (R-all of Allegan, Barry, and Eaton Counties), **Cameron Brown** (R-all of Branch, Hillsdale, Lenawee, and St. Joseph Counties), **Jason Allen** (R-all of following counties: Antrim, Charlevoix, Cheboygan, Chippewa, Emmet, Grand Traverse, Mackinaw, and Presque Isle), **Roger**

**Kahn** (R-all of Gratiot and Saginaw Counties), **John Pappageorge** (R-part of Oakland County including Bloomfield Hills, Royal Oak, and Troy), **Hansen Clarke** (D-part of Detroit)

**Bill Status:**

12/06/2007: Introduced in Michigan Senate and referred to Committee on Transportation

1/31/2008: Senate Transportation Committee voted 3-2 to send bill (version S-1) to full Senate

2/06/2008: Senate passed bill (version S-3) by vote of 37-0

**2/06/2008: House referred to Committee on Transportation**

---

## **SB 965 (Senate Bill 965)**

**Bill Summary:**

The bill's original content is the same as the original content of HB 5536. The bill would establish a sentencing guideline for the crime of fraudulent certification or statement in applying for an enhanced driver's license or enhanced state ID card. The crime would be established as a Class E felony. The bill would not take effect unless Senate Bill 964 is also enacted into law.

**Primary Sponsor:** **John Pappageorge** (R-part of Oakland County including Bloomfield Hills, Royal Oak, and Troy)

**Other Sponsors (12):** **Alan Sanborn** (Republican – part of Macomb County), **Bruce Patterson** (R-part of Wayne County including Belleville and Plymouth), **Ron Jelinek** (R-all of Berrien and Cass Counties, all of Van Buren County except Paw Paw and Antwerp Townships), **Judson Gilbert** (R-all of Lapeer and St. Clair Counties), **Nancy Cassis** (R-part of Oakland County including Novi), **Alan Cropsey** (R-all of Clinton, Ionia, Isabella, and Montcalm Counties), **Randy Richardville** (R-all of Monroe County, part of Jackson County, part of Washtenaw County including Saline), **Tony Stamas** (R-all of following counties: Alcona, Alpena, Crawford, Gladwin, Iosco, Midland, Montmorency, Ogemaw, Oscoda, and Otsego), **Patricia Birkholz** (R-all of Allegan, Barry, and Eaton Counties), **Cameron Brown** (R-all of Branch, Hillsdale, Lenawee, and St. Joseph Counties), **Jason Allen** (R-all of following counties: Antrim, Charlevoix, Cheboygan, Chippewa, Emmet, Grand Traverse, Mackinaw, and Presque Isle), **Roger Kahn** (R-all of Gratiot and Saginaw Counties)

**Bill Status:**

12/06/2007: Introduced in Michigan Senate and referred to Committee on Transportation

1/31/2008: Senate Transportation Committee voted 5-0 to send bill to full Senate

2/06/2008: Senate passed bill by vote of 37-0

**2/06/2008: House referred to Committee on Transportation**

---

## **HR 25 (House Resolution 25)**

**Resolution Summary:**

The resolution urges the U.S. Congress to fully fund the states' efforts to implement the REAL ID Act of 2005.

**Primary Sponsor:** **David Agema** (Republican – Kent County: Alpine Township and City of Grandville; Ottawa County: City of Coopersville and Townships of Crockery, Georgetown, Polkton, Tallmadge, and Wright)

**Other Sponsors (19):** John Stahl, Darwin Booher, Glenn Steil, Daniel Acciavatti, Phillip Pavlov, John Stakoe, Arlan Meekhof, Robert Dean, John Pastor, Dave Hildenbrand, Brian Palmer, Rick Jones, Steve Bieda, Lee Gonzales, Richard Hammel, Gary McDowell, Rick Shaffer, Joel Sheltroun, Steve Tobocman

**Resolution Status:**

**2/22/2007: Introduced in Michigan House and referred to Committee on New Economy and Quality of Life**

---

## **HR 98 (House Resolution 98)**

**Resolution Summary:**

The resolution urges the U.S. Congress to repeal Title II of the REAL ID Act of 2005 and to support a return to a negotiated rulemaking process with the states, as called for in S. 4117, the Identification Security Enhancement Act of 2006.

**Sponsor:** **Paul Opsommer** (Republican – Gratiot County, most of Clinton County)

**Other Sponsors:** None

**Resolution Status:**

**5/9/2007: Introduced in Michigan House and referred to Committee on New Economy and Quality of Life**

---

## **HR 176 (House Resolution 176)**

**Resolution Summary:**

The resolution urges "Congress to repeal Title II of the REAL ID Act of 2005 and to support a return to a negotiated rulemaking process with the states."

**Sponsor:** **John Espinoza** (Democrat – Sanilac County, city of Port Huron)

**Other Sponsors:** 28 other sponsors

**Resolution Status:**

8/22/2007: Introduced in Michigan House and referred to Committee on New Economy and Quality of Life

10/25/2007: Voted out of committee by vote of 11-0

**10/29/2007: House adopted the resolution**

---

## **HCR 25 (House Concurrent Resolution 25)**

**Resolution Summary:**

The resolution urges the U.S. Congress to reject the REAL ID Act of 2005. The resolution also expresses the intent of the legislature to enact no legislation nor authorize any appropriation to further the implementation of REAL ID in Michigan unless such appropriation is used exclusively for the purpose of

undertaking a comprehensive analysis of the costs of implementing the REAL ID Act. The resolution also expresses the legislature's intent to ensure that, before storing or including data about Michigan residents in any database, records facility, or computer system for purposes of meeting the requirements of the REAL ID Act, all reasonable security measures to protect the privacy of Michigan residents and all reasonable safeguards to protect against unauthorized disclosure of data shall be implemented.

**Primary Sponsor:** John Espinoza (Democrat – Sanilac County, city of Port Huron)

**Other Sponsors (31):** Mike Simpson (D), Kathleen Law (D), Terry Brown (D), Steve Tobocman (D), Marie Donigan (D), Jeff Mayes (D), Aldo Vagnozzi (D), Martin Griffin (D), Robert Dean (D), Brenda Clack (D), Bob Constan (D), George Cushingberry (D), Barbara Farrah (D), John Garfield (R), Matthew Gillard (D), Lee Gonzales (D), Richard Hammel (D), Ted Hammon (D), Bert Johnson (D), Rick Jones (R), Richard LeBlanc (D), Gabe Leland (D), Steven Lindberg (D), Gary McDowell (D), Mark Meadows (D), Andy Meisner (D), Gino Polidori (D), Bettie Scott (D), Alma Smith (D), Dudley Spade (D), Rebekah Warren (D)

**Resolution Status:**

**5/22/2007: Introduced in Michigan House and referred to Committee on New Economy and Quality of Life**

---

## **HCR 28 (House Concurrent Resolution 28)**

**Resolution Summary:**

The resolution urges the U.S. Department of Homeland Security to continue to work with the states to coordinate driver's licenses with the new passport requirements to reenter the country from Canada.

**Primary Sponsor:** Steve Tobocman (Democrat – Detroit)

**Other Sponsors:** The resolution has 55 other sponsors.

**Resolution Status:**

6/13/2007: Introduced in Michigan House and referred to Committee on New Economy and Quality of Life

6/28/2007: House Committee reported Resolution (version H-1) to full House

7/17/2007: House of Representatives adopted version H-1 of the Resolution

**7/18/2007: Senate referred Resolution to Committee on Homeland Security & Emerging Technologies**

---

## **HCR 42 (House Concurrent Resolution 42)**

**Resolution Summary:**

The resolution urges "Congress not to rely on the passport standards of the United Nation's International Civil Aviation Organization in the creation of any "dual-purpose driver's license initiative" in the United States, specifically as it would pertain to the incorporation of

radio frequency identification chips into a state's driver's license."

**Primary Sponsor:** Paul Opsommer (Republican – Gratiot County, most of Clinton County)

**Other Sponsors (10):** Richard Ball, Darwin Booher, Richard Hammel, Geoff Hansen, Kenneth Horn, Tom Pearce, Bettie Scott, Rick Shaffer, John Stahl, Steve Tobocman

**Resolution Status:**

**8/30/2007: Introduced in Michigan House and referred to Committee on Transportation**

---

## **SR 20 (Senate Resolution 20)**

**Resolution Summary:**

The resolution urges the U.S. Department of Homeland Security to complete an economic analysis of the costs of compliance with the requirements of the federal REAL ID Act and the Western Hemisphere Travel Initiative.

**Primary Sponsor:** John Pappageorge (Republican – part of Oakland County: Berkely, Birmingham, Bloomfield Township, Bloomfield Hills, Clawson, Madison Heights, Royal Oak, Troy)

**Other Sponsors (12):** Cameron Brown, Randy Richardville, Roger Kahn, Patricia Birkholz, Valde Garcia, Nancy Cassis, Judson Gilbert, John Gleason, Mark Jansen, Ron Jelinek, Wayne Kuipers, Michael Switalski

**Resolution Status:**

3/7/2007: Referred to Senate Committee on Homeland Security and Emerging Technologies

3/13/2007: Adopted by Senate committee by vote of 7-0

**3/21/2007: Adopted by the full Senate**

---

## **SR 21 (Senate Resolution 21)**

**Resolution Summary:**

The resolution memorializes the U.S. Department of State and the U.S. Department of Homeland Security to develop a pilot program in Michigan for a dual purpose driver's license/personal identification card to comply with the provisions of the federal REAL ID Act and the Western Hemisphere Travel Initiative.

**Primary Sponsor:** Cameron Brown (Republican – Branch, Hillsdale, Lenawee, and St. Joseph Counties)

**Other Sponsors (11):** Judson Gilbert, John Pappageorge, Valde Garcia, Randy Richardville, Mark Jansen, Patricia Birkholz, Roger Kahn, Jason Allen, Nancy Cassis, Ron Jelinek, Michael Switalski

**Resolution Status:**

3/7/2007: Referred to Senate Committee on Homeland Security and Emerging Technologies

3/13/2007: Adopted by Senate committee by vote of 7-0

**3/21/2007: Adopted by the full Senate**

---

## **SR 62 (Senate Resolution 62)**

**Resolution Summary:**

The resolution urges the U.S. Congress to reject the REAL ID Act of 2005. The resolution also expresses the intent of the legislature to enact no legislation nor authorize any appropriation to further the implementation of REAL ID in Michigan unless such appropriation is used exclusively for the purpose of undertaking a comprehensive analysis of the costs of implementing the REAL ID Act. The resolution also expresses the legislature's intent to ensure that, before storing or including data about Michigan residents in any database, records facility, or computer system for purposes of meeting the requirements of the REAL ID Act, all reasonable security measures to protect the privacy of Michigan residents and all reasonable safeguards to protect against unauthorized disclosure of data shall be implemented.

**Primary Sponsor:** Gilda Jacobs (Democrat – Huntington Woods)

**Other Sponsors (6):** Jim Barcia (D-Bay City), Glenn Anderson (D-Westland), Hansen Clarke (D-Detroit), John Gleason (D-Flushing), Mark Schauer (D-Battle Creek) Michael Switalski (D-Roseville)

**Resolution Status:**

**5/22/2007: Introduced in Michigan Senate and referred to Committee on Transportation**

---

### **SCR 3 (Senate Concurrent Resolution 3)**

**Resolution Summary:**

The resolution urges the U.S. Department of Homeland Security to work with the states to coordinate development of REAL-ID-compliant driver's licenses that may also be presented in lieu of a passport, to satisfy the federal rule that as of 1/1/2008, U.S. citizens re-entering the United States by land from Canada must have a valid U.S. passport.

**Primary Sponsor:** Judson Gilbert (Republican – Lapeer and St. Clair Counties)

**Other Sponsors (10):** Jason Allen, Wayne Kuipers, Alan Sanborn, Mark Jansen, Alan Cropsey, Patricia Birkholz, John Pappageorge, Hansen Clarke, John Gleason, Randy Richardville

**Resolution Status:**

1/30/2007: Introduced in Michigan Senate and referred to Committee on Homeland Security and Emerging Technologies

2/06/2007: Senate Committee passed the Resolution 5 to 0 as amended in version S-1

2/08/2007: Senate placed the Resolution on the Order of Resolutions

2/13/2007: Senate adopted the Resolution as amended in substitute version S-1

**2/13/2007: House referred resolution to Committee on New Economy and Quality of Life**