

No. 54
STATE OF MICHIGAN
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House Chamber, Lansing, Wednesday, June 1, 2016.

10:00 a.m.

The House was called to order by the Speaker.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Afendoulis—present	Garrett—present	LaFontaine—present	Price—present
Banks—present	Gay-Dagnogo—present	LaGrand—present	Pscholka—present
Barrett—present	Geiss—present	Lane—present	Rendon—present
Bizon—present	Gardon—present	Lauwers—present	Roberts, B.—present
Brinks—present	Glenn—present	LaVoy—present	Roberts, S.—present
Brunner—present	Goike—present	Leonard—present	Robinson—present
Bumstead—present	Graves—present	Leutheuser—present	Runestad—present
Byrd—present	Greig—present	Liberati—present	Rutledge—present
Callton—present	Greimel—present	Love—present	Santana—present
Canfield—present	Guerra—present	Lucido—present	Schor—present
Chang—present	Heise—present	Lyons—present	Sheppard—present
Chatfield—present	Hoadley—present	Maturen—present	Singh—present
Chirkun—present	Hooker—present	McBroom—present	Smiley—present
Clemente—present	Hovey-Wright—present	McCready—present	Somerville—present
Cochran—present	Howell—present	Miller, A.—present	Talabi—present
Cole—present	Howrylak—present	Moss—present	Tedder—present
Cotter—present	Hughes—present	Muxlow—present	Theis—present
Cox—present	Iden—present	Neeley—present	Townsend—present
Crawford—present	Inman—present	Nesbitt—present	Vaupel—present
Darany—present	Irwin—present	Outman—present	VerHeulen—present
Dianda—present	Jacobsen—present	Pagan—present	Victory—present
Driskell—present	Jenkins—present	Pagel—present	Webber—present
Durhal—present	Johnson—present	Pettalia—present	Whiteford—present
Faris—present	Kelly—present	Phelps—present	Wittenberg—present
Farrington—present	Kesto—present	Plawecki—present	Yanez—present
Forlini—present	Kivela—present	Poleski—present	Yonker—present
Franz—present	Kosowski—present	Potvin—present	Zemke—present
Garcia—present			

e/d/s = entered during session

Minister Steven Thomas, Pastor of Forever Blessed Ministries in Westland, offered the following invocation:

“I pray according to I Timothy 2 verses one thru four which says first of all prayers supplications, intercessions and giving of thanks be made for all men, for kings and for all in authority that we may live a quiet and peaceable life in all Godliness and honesty for this is acceptable in the sight of God our savior who would have all men to be saved and come into the knowledge of the truth. Verse 8 says, I lift up Governor Snyder and his staff and I pray that they will make decisions that are in the best interest for the great state of Michigan. That they would be faithful in carrying out the will of God for their lives. I pray also for ever State Representative and every State Senator that they will carry out their God given call and responsibilities for the people who elected them. I also pray that they live long and finish strong their commitment to the state of Michigan. I pray for their health will spring forth and that they will live a life of physical healing from the crown of their heads to the soles of their feet. And finally, I for their families. I pray that the peace of God will rule and reign in their lives as well and that they fully render support in every way possible. And I ask it in Jesus name. Amen.”

Rep. Nesbitt moved that House Committees be given leave to meet during the balance of today’s session.
The motion prevailed.

Motions and Resolutions

Rep. Nesbitt moved that a respectful message be sent to the Senate requesting the return of **House Bill No. 5383**.
The motion prevailed.

Rep. Nesbitt moved that a respectful message be sent to the Senate requesting the return of **House Bill No. 5384**.
The motion prevailed.

Rep. Nesbitt moved that a respectful message be sent to the Senate requesting the return of **House Bill No. 5387**.
The motion prevailed.

Rep. Nesbitt moved that a respectful message be sent to the Senate requesting the return of **Senate Bill No. 711**.
The motion prevailed.

Rep. Nesbitt moved that a respectful message be sent to the Senate requesting the return of **Senate Bill No. 820**.
The motion prevailed.

Rep. Nesbitt moved that a respectful message be sent to the Senate requesting the return of **Senate Bill No. 822**.
The motion prevailed.

The Speaker called the Speaker Pro Tempore to the Chair.

Reps. Lyons, Heise, Hoadley, Hooker and Hovey-Wright offered the following resolution:
House Resolution No. 305.

A resolution to declare June 2016 as Internet Safety Month in the state of Michigan.

Whereas, We recognize that Internet Safety Month provides Michigan residents with an opportunity to learn more about the dangers of the Internet and the importance of being safe and responsible online. We recognize this month of awareness here in Michigan as well as nationally; and

Whereas, We commend and recognize state and community organizations for promoting awareness of the dangers of the Internet and providing information and training that develops critical thinking and decision-making skills that are needed to use the Internet safely. We call on Internet safety organizations, law enforcement, educators, community leaders, parents, and volunteers to increase their efforts to raise the level of awareness for the need for online safety in the United States; and

Whereas, The Michigan Child Protection Registry honors Internet Safety Month by reminding parents that when they sign up for this registry, they can block adult-oriented advertisements like alcohol, tobacco, pornography, online gambling, and illegal drugs from reaching their family's email inboxes, cell phones, or instant messenger ID's; and

Whereas, The Michigan Child Protection Registry was created by the Michigan Legislature in 2004 as a do-not-contact service for Michigan families. The Michigan Child Protection Registry is a free, state administered program that allows Michigan's families to protect their households from adult-oriented messages; and

Whereas, The Michigan Child Protection Registry is administered by the Secretary of State's office and enforced by the Attorney General's Office; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare June 2016 as Internet Safety Month in the state of Michigan. We urge all individuals to raise their awareness to ensure that their Internet time is safe and secure all year long.

The question being on the adoption of the resolution,

The resolution was adopted.

Third Reading of Bills

House Bill No. 4423, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 627 (MCL 257.627), as amended by 2012 PA 252; and to repeal acts and parts of acts.

(The bill was read a third time and postponed temporarily on February 17, see House Journal No. 16, p. 216.)

The question being on the passage of the bill,

Rep. Jacobsen moved to substitute (H-7) the bill.

The motion was seconded and the substitute (H-7) was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

Rep. Franz moved to amend the bill as follows:

1. Amend page 6, following line 1, by inserting:

"(7) THE STATE TRANSPORTATION DEPARTMENT, A COUNTY ROAD COMMISSION, OR A LOCAL AUTHORITY SHALL DECREASE THE SPEED LIMIT IN A HOSPITAL HIGHWAY ZONE BY UP TO 10 MILES PER HOUR UPON REQUEST OF A HOSPITAL LOCATED WITHIN THAT HOSPITAL HIGHWAY ZONE. THE STATE TRANSPORTATION DEPARTMENT, COUNTY ROAD COMMISSION, OR LOCAL AUTHORITY MAY DECREASE THE SPEED LIMIT IN A HOSPITAL HIGHWAY ZONE BY MORE THAN 10 MILES PER HOUR IF THE DECREASE IS SUPPORTED BY AN ENGINEERING AND SAFETY STUDY. THE STATE TRANSPORTATION DEPARTMENT, COUNTY ROAD COMMISSION, OR LOCAL AUTHORITY SHALL POST SPEED LIMIT SIGNS IN A HOSPITAL HIGHWAY ZONE THAT INDICATE THE SPEED LIMIT IN THAT HOSPITAL HIGHWAY ZONE AND SHALL IDENTIFY THAT HOSPITAL HIGHWAY ZONE WITH ANY OTHER TRAFFIC CONTROL DEVICES NECESSARY TO CONFORM TO THE MICHIGAN MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES. IF A CHANGE IN A SIGN, SIGNAL, OR DEVICE, IS NECESSITATED BY A SPEED LIMIT DECREASE DESCRIBED IN THIS SUBSECTION, THE HOSPITAL REQUESTING THE DECREASE SHALL PAY THE COST OF DOING SO. AS USED IN THIS SUBSECTION, "HOSPITAL HIGHWAY ZONE" MEANS A PORTION OF STATE TRUNK LINE HIGHWAY MAINTAINED BY THE STATE TRANSPORTATION DEPARTMENT THAT HAS A POSTED SPEED LIMIT OF AT LEAST 50 MILES PER HOUR AND HAS 2 OR FEWER LANES FOR TRAVEL IN THE SAME DIRECTION, TRAVERSES ALONG PROPERTY OWNED BY A HOSPITAL, CONTAINS AN INGRESS AND EGRESS POINT FROM HOSPITAL PROPERTY, AND EXTENDS NOT MORE THAN 1,000 FEET BEYOND THE BOUNDARY LINES OF HOSPITAL PROPERTY IN BOTH DIRECTIONS IN A MUNICIPALITY." and renumbering the remaining subsections.

2. Amend page 6, line 2, after "**SUBSECTION**" by striking out "**(17)**" and inserting "**(18)**".

3. Amend page 6, line 15, after "**SUBSECTION**" by striking out "**(17)**" and inserting "**(18)**".

4. Amend page 7, line 3, after "**SUBSECTION**" by striking out "**(17)**" and inserting "**(18)**".

5. Amend page 8, line 11, after "**(2)(D)**," by striking out "**(7)**,".

6. Amend page 8, line 12, by striking out "**AND**".

7. Amend page 8, line 12, after "**(10)**," by inserting "**AND (11)**,".

8. Amend page 8, line 18, after “**SUBSECTION**” by striking out “(11)” and inserting “(12)”.

The motion was seconded and the amendments were adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 340**Yeas—56**

Barrett	Glenn	Leutheuser	Rendon
Brunner	Goike	Lyons	Roberts, B.
Bumstead	Graves	Maturen	Runestad
Chatfield	Howell	Miller, A.	Rutledge
Cole	Inman	Moss	Santana
Cotter	Jacobsen	Muxlow	Schor
Cox	Jenkins	Neeley	Sheppard
Crawford	Johnson	Nesbitt	Smiley
Durhal	Kelly	Outman	Somerville
Farrington	Kivela	Pagel	Tedder
Forlini	LaFontaine	Pettalia	Theis
Franz	Lauwers	Phelps	Victory
Garcia	LaVoy	Potvin	Webber
Glardon	Leonard	Price	Yonker

Nays—53

Afendoulis	Faris	Iden	Poleski
Banks	Garrett	Irwin	Pscholka
Bizon	Gay-Dagnogo	Kesto	Roberts, S.
Brinks	Geiss	Kosowski	Robinson
Byrd	Greig	LaGrand	Singh
Callton	Greimel	Lane	Talabi
Canfield	Guerra	Liberati	Townsend
Chang	Heise	Love	Vaupel
Chirkun	Hoadley	Lucido	VerHeulen
Clemente	Hooker	McBroom	Whiteford
Cochran	Hovey-Wright	McCready	Wittenberg
Darany	Howrylak	Pagan	Yanez
Dianda	Hughes	Plawecki	Zemke
Driskell			

In The Chair: Leonard

The House agreed to the title of the bill.

Rep. Nesbitt moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:
 “Mr. Speaker and members of the House:
 I find our existing speed limits to be perfectly sufficient. I don’t think the relatively complicated rules contemplated by the bills are necessary or advisable.

I appreciate the hard work and admirable goals of the sponsor, but I regret that I cannot support the package.

Thanks you, Mr. Speaker, for this opportunity to explain my No vote on the speed limit package.”

Rep. Greimel, having reserved the right to explain his protest against the passage of the bill, made the following statement:
 “Mr. Speaker and members of the House:

No vote explanation on HB 4423:

Although I support the lowering of speed limits on gravel roads in Oakland County and Wayne County, I voted to oppose HB 4423 because I am against its provisions that would increase speed limits on certain limited-access freeways and on certain state trunk lines.”

House Bill No. 4424, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 627a and 633 (MCL 257.627a and 257.633), section 627a as amended by 2005 PA 88.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 341

Yeas—59

Afendoulis	Glardon	Leutheuser	Roberts, B.
Barrett	Glenn	Lyons	Runestad
Brunner	Goike	Maturen	Rutledge
Bumstead	Graves	Miller, A.	Santana
Canfield	Howell	Moss	Schor
Chatfield	Inman	Muxlow	Sheppard
Cole	Jacobsen	Neeley	Smiley
Cotter	Jenkins	Nesbitt	Somerville
Cox	Johnson	Outman	Tedder
Crawford	Kelly	Pagel	Theis
Durhal	Kivela	Pettalia	VerHeulen
Farrington	LaFontaine	Phelps	Victory
Forlini	Lauwers	Potvin	Webber
Franz	LaVoy	Price	Yonker
Garcia	Leonard	Rendon	

Nays—50

Banks	Garrett	Irwin	Poleski
Bizon	Gay-Dagnogo	Kesto	Pscholka
Brinks	Geiss	Kosowski	Roberts, S.
Byrd	Greig	LaGrand	Robinson
Callton	Greimel	Lane	Singh
Chang	Guerra	Liberati	Talabi
Chirkun	Heise	Love	Townsend
Clemente	Hoadley	Lucido	Vaupel
Cochran	Hooker	McBroom	Whiteford
Darany	Hovey-Wright	McCready	Wittenberg
Dianda	Howrylak	Pagan	Yanez
Driskell	Hughes	Plawecki	Zemke
Faris	Iden		

In The Chair: Leonard

The House agreed to the title of the bill.

Rep. Nesbitt moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:
 “Mr. Speaker and members of the House:

I find our existing speed limits to be perfectly sufficient. I don’t think the relatively complicated rules contemplated by the bills are necessary or advisable.

I appreciate the hard work and admirable goals of the sponsor, but I regret that I cannot support the package.

Thanks you, Mr. Speaker, for this opportunity to explain my No vote on the speed limit package.”

House Bill No. 4425, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 628 (MCL 257.628), as amended by 2006 PA 85.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 342

Yeas—60

Afendoulis	Glardon	Leonard	Rendon
Barrett	Glenn	Leutheuser	Roberts, B.
Brunner	Goike	Lyons	Runestad
Bumstead	Graves	Maturen	Rutledge
Canfield	Howell	Miller, A.	Santana
Chatfield	Hughes	Moss	Schor
Cole	Inman	Muxlow	Sheppard
Cotter	Jacobsen	Neeley	Smiley
Cox	Jenkins	Nesbitt	Somerville
Crawford	Johnson	Outman	Tedder
Durhal	Kelly	Pagel	Theis
Farrington	Kivela	Pettalia	VerHeulen
Forlini	LaFontaine	Phelps	Victory
Franz	Lauwers	Potvin	Webber
Garcia	LaVoy	Price	Yonker

Nays—49

Banks	Garrett	Irwin	Poleski
Bizon	Gay-Dagnogo	Kesto	Pscholka
Brinks	Geiss	Kosowski	Roberts, S.
Byrd	Greig	LaGrand	Robinson
Callton	Greimel	Lane	Singh
Chang	Guerra	Liberati	Talabi
Chirkun	Heise	Love	Townsend
Clemente	Hoadley	Lucido	Vaupel
Cochran	Hooker	McBroom	Whiteford
Darany	Hovey-Wright	McCready	Wittenberg
Dianda	Howrylak	Pagan	Yanez
Driskell	Iden	Plawecki	Zemke
Faris			

In The Chair: Leonard

The House agreed to the title of the bill.

Rep. Nesbitt moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

I find our existing speed limits to be perfectly sufficient. I don’t think the relatively complicated rules contemplated by the bills are necessary or advisable.

I appreciate the hard work and admirable goals of the sponsor, but I regret that I cannot support the package.
Thanks you, Mr. Speaker, for this opportunity to explain my No vote on the speed limit package.”

Rep. Greimel, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

No vote explanation on HB 4425:

I voted against HB 4425 because I oppose increasing speed limits above 70 miles per hour and 55 miles per hour on limited-access freeways and state trunk lines, respectively, and because I oppose the bill’s provision eliminating the role of superintendents in determining safe speeds in school zones.”

House Bill No. 4426, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 320a, 606, 608, 609, and 610 (MCL 257.320a, 257.606, 257.608, 257.609, and 257.610), section 320a as amended by 2012 PA 592 and section 606 as amended by 1980 PA 518.

(The bill was read a third time and passed, vote reconsidered and bill postponed temporarily on February 17, see House Journal No. 16, p. 217.)

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 343

Yeas—75

Afendoulis	Glenn	LaVoy	Rendon
Barrett	Goike	Leonard	Roberts, B.
Brinks	Graves	Leutheuser	Runestad
Brunner	Greimel	Liberati	Rutledge
Bumstead	Guerra	Love	Santana
Byrd	Hoadley	Lyons	Schor
Canfield	Hovey-Wright	Maturen	Sheppard
Chang	Howell	Miller, A.	Singh
Chatfield	Hughes	Moss	Smiley
Cole	Inman	Muxlow	Somerville
Cotter	Jacobsen	Neeley	Tedder
Crawford	Jenkins	Nesbitt	Theis
Durhal	Johnson	Outman	VerHeulen
Farrington	Kelly	Pagel	Victory
Forlini	Kivela	Pettalia	Webber
Franz	Kosowski	Phelps	Wittenberg
Garcia	LaFontaine	Plawecki	Yonker
Garrett	LaGrand	Potvin	Zemke
Gardon	Lauwers	Price	

Nays—34

Banks	Driskell	Irwin	Pscholka
Bizon	Faris	Kesto	Roberts, S.
Callton	Gay-Dagnogo	Lane	Robinson
Chirkun	Geiss	Lucido	Talabi
Clemente	Greig	McBroom	Townsend
Cochran	Heise	McCready	Vaupel

Cox
Darany
Dianda

Hooker
Howrylak
Iden

Pagan
Poleski

Whiteford
Yanez

In The Chair: Leonard

The House agreed to the title of the bill.

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

I find our existing speed limits to be perfectly sufficient. I don’t think the relatively complicated rules contemplated by the bills are necessary or advisable.

I appreciate the hard work and admirable goals of the sponsor, but I regret that I cannot support the package.

Thanks you, Mr. Speaker, for this opportunity to explain my No vote on the speed limit package.”

House Bill No. 4427, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2103 (MCL 500.2103), as amended by 2002 PA 492.

(The bill was read a third time and passed, vote reconsidered and bill postponed temporarily on February 17, see House Journal No. 16, p. 216.)

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 344

Yeas—83

Afendoulis
Banks
Barrett
Bizon
Brinks
Brunner
Bumstead
Byrd
Canfield
Chang
Chatfield
Clemente
Cole
Cotter
Cox
Crawford
Driskell
Durhal
Faris
Farrington
Forlini

Franz
Garcia
Garrett
Gardon
Glenn
Goike
Greimel
Guerra
Hoadley
Hooker
Hovey-Wright
Howell
Hughes
Inman
Irwin
Jacobsen
Jenkins
Johnson
Kelly
Kivela
Kosowski

LaFontaine
LaGrand
LaVoy
Leonard
Leutheuser
Liberati
Love
Lyons
Maturen
Miller, A.
Moss
Muxlow
Neeley
Nesbitt
Outman
Pagel
Pettalia
Phelps
Plawecki
Potvin
Price

Rendon
Roberts, B.
Robinson
Runestad
Rutledge
Santana
Schor
Sheppard
Singh
Smiley
Somerville
Talabi
Tedder
Theis
VerHeulen
Victory
Webber
Wittenberg
Yonker
Zemke

Nays—26

Callton
Chirkun

Graves
Greig

Lauwers
Lucido

Pscholka
Roberts, S.

Cochran	Heise	McBroom	Townsend
Darany	Howrylak	McCready	Vaupel
Dianda	Iden	Pagan	Whiteford
Gay-Dagnogo	Kesto	Poleski	Yanez
Geiss	Lane		

In The Chair: Leonard

The House agreed to the title of the bill.

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:
 “Mr. Speaker and members of the House:
 I find our existing speed limits to be perfectly sufficient. I don’t think the relatively complicated rules contemplated by the bills are necessary or advisable.
 I appreciate the hard work and admirable goals of the sponsor, but I regret that I cannot support the package.
 Thanks you, Mr. Speaker, for this opportunity to explain my No vote on the speed limit package.”

Senate Bill No. 428, entitled

A bill to establish the American Red Cross Michigan fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 345

Yeas—108

Afendoulis	Garcia	Kosowski	Price
Banks	Garrett	LaFontaine	Pscholka
Barrett	Gay-Dagnogo	LaGrand	Rendon
Bizon	Geiss	Lane	Roberts, B.
Brinks	Glardon	Lauwers	Roberts, S.
Brunner	Glenn	LaVoy	Robinson
Bumstead	Goike	Leonard	Runestad
Byrd	Graves	Leutheuser	Rutledge
Callton	Greig	Liberati	Santana
Canfield	Greimel	Love	Schor
Chang	Guerra	Lucido	Sheppard
Chatfield	Heise	Lyons	Singh
Chirkun	Hoadley	Maturen	Smiley
Clemente	Hooker	McBroom	Somerville
Cochran	Hovey-Wright	McCready	Talabi
Cole	Howell	Miller, A.	Tedder
Cotter	Howrylak	Moss	Theis
Cox	Hughes	Muxlow	Townsend
Crawford	Iden	Neeley	Vaupel
Darany	Inman	Nesbitt	VerHeulen
Dianda	Irwin	Outman	Victory
Driskell	Jacobsen	Pagan	Webber
Durhal	Jenkins	Pagel	Whiteford
Faris	Johnson	Pettalia	Wittenberg

Farrington
Forlini
Franz

Kelly
Kesto
Kivela

Phelps
Plawecki
Potvin

Yanez
Yonker
Zemke

Nays—1

Poleski

In The Chair: Leonard

The House agreed to the title of the bill.

Rep. Garcia moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

I have consistently opposed income tax checkoffs ever since I took office in 2011. The income tax return is not a place to collect charitable contributions.

This is not a reflection on the charitable organizations, all of which are admirable.

Thank you, Mr. Speaker, for this opportunity to explain my No votes on these income tax checkoff bills.”

Senate Bill No. 429, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 435 (MCL 206.435), as amended by 2013 PA 92.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 346

Yeas—107

Afendoulis
Banks
Barrett
Bizon
Brinks
Brunner
Byrd
Callton
Canfield
Chang
Chatfield
Chirkun
Clemente
Cochran
Cole
Cotter
Cox
Crawford
Darany
Dianda

Garrett
Gay-Dagnogo
Geiss
Gardon
Glenn
Goike
Graves
Greig
Greimel
Guerra
Heise
Hoadley
Hooker
Hovey-Wright
Howell
Howrylak
Hughes
Iden
Inman
Irwin

LaFontaine
LaGrand
Lane
Lauwers
LaVoy
Leonard
Leutheuser
Liberati
Love
Lucido
Lyons
Maturen
McBroom
McCready
Miller, A.
Moss
Muxlow
Neeley
Nesbitt
Outman

Pscholka
Rendon
Roberts, B.
Roberts, S.
Robinson
Runestad
Rutledge
Santana
Schor
Sheppard
Singh
Smiley
Somerville
Talabi
Tedder
Theis
Townsend
Vaupel
VerHeulen
Victory

Driskell	Jacobsen	Pagan	Webber
Durhal	Jenkins	Pagel	Whiteford
Faris	Johnson	Pettalia	Wittenberg
Farrington	Kelly	Phelps	Yanez
Forlini	Kesto	Plawecki	Yonker
Franz	Kivela	Potvin	Zemke
Garcia	Kosowski	Price	

Nays—2

Bumstead Poleski

In The Chair: Leonard

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts.”

The House agreed to the full title.

Rep. Garcia moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

I have consistently opposed income tax checkoffs ever since I took office in 2011. The income tax return is not a place to collect charitable contributions.

This is not a reflection on the charitable organizations, all of which are admirable.

Thank you, Mr. Speaker, for this opportunity to explain my No votes on these income tax checkoff bills.”

The Speaker Pro Tempore called Associate Speaker Pro Tempore Franz to the Chair.

Senate Bill No. 672, entitled

A bill to amend 1998 PA 386, entitled “Estates and protected individuals code,” by amending section 5109 (MCL 700.5109), as added by 2011 PA 61.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 347**Yeas—108**

Afendoulis	Garcia	LaFontaine	Price
Banks	Garrett	LaGrand	Pscholka
Barrett	Gay-Dagnogo	Lane	Rendon

Bizon	Geiss	Lauwers	Roberts, B.
Brinks	Glardon	LaVoy	Roberts, S.
Brunner	Glenn	Leonard	Robinson
Bumstead	Goike	Leutheuser	Runestad
Byrd	Graves	Liberati	Rutledge
Callton	Greig	Love	Santana
Canfield	Greimel	Lucido	Schor
Chang	Guerra	Lyons	Sheppard
Chatfield	Heise	Maturen	Singh
Chirkun	Hoadley	McBroom	Smiley
Clemente	Hooker	McCready	Somerville
Cochran	Hovey-Wright	Miller, A.	Talabi
Cole	Howell	Moss	Tedder
Cotter	Howrylak	Muxlow	Theis
Cox	Hughes	Neeley	Townsend
Crawford	Iden	Nesbitt	Vaupel
Darany	Inman	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Faris	Kelly	Phelps	Wittenberg
Farrington	Kesto	Plawecki	Yanez
Forlini	Kivela	Poleski	Yonker
Franz	Kosowski	Potvin	Zemke

Nays—1

Irwin

In The Chair: Franz

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to codify, revise, consolidate, and classify aspects of the law relating to wills and intestacy, relating to the administration and distribution of estates of certain individuals, relating to trusts, and relating to the affairs of certain individuals under legal incapacity; to provide for the powers and procedures of the court that has jurisdiction over these matters; to provide for the validity and effect of certain transfers, contracts, and deposits that relate to death; to provide procedures to facilitate enforcement of certain trusts; and to repeal acts and parts of acts.”

The House agreed to the full title.

Rep. Nesbitt moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Families, Children, and Seniors, by Rep. Hooker, Chair, reported

House Bill No. 5689, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 710d and 710e (MCL 257.710d and 257.710e), section 710d as amended by 2009 PA 57 and section 710e as amended by 2008 PA 43.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Hooker, Crawford, Vaupel, Hovey-Wright, Talabi and Liberati

Nays: Reps. Runestad and Forlini

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hooker, Chair, of the Committee on Families, Children, and Seniors, was received and read:

Meeting held on: Wednesday, June 1, 2016

Present: Reps. Hooker, Runestad, Forlini, Crawford, Vaupel, Hovey-Wright, Talabi and Liberati

Absent: None.

Excused: None.

The Committee on Agriculture, by Rep. Lauwers, Chair, reported

Senate Bill No. 899, entitled

A bill to amend 1939 PA 141, entitled "Grain dealers act," by amending sections 3 and 9 (MCL 285.63 and 285.69), as amended by 2002 PA 80, and by adding section 26a; and to repeal acts and parts of acts.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lauwers, Cole, Franz, Glardon, Johnson, Outman, Rendon, Brett Roberts, Sheppard, Vaupel, Whiteford, Brunner, Darany and Talabi

Nays: None

The Committee on Agriculture, by Rep. Lauwers, Chair, reported

Senate Bill No. 900, entitled

A bill to amend 2003 PA 198, entitled "Farm produce insurance act," by amending sections 7, 9, 11, and 15 (MCL 285.317, 285.319, 285.321, and 285.325), as amended by 2012 PA 149.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lauwers, Cole, Franz, Glardon, Johnson, Outman, Rendon, Brett Roberts, Sheppard, Vaupel, Whiteford, Brunner, Darany and Talabi

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Lauwers, Chair, of the Committee on Agriculture, was received and read:

Meeting held on: Wednesday, June 1, 2016

Present: Reps. Lauwers, Cole, Franz, Glardon, Johnson, Outman, Rendon, Brett Roberts, Sheppard, Vaupel, Whiteford, Brunner, Darany, Talabi, Driskell and LaVoy

Absent: Rep. Garrett

Excused: Rep. Garrett

The Committee on Workforce and Talent Development, by Rep. Johnson, Chair, reported

House Bill No. 5677, entitled

A bill to provide a grievance procedure for state civil servants; to provide powers and responsibilities for state departments, agencies, and officers; and to provide a right of appeal.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Johnson, Tedder, Farrington, Price, Lauwers, Crawford, Iden, Brett Roberts and Howell
Nays: Reps. Brinks, Townsend, Geiss, Greig, Liberati and Love

The Committee on Workforce and Talent Development, by Rep. Johnson, Chair, reported
House Joint Resolution MM, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 48 of article IV and section 5 of article XI, to grant the heads of principal departments the authority to discipline or dismiss employees in the state classified civil service for conduct that directly and negatively impacts the department's ability to accomplish its statutory duties in a fair, timely, equitable, and transparent manner and to provide for appeals.

Without amendment and with the recommendation that the joint resolution be adopted.
The joint resolution was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Johnson, Tedder, Farrington, Price, Lauwers, Crawford, Iden, Brett Roberts and Howell
Nays: Reps. Brinks, Townsend, Geiss, Greig, Liberati and Love

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Johnson, Chair, of the Committee on Workforce and Talent Development, was received and read:

Meeting held on: Wednesday, June 1, 2016

Present: Reps. Johnson, Tedder, Farrington, Price, Lauwers, Crawford, Iden, Brett Roberts, Howell, Brinks, Townsend, Geiss, Greig, Liberati and Love

The Committee on Appropriations, by Rep. Pscholka, Chair, reported
House Bill No. 5701, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 267 (MCL 18.1267), as amended by 2012 PA 237.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.
The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Pscholka, Bumstead, Jenkins, Muxlow, Potvin, Kelly, McCready, Pagel, VerHeulen, Victory, Afendoulis, Bizon, Canfield, Cox, Garcia, Inman, Aaron Miller, Irwin, Sarah Roberts, Banks, Faris, Singh, Yanez, Zemke, Durhal, Hoadley and Pagan
Nays: Reps. Poleski and Santana

The Committee on Appropriations, by Rep. Pscholka, Chair, reported
House Bill No. 5706, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 819 (MCL 257.819), as amended by 2009 PA 137.

Without amendment and with the recommendation that the bill pass.
The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Pscholka, Bumstead, Jenkins, Muxlow, Poleski, Potvin, Kelly, McCready, Pagel, VerHeulen, Victory, Afendoulis, Bizon, Canfield, Cox, Garcia, Inman, Aaron Miller, Santana, Irwin, Sarah Roberts, Banks, Faris, Singh, Yanez, Zemke, Durhal, Hoadley and Pagan

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Pscholka, Chair, of the Committee on Appropriations, was received and read:

Meeting held on: Wednesday, June 1, 2016

Present: Reps. Pscholka, Bumstead, Jenkins, Muxlow, Poleski, Potvin, Kelly, McCready, Pagel, VerHeulen, Victory, Afendoulis, Bizon, Canfield, Cox, Garcia, Inman, Aaron Miller, Santana, Irwin, Sarah Roberts, Banks, Faris, Singh, Yanez, Zemke, Durhal, Hoadley and Pagan

Second Reading of Bills

Senate Bill No. 523, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 72114 (MCL 324.72114), as amended by 2014 PA 210, and by adding section 72117.

The bill was read a second time.

Rep. Rendon moved to amend the bill as follows:

1. Amend page 3, line 16, after "**COMMISSION,**" by inserting "**HISTORIC PRESERVATION ORGANIZATIONS,**".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5484, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40116 (MCL 324.40116), as amended by 2009 PA 65.

The bill was read a second time.

Rep. Lyons moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 4235, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2617, 2631, and 2632 (MCL 333.2617, 333.2631, and 333.2632).

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Health Policy,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Darany moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5577, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 248, 248h, and 802 (MCL 257.248, 257.248h, and 257.802), section 248 as amended by 2004 PA 495, section 248h as added by 1993 PA 300, and section 802 as amended by 2015 PA 78, and by adding sections 248k, 250a, 250b, and 250c.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Regulatory Reform,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Leutheuser moved to amend the bill as follows:

1. Amend page 17, line 26, after “**LICENSE**” by inserting “**OR THE INDIVIDUAL RESPONSIBLE FOR THE DAILY OPERATION OF THE DEALERSHIP**”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Leutheuser moved to amend the bill as follows:

1. Amend page 27, line 1, after “**PROGRAM**” by inserting a comma and “**OR IN THE AMOUNT OF \$4.00 PER PLATE OR MARKER, WHICHEVER IS LESS**”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Leutheuser moved to amend the bill as follows:

1. Amend page 12, line 19, by striking out all of subdivision (M) and inserting:

“(M) A CERTIFICATION THAT THE APPLICANT IF THE APPLICANT IS AN INDIVIDUAL OR SOLE PROPRIETORSHIP, THE PARTNERS OF THE APPLICANT IF THE APPLICANT IS A PARTNERSHIP, THE PRINCIPAL OFFICERS OF THE APPLICANT IF THE APPLICANT IS A CORPORATION, OR ANY OTHER INDIVIDUAL WHO IS RESPONSIBLE FOR THE DAILY OPERATIONS OF THE DEALERSHIP, AS APPLICABLE, HAS REVIEWED AND UNDERSTANDS THE REQUIREMENTS OF THIS ACT, THE RULES PROMULGATED UNDER THIS ACT, THE DEALER MANUAL PUBLISHED BY THE SECRETARY OF STATE, AND ANY OTHER APPLICABLE MATERIAL PROVIDED BY THE DEPARTMENT.”.

2. Amend page 13, line 18, after “wholesale.” by striking out the balance of the subsection.

3. Amend page 16, line 21, after “show.” by striking out the balance of the section.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Leutheuser moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 690, entitled

A bill to amend 1991 PA 179, entitled “Michigan telecommunications act,” by amending subheading E of article 3 and section 315 (MCL 484.2315), as amended by 2011 PA 58.

The bill was read a second time.

Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 691, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17601 (MCL 333.17601), as added by 2008 PA 524.

The bill was read a second time.

Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 692, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 939 (MCL 330.1939), as amended by 1990 PA 263.

The bill was read a second time.

Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 693, entitled

A bill to amend 1937 PA 72, entitled “Division on deafness act,” by amending the title and section 1 (MCL 408.201), as amended by 1988 PA 434.

The bill was read a second time.

Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 694, entitled

A bill to amend 1937 PA 72, entitled “Division on deafness act,” by amending section 2 (MCL 408.202), as amended by 1988 PA 434.

The bill was read a second time.

Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5656, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 312j.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation and Infrastructure,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Lane moved to amend the bill as follows:

1. Amend page 1, line 10, after "**TRAINING**" by striking out "**PROGRAM**" and inserting "**CURRICULUM THAT HAS BEEN APPROVED BY THE DEPARTMENT AND**".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Lane moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5657, entitled

A bill to amend 2006 PA 384, entitled "Driver education provider and instructor act," by amending section 55 (MCL 256.675).

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation and Infrastructure,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Pettalia moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5641, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2950n.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Communications and Technology,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Barrett moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5642, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2950o.

The bill was read a second time.

Rep. Guerra moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5503, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 1303 (MCL 700.1303), as amended by 2000 PA 54.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Judiciary,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Kesto moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 632, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 308, 846, 866, and 867 (MCL 600.308, 600.846, 600.866, and 600.867), section 308 as amended by 2013 PA 164 and section 846 as amended by 1989 PA 70; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Judiciary,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5639, entitled

A bill to amend 1885 PA 152, entitled "An act to authorize the establishment of facilities for former members of the armed forces of the United States in the state of Michigan; to create funds; and to provide for the promulgation of rules," (MCL 36.1 to 36.12) by adding section 9.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Oversight and Ethics,

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Hughes moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. Hughes moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5701, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 267 (MCL 18.1267), as amended by 2012 PA 237.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Inman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5706, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 819 (MCL 257.819), as amended by 2009 PA 137.

The bill was read a second time.

Rep. Inman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5631, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 50507 (MCL 324.50507), as amended by 2004 PA 124.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Pscholka moved to substitute (H-2) the bill.

The motion prevailed and the substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Pscholka moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

By unanimous consent the House returned to the order of

Messages from the Senate

Senate Bill No. 647, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1168.

The Senate has passed the bill.

The bill was read a first time by its title.

Pending the reference of the bill to a committee,
 Rep. Nesbitt moved that Rules 41 and 42 be suspended.
 The motion prevailed, 3/5 of the members present voting therefor.
 Rep. Nesbitt moved that the bill be placed on the order of Second Reading of Bills.
 The motion prevailed.

Third Reading of Bills

Senate Bill No. 292, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” by amending section 367 (MCL 18.1367), as amended by 1999 PA 8.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 348

Yeas—109

Afendoulis	Garrett	LaFontaine	Price
Banks	Gay-Dagnogo	LaGrand	Pscholka
Barrett	Geiss	Lane	Rendon
Bizon	Gardon	Lauwers	Roberts, B.
Brinks	Glenn	LaVoy	Roberts, S.
Brunner	Goike	Leonard	Robinson
Bumstead	Graves	Leutheuser	Runestad
Byrd	Greig	Liberati	Rutledge
Callton	Greimel	Love	Santana
Canfield	Guerra	Lucido	Schor
Chang	Heise	Lyons	Sheppard
Chatfield	Hoadley	Maturen	Singh
Chirkun	Hooker	McBroom	Smiley
Clemente	Hovey-Wright	McCready	Somerville
Cochran	Howell	Miller, A.	Talabi
Cole	Howrylak	Moss	Tedder
Cotter	Hughes	Muxlow	Theis
Cox	Iden	Neeley	Townsend
Crawford	Inman	Nesbitt	Vaupel
Darany	Irwin	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Faris	Kelly	Phelps	Wittenberg
Farrington	Kesto	Plawecki	Yanez
Forlini	Kivela	Poleski	Yonker
Franz	Kosowski	Potvin	Zemke
Garcia			

Nays—0

In The Chair: Franz

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing,

conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts.”

The House agreed to the full title.

Senate Bill No. 610, entitled

A bill to amend 1978 PA 59, entitled “Condominium act,” by amending section 67 (MCL 559.167), as amended by 2002 PA 283.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 349

Yeas—109

Afendoulis	Garrett	LaFontaine	Price
Banks	Gay-Dagnogo	LaGrand	Pscholka
Barrett	Geiss	Lane	Rendon
Bizon	Gardon	Lauwers	Roberts, B.
Brinks	Glenn	LaVoy	Roberts, S.
Brunner	Goike	Leonard	Robinson
Bumstead	Graves	Leutheuser	Runestad
Byrd	Greig	Liberati	Rutledge
Callton	Greimel	Love	Santana
Canfield	Guerra	Lucido	Schor
Chang	Heise	Lyons	Sheppard
Chatfield	Hoadley	Maturen	Singh
Chirkun	Hooker	McBroom	Smiley
Clemente	Hovey-Wright	McCready	Somerville
Cochran	Howell	Miller, A.	Talabi
Cole	Howrylak	Moss	Tedder
Cotter	Hughes	Muxlow	Theis
Cox	Iden	Neeley	Townsend
Crawford	Inman	Nesbitt	Vaupel
Darany	Irwin	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Faris	Kelly	Phelps	Wittenberg
Farrington	Kesto	Plawecki	Yanez
Forlini	Kivela	Poleski	Yonker
Franz	Kosowski	Potvin	Zemke
Garcia			

Nays—0

In The Chair: Franz

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act relative to condominiums and condominium projects; to prescribe powers and duties of the administrator; to provide certain protections for certain tenants, senior citizens, and persons with disabilities relating to conversion

condominium projects; to provide for escrow arrangements; to provide an exemption from certain property tax increases; to impose duties on certain state departments; to prescribe remedies and penalties; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Nesbitt moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 5429, entitled

A bill to amend 1998 PA 362, entitled “Michigan marina and boatyard storage lien act,” by amending sections 2, 3, 4, 5, and 6 (MCL 570.372, 570.373, 570.374, 570.375, and 570.376).

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 350

Yeas—108

Afendoulis	Garcia	Kosowski	Potvin
Banks	Garrett	LaFontaine	Price
Barrett	Gay-Dagnogo	LaGrand	Pscholka
Bizon	Geiss	Lane	Rendon
Brinks	Gardon	Lauwers	Roberts, B.
Brunner	Glenn	LaVoy	Roberts, S.
Bumstead	Goike	Leonard	Runestad
Byrd	Graves	Leutheuser	Rutledge
Callton	Greig	Liberati	Santana
Canfield	Greimel	Love	Schor
Chang	Guerra	Lucido	Sheppard
Chatfield	Heise	Lyons	Singh
Chirkun	Hoadley	Maturen	Smiley
Clemente	Hooker	McBroom	Somerville
Cochran	Hovey-Wright	McCready	Talabi
Cole	Howell	Miller, A.	Tedder
Cotter	Howrylak	Moss	Theis
Cox	Hughes	Muxlow	Townsend
Crawford	Iden	Neeley	Vaupel
Darany	Inman	Nesbitt	VerHeulen
Dianda	Irwin	Outman	Victory
Driskell	Jacobsen	Pagan	Webber
Durhal	Jenkins	Pagel	Whiteford
Faris	Johnson	Pettalia	Wittenberg
Farrington	Kelly	Phelps	Yanez
Forlini	Kesto	Plawecki	Yonker
Franz	Kivela	Poleski	Zemke

Nays—1

Robinson

In The Chair: Franz

The House agreed to the title of the bill.

Rep. Nesbitt moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 5599, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 21502, 21503, 21508, 21510, 21510a, 21510c, 21515, 21516, 21521, and 21526 (MCL 324.21502, 324.21503, 324.21508, 324.21510, 324.21510a, 324.21510c, 324.21515, 324.21516, 324.21521, and 324.21526), sections 21502, 21503, 21508, 21510, 21515, 21516, 21521, and 21526 as amended and sections 21510a and 21510c as added by 2014 PA 416, and by adding section 21510d.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 351**Yeas—90**

Afendoulis	Franz	Kivela	Poleski
Barrett	Garcia	Kosowski	Potvin
Bizon	Geiss	LaFontaine	Price
Brinks	Glardon	Lauwers	Pscholka
Brunner	Glenn	LaVoy	Rendon
Bumstead	Goike	Leonard	Roberts, B.
Callton	Graves	Leutheuser	Runestad
Canfield	Greig	Liberati	Rutledge
Chatfield	Guerra	Lucido	Schor
Chirkun	Heise	Lyons	Sheppard
Clemente	Hoadley	Maturen	Smiley
Cochran	Hooker	McBroom	Somerville
Cole	Hovey-Wright	McCready	Talabi
Cotter	Howell	Miller, A.	Tedder
Cox	Howrylak	Moss	Theis
Crawford	Hughes	Muxlow	Townsend
Darany	Iden	Nesbitt	Vaupel
Dianda	Inman	Outman	VerHeulen
Driskell	Jacobsen	Pagel	Victory
Durhal	Jenkins	Pettalia	Webber
Faris	Johnson	Phelps	Whiteford
Farrington	Kelly	Plawecki	Yonker
Forlini	Kesto		

Nays—19

Banks	Greimel	Neeley	Singh
Byrd	Irwin	Pagan	Wittenberg
Chang	LaGrand	Roberts, S.	Yanez
Garrett	Lane	Robinson	Zemke
Gay-Dagnogo	Love	Santana	

In The Chair: Franz

The House agreed to the title of the bill.

Rep. Nesbitt moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills**House Joint Resolution N, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 11 of article I, to require the government to obtain a search warrant in order to access a person's electronic data or communication.

The joint resolution was read a second time.

Rep. Theis moved to amend the joint resolution as follows:

1. Amend the title to read as follows:

“A joint resolution proposing an amendment to the state constitution of 1963, by amending section 11 of article I, to require the government to obtain a search warrant in order to access a person’s electronic data or electronic communication.”.

2. Amend the first resolving clause to read as follows:

“Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to require the government to obtain a search warrant in order to access a person’s electronic data or electronic communication, is proposed, agreed to, and submitted to the people of the state:”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Theis moved to amend the joint resolution as follows:

1. Amend page 1, line 3, after “AND” by inserting “ELECTRONIC”.

2. Amend page 2, line 3, after “OR” by inserting “ELECTRONIC”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Runestad moved that the joint resolution be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5618, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1310d.

Was read a second time, and the question being on the adoption of the proposed substitute (H-5) previously recommended by the Committee on Education,

The substitute (H-5) was not adopted, a majority of the members serving not voting therefor.

Rep. Schor moved to substitute (H-6) the bill.

The motion prevailed and the substitute (H-6) was adopted, a majority of the members serving voting therefor.

Rep. Schor moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5619, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1310c.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Education,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Pscholka moved to amend the bill as follows:

1. Amend page 2, line 27, after “effect” by striking out the balance of the enacting section and inserting “August 1, 2016.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Pscholka moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5620, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1310b (MCL 380.1310b), as amended by 2014 PA 478.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Education,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Zemke moved to amend the bill as follows:

1. Amend page 7, line 16, after “effect” by striking out the balance of enacting section 1 and inserting “August 1, 2016.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Zemke moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5621, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1308 (MCL 380.1308), as added by 1999 PA 102.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Education,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Lyons moved to amend the bill as follows:

1. Amend page 6, following line 19, by inserting:

“Enacting section 1. This amendatory act takes effect August 1, 2016.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Lyons moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5693, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1311 (MCL 380.1311), as amended by 2008 PA 1.

The bill was read a second time.

Rep. Lyons moved to amend the bill as follows:

1. Amend page 2, line 14, after “weapon” by inserting “**IF THE SCHOOL BOARD DETERMINES IN WRITING THAT EXPULSION IS NOT JUSTIFIED DUE TO UNIQUE CIRCUMSTANCES IN THAT PARTICULAR CASE. THERE IS A REBUTTABLE PRESUMPTION THAT EXPULSION IS NOT JUSTIFIED**”.

2. Amend page 2, line 15, after “pupil” by inserting “**HAS NO HISTORY OF SUSPENSION OR EXPULSION OR**”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Howrylak moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5694, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1310 (MCL 380.1310), as amended by 2000 PA 230.

The bill was read a second time.

Rep. LaGrand moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 5695, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1311a (MCL 380.1311a), as amended by 2007 PA 138.

The bill was read a second time.

Rep. Lucido moved to amend the bill as follows:

1. Amend page 9, line 16, by striking out “2017” and inserting “2016”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Lucido moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Nesbitt moved that when the House adjourns today it stand adjourned until Thursday, June 2, at 10:00 a.m.

The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, May 31, for his approval of the following bills:

Enrolled House Bill No. 4493 at 11:56 a.m.

Enrolled House Bill No. 4634 at 11:58 a.m.

Enrolled House Bill No. 4787 at 12:00 p.m.
Enrolled House Bill No. 4830 at 12:02 p.m.
Enrolled House Bill No. 4984 at 12:04 p.m.
Enrolled House Bill No. 5131 at 12:06 p.m.
Enrolled House Bill No. 5132 at 12:08 p.m.
Enrolled House Bill No. 5133 at 12:10 p.m.
Enrolled House Bill No. 5247 at 12:12 p.m.
Enrolled House Bill No. 5251 at 12:14 p.m.
Enrolled House Bill No. 5512 at 12:16 p.m.

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, May 31:
House Bill Nos. 5708 5709 5710 5711 5712 5713

The Clerk announced that the following Senate bills had been received on Wednesday, June 1:
Senate Bill Nos. 774 878 976

Messages from the Senate

House Bill No. 4344, entitled

A bill to amend 1974 PA 300, entitled "An act to regulate the practice of servicing and repairing motor vehicles; to proscribe unfair and deceptive practices; to provide for training and certification of mechanics; to provide for the registration of motor vehicle repair facilities; to provide for enforcement; and to prescribe penalties," by amending sections 2, 2a, 3, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 30, 32, 33, 34a, 36, and 39 (MCL 257.1302, 257.1302a, 257.1303, 257.1307, 257.1309, 257.1310, 257.1311, 257.1312, 257.1313, 257.1314, 257.1315, 257.1316, 257.1317, 257.1318, 257.1319, 257.1320, 257.1321, 257.1322, 257.1330, 257.1332, 257.1333, 257.1334a, 257.1336, and 257.1339), sections 2 and 10 as amended by 2016 PA 33, section 2a as added and sections 18, 22, and 30 as amended by 1988 PA 254, and section 17 as amended by 2002 PA 464, and by adding sections 7a, 7b, 7c, 7d, 7e, 7f, 7g, 10b, 13a, 13b, and 32a.

The Senate has concurred in the House amendments to the Senate substitute (S-4).

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 4656, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," (MCL 280.1 to 280.630) by adding section 201.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 4796, entitled

A bill to amend 1955 PA 133, entitled "An act to provide for the granting of military leaves and providing re-employment protection for officers and enlisted men of the military or naval forces of the state or of the United States," by amending sections 2 and 3 (MCL 32.272 and 32.273), section 3 as amended by 2008 PA 106.

The Senate has passed the bill and ordered that it be given immediate effect.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 5521, entitled

A bill to amend 1994 PA 203, entitled "Foster care and adoption services act," by amending sections 2 and 4a (MCL 722.952 and 722.954a), section 2 as amended by 1997 PA 172 and section 4a as amended by 2010 PA 265.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 4817, entitled

A bill to establish the Michigan junior achievement fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2) and ordered that it be given immediate effect.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 4818, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2013 PA 92.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Senate Bill No. 189, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 2421b, 2421c, 2421d, and 2421e (MCL 600.2421b, 600.2421c, 600.2421d, and 600.2421e), as added by 1984 PA 197.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Senate Bill No. 190, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 123 (MCL 24.323), as added by 1984 PA 196.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Senate Bill No. 557, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 1c (MCL 247.651c), as amended by 2010 PA 28.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Transportation and Infrastructure.

Senate Bill No. 833, entitled

A bill to amend 1966 PA 291, entitled "Firefighters training council act," by amending sections 2, 13, and 14 (MCL 29.362, 29.373, and 29.374), as amended by 2006 PA 213.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 886, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending sections 71, 72, 80, 87, 115, and 122 (MCL 24.271, 24.272, 24.280, 24.287, 24.315, and 24.322), section 71 as amended by 1984 PA 28, section 80 as amended by 1984 PA 196, section 115 as amended by 1996 PA 489, and section 122 as amended by 2011 PA 247.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Senate Bill No. 954, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2004 and 2012 (MCL 339.2004 and 339.2012), section 2004 as amended by 2009 PA 143 and section 2012 as amended by 2002 PA 495; and to repeal acts and parts of acts.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Communications from State Officers

The following communication from the Secretary of State was received and read:

Notice of Filing
Administrative Rules

May 27, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-070-HS (Secretary of State Filing #16-05-07) on this date at 3:18 P.M. for the Department of Health and Human Services entitled, "Cancer Reporting".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,
Ruth Johnson
Secretary of State
Robin L. Houston, Departmental Supervisor
Office of the Great Seal

The communication was referred to the Clerk.

Introduction of Bills

Rep. Nesbitt introduced

House Bill No. 5714, entitled

A bill to amend 2002 PA 733, entitled "State plumbing act," by amending section 23 (MCL 338.3533).

The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Reps. Geiss, Plawecki, Santana, Love, McBroom, Cochran, Hughes, Dianda, Wittenberg, Hovey-Wright and Gay-Dagnogo introduced

House Bill No. 5715, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 225 (MCL 257.225), as amended by 2014 PA 26.

The bill was read a first time by its title and referred to the Committee on Transportation and Infrastructure.

Announcements by the Clerk

May 31, 2016

Received from the Auditor General a copy of the:

- Preliminary Survey Summary of the Selected Road and Bridge Construction Project Management Activities, Michigan Department of Transportation, May 2016.

Gary L. Randall
Clerk of the House

Rep. Lucido moved that the House adjourn.
The motion prevailed, the time being 5:30 p.m.

Associate Speaker Pro Tempore Franz declared the House adjourned until Thursday, June 2, at 10:00 a.m.

GARY L. RANDALL
Clerk of the House of Representatives