

No. 56
STATE OF MICHIGAN
JOURNAL
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House of Representatives
98th Legislature
REGULAR SESSION OF 2015

House Chamber, Lansing, Thursday, June 4, 2015.

12:00 Noon.

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

e/d/s = entered during session

Fr. David Reamsnyder, Pastor of St. Anthony Catholic Church in Hillsdale, offered the following invocation:

“In the name of the Father, the Son, and the Holy Spirit. Amen.

Almighty God our Heavenly Father, send down upon those who hold office in this State, the spirit of wisdom, charity, and justice; that with steadfast purpose they may faithfully serve in their offices to promote the well-being of all people; through Jesus Christ our Lord. Amen.”

Rep. Singh moved that Rep. Neeley be excused from today’s session.
The motion prevailed.

Third Reading of Bills

House Bill No. 4499, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 3815 (MCL 600.3815), as amended by 2014 PA 387.

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

Roll Call No. 219

Yeas—104

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

Nays—5

Chirkun	Miller, D.	Schor	Zemke
Guerra			

In The Chair: Cotter

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.

Reps. Barrett, Byrd, Canfield, Chang, Courser, Dianda, Dillon, Durhal, Franz, Gamrat, Garrett, Gay-Dagnogo, Goike, Hoadley, Hooker, Howrylak, Hughes, Irwin, Johnson, Kelly, Kivela, LaVoy, Leutheuser, Love, Lyons, McBroom, Rendon, Runestad, Singh, Somerville, Tedder, Theis, Townsend, Victory and Yonker were named co-sponsors of the bill.

The Speaker called the Speaker Pro Tempore to the Chair.

House Bill No. 4505, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7521 (MCL 333.7521), as amended by 2001 PA 236.

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

Roll Call No. 220

Yeas—103

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

Nays—6

Chirkun	Heise	Miller, D.	Zemke
Guerra	Miller, A.		

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.

Reps. Barrett, Byrd, Canfield, Chang, Chatfield, Courser, Dianda, Durhal, Forlini, Gamrat, Goike, Hoadley, Hovey-Wright, Irwin, Johnson, Kivela, LaVoy, Love, Lyons, Plawecki, Poleski, Rendon, Robinson, Runestad, Singh, Somerville, Tedder, Theis, Vaupel and VerHeulen were named co-sponsors of the bill.

House Bill No. 4500, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," (MCL 445.61 to 445.79c) by adding section 79d.

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

Roll Call No. 221

Yeas—107

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

Nays—2

Chirkun

Muxlow

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.

House Bill No. 4503, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 4710.

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

Roll Call No. 222**Yeas—107**

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

Nays—2

Chirkun

Muxlow

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.

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

House Bill No. 4504, entitled

A bill to create the uniform forfeiture reporting act; to require certain reports by reporting agencies regarding seized and forfeited property; to prescribe the powers and duties of certain local and state officials; to provide for certain fees and the expenditure of those fees; to require certain audits; to require certain reports by the department of state police; to provide for the withholding of law enforcement funds under certain circumstances; and to repeal acts and parts of acts.

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

Roll Call No. 223**Yeas—107**

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

Nays—2

Chirkun

Muxlow

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. 4506, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 7524b.

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

Roll Call No. 224**Yeas—107**

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

Nays—2

Chirkun	Muxlow
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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.

The Speaker Pro Tempore resumed the Chair.

House Bill No. 4507, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 3841.

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

Roll Call No. 225**Yeas—108**

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

Nays—1

Chirkun

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.

House Bill No. 4508, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7521 (MCL 333.7521), as amended by 2001 PA 236.

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

Roll Call No. 226**Yeas—81**

Afendoulis	Farrington	Kivela	Pettalia
Banks	Forlini	Kosowski	Phelps
Barrett	Gamrat	LaFontaine	Plawecki
Bizon	Garrett	Lane	Roberts, B.

Brinks	Gay-Dagnogo	LaVoy	Roberts, S.
Brunner	Geiss	Leonard	Robinson
Byrd	Goike	Leutheuser	Rutledge
Callton	Greig	Liberati	Santana
Canfield	Greimel	Love	Schor
Chang	Guerra	Lucido	Sheppard
Chatfield	Hoadley	Lyons	Singh
Clemente	Hovey-Wright	Maturen	Smiley
Cochran	Howrylak	McBroom	Somerville
Cotter	Iden	McCready	Talabi
Courseer	Irwin	Miller, D.	Tedder
Crawford	Jacobsen	Moss	Townsend
Darany	Jenkins	Nesbitt	Webber
Dillon	Johnson	Outman	Wittenberg
Driskell	Kelly	Pagan	Yanez
Durhal	Kesto	Pagel	Zemke
Faris			

Nays—28

Bumstead	Glardon	Lauwers	Rendon
Chirkun	Glenn	Miller, A.	Runestad
Cole	Graves	Muxlow	Theis
Cox	Heise	Poleski	Vaupel
Dianda	Hooker	Potvin	VerHeulen
Franz	Hughes	Price	Victory
Garcia	Inman	Pscholka	Yonker

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.

Second Reading of Bills

Senate Bill No. 217, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 7dd and 7jj (MCL 211.7dd and 211.7jj[1]), section 7dd as amended by 2013 PA 44 and section 7jj as amended by 2013 PA 42.

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

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.

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

The motion prevailed.

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

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, June 4:

House Bill Nos.	4678	4679								
Senate Bill Nos.	356	357	359	360	361	362	363	364	365	366

The Clerk announced that the following Senate bill had been received on Thursday, June 4:

Senate Bill No. 328

Reports of Standing Committees

The Committee on Education, by Rep. Price, Chair, reported

House Bill No. 4285, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278d. With the recommendation that the bill be referred to the Committee on Workforce and Talent Development.

Favorable Roll Call

To Report Out:

Yeas: Reps. Price, Garcia, Callton, Somerville, Yonker, Kelly, Zemke, Santana, Brinks, Schor, Chang and Greig

Nays: Reps. Hooker, Chatfield and Tedder

The recommendation was concurred in and the bill was referred to the Committee on Workforce and Talent Development.

The Committee on Education, by Rep. Price, Chair, reported

House Bill No. 4594, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 166b (MCL 388.1766b), as amended by 2012 PA 130.

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. Price, Garcia, Callton, Hooker, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang and Greig

Nays: None

The Committee on Education, by Rep. Price, Chair, reported

Senate Bill No. 169, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278e. With the recommendation that the bill be referred to the Committee on Workforce and Talent Development.

Favorable Roll Call

To Report Out:

Yeas: Reps. Price, Garcia, Callton, Somerville, Yonker, Kelly, Zemke, Santana, Brinks, Schor, Chang and Greig

Nays: Reps. Hooker, Chatfield and Tedder

The recommendation was concurred in and the bill was referred to the Committee on Workforce and Talent Development.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, June 4, 2015

Present: Reps. Price, Garcia, Callton, Hooker, McBroom, Somerville, Yonker, Kelly, Chatfield, Courser, Tedder, Zemke, Santana, Brinks, Schor, Chang and Greig

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, June 4, 2015

Present: Reps. Leonard, Theis, Franz, Goike, Glardon, LaFontaine, Barrett, Runestad, Vaupel, Webber, Cochran, Clemente, Kosowski, Derek Miller and Wittenberg

Absent: Reps. Lyons and Banks

Excused: Reps. Lyons and Banks

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. McBroom, Chair, of the Committee on Oversight and Ethics, was received and read:

Meeting held on: Thursday, June 4, 2015

Present: Reps. McBroom, Howrylak, Graves, Theis, Robinson and Pagan

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: Thursday, June 4, 2015

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

Reports of Special Committees

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4605, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 2012 PA 223.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis

Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4606, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 25 (MCL 205.75), as amended by 2012 PA 226.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis
Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4607, entitled

A bill to amend 2000 PA 489, entitled "Michigan trust fund act," by amending sections 7 and 8 (MCL 12.257 and 12.258), as amended by 2014 PA 504.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis
Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4608, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," (MCL 125.2001 to 125.2094) by adding section 15.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis
Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4609, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 272 (MCL 206.272), as amended by 2011 PA 38.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis
Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4610, entitled

A bill to amend 1909 PA 283, entitled "An act to revise, consolidate, and add to the laws relating to the establishment, opening, discontinuing, vacating, closing, altering, improvement, maintenance, and use of the public highways and private roads; the condemnation of property and gravel therefor; the building, repairing and preservation of bridges; maintaining public access to waterways under certain conditions; setting and protecting shade trees, drainage, and cutting weeds and brush within this state; providing for the election or appointment and defining the powers, duties, and compensation of state, county, township, and district highway officials; and to prescribe penalties and provide remedies," (MCL 220.1 to 239.6) by adding section 19c to chapter IV.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis

Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4611, 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 11c (MCL 247.661c), as amended by 2002 PA 498.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis

Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4612, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 801 (MCL 257.801), as amended by 2012 PA 498.

With the recommendation that the substitute (H-2) 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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis

Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported
House Bill No. 4613, 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 sections 10, 11, 12, 13, and 14 (MCL 247.660, 247.661, 247.662, 247.663, and 247.664), section 10 as amended by 2007 PA 210, section 11 as amended by 2002 PA 639, sections 12 and 13 as amended by 2012 PA 298, and section 14 as amended by 1987 PA 234.

With the recommendation that the substitute (H-3) 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. Farrington, Pettalia, Pscholka, LaFontaine, Afendoulis, Lane and Dianda

Nays: None

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4614, entitled

A bill to amend 2004 PA 175, entitled "Streamlined sales and use tax revenue equalization act," by amending sections 3 and 5 (MCL 205.173 and 205.175).

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis

Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4615, entitled

A bill to amend 2000 PA 403, entitled "Motor fuel tax act," by amending sections 2, 8, 22, 40, 45, 53, 63, 122, 151, 152, 153, 154, and 155 (MCL 207.1002, 207.1008, 207.1022, 207.1040, 207.1045, 207.1053, 207.1063, 207.1122, 207.1151, 207.1152, 207.1153, 207.1154, and 207.1155), sections 2 and 122 as amended by 2002 PA 668 and section 8 as amended by 2006 PA 268.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis

Nays: Reps. Lane and Dianda

The Committee on Roads and Economic Development, by Rep. Farrington, Chair, reported

House Bill No. 4616, entitled

A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending sections 1, 2, 2a, 4, 5, 6a, 8, 9, and 10 (MCL 207.211, 207.212, 207.212a, 207.214, 207.215, 207.216a, 207.218, 207.219, and 207.220), section 1 as amended by 2002 PA 667, sections 2 and 4 as amended by 2006 PA 346, section 2a as added by 1994 PA 353, section 5 as amended and section 6a as added by 1996 PA 584, and section 8 as amended by 2006 PA 449.

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. Farrington, Pettalia, Pscholka, LaFontaine and Afendoulis

Nays: Reps. Lane and Dianda

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Farrington, Chair, of the Committee on Roads and Economic Development, was received and read:

Meeting held on: Wednesday, June 3, 2015

Present: Reps. Farrington, Pettalia, Pscholka, LaFontaine, Afendoulis, Lane and Dianda

Messages from the Senate**Senate Bill No. 328, entitled**

A bill to amend 1935 PA 59, entitled "An act to provide for the public safety; to create the Michigan state police, and provide for the organization thereof; to transfer thereto the offices, duties and powers of the state fire marshal, the state oil inspector, the department of the Michigan state police as heretofore organized, and the department of public safety; to create the office of commissioner of the Michigan state police; to provide for an acting commissioner and for the appointment of the officers and members of said department; to prescribe their powers, duties, and immunities; to provide the manner of fixing their compensation; to provide for their removal from office; and to repeal Act No. 26 of the Public Acts of 1919, being sections 556 to 562, inclusive, of the Compiled Laws of 1929, and Act No. 123 of the Public Acts of 1921, as amended, being sections 545 to 555, inclusive, of the Compiled Laws of 1929," by amending section 8 (MCL 28.8).

The Senate has passed the bill.

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

Senate Concurrent Resolution No. 15.

A concurrent resolution to waive the legislative notice requirement for increases in rates of compensation for certain employees in the state classified service.

Whereas, The *Constitution of the State of Michigan of 1963* provides in Article XI, Section 5:

"Increases in rates of compensation authorized by the commission may be effective only at the start of a fiscal year and shall require prior notice to the governor, who shall transmit such increases to the legislature as part of his budget. The legislature may, by a majority vote of the members elected to and serving in each house, waive the notice and permit increases in rates of compensation to be effective at a time other than the start of a fiscal year."

; and

Whereas, As a result of recently completed negotiations, a settlement has been reached on a three-year contract between the state and the Michigan State Police Troopers Association regarding compensation and other terms and conditions of employment. This settlement, which will be effective for fiscal year 2014-2015 and fiscal year 2015-2016, was reached past the time when the governor could transmit the increase as part of the budget; and

Whereas, The State Personnel Director, with the consent of the chair of the Civil Service Commission, granted interim approval of the collective bargaining agreement on May 15, 2015; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That, pursuant to Article XI, Section 5 of the *Constitution of the State of Michigan of 1963*, the Michigan Legislature waives the prior notice requirement to permit increases in rates of compensation for certain members of the Department of State Police as set in the contract settled between the Michigan State Police Troopers Association and the state and the Civil Service Commission; and be it further

Resolved, That copies of this resolution be transmitted to the Civil Service Commission.

The Senate has adopted the concurrent resolution.

The concurrent resolution was referred to the Committee on Appropriations.

Messages from the Governor

Date: June 3, 2015

Time: 3:42 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4054 (Public Act No. 40, I.E.), being

An act to amend 1987 PA 96, entitled “An act to create a mobile home commission; to prescribe its powers and duties and those of local governments; to provide for a mobile home code and the licensure, regulation, construction, operation, and management of mobile home parks, the licensure and regulation of retail sales dealers, warranties of mobile homes, and service practices of dealers; to provide for the titling of mobile homes; to prescribe the powers and duties of certain agencies and departments; to provide remedies and penalties; to declare the act to be remedial; to repeal this act on a specific date; and to repeal certain acts and parts of acts,” by amending sections 2, 4, 16, 17, 43, and 48 (MCL 125.2302, 125.2304, 125.2316, 125.2317, 125.2343, and 125.2348), section 2 as amended by 2012 PA 588, sections 4, 16, and 17 as amended by 2006 PA 328, and section 43 as added by 1988 PA 337, and by adding sections 48b and 50.

(Filed with the Secretary of State June 3, 2015, at 4:36 p.m.)

Date: June 3, 2015

Time: 3:37 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4017 (Public Act No. 41, I.E.), being

An act to amend 2000 PA 92, entitled “An act to codify the licensure and regulation of certain persons engaged in processing, manufacturing, production, packing, preparing, repacking, canning, preserving, freezing, fabricating, storing, selling, serving, or offering for sale food or drink for human consumption; to prescribe powers and duties of the department of agriculture; to provide for delegation of certain powers and duties to certain local units of government; to provide exemptions; to regulate the labeling, manufacture, distribution, and sale of food for protection of the consuming public and to prevent fraud and deception by prohibiting the misbranding, adulteration, manufacture, distribution, and sale of foods in violation of this act; to provide standards for food products and food establishments; to provide for enforcement of the act; to provide penalties and remedies for violation of the act; to provide for fees; to provide for promulgation of rules; and to repeal acts and parts of acts,” (MCL 289.1101 to 289.8111) by amending the title and by adding section 5104.

(Filed with the Secretary of State June 3, 2015, at 4:38 p.m.)

Introduction of Bills

Reps. Pagel, Kelly, Canfield, Heise, Howrylak, Kosowski, Webber and Durhal introduced

House Bill No. 4680, entitled

A bill to amend 1968 PA 15, entitled “Correctional industries act,” by amending section 6 (MCL 800.326), as amended by 2012 PA 261.

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

Reps. Dianda, Robinson, Singh, Pagan, Durhal, Plawecki and Chirkun introduced
House Bill No. 4681, entitled

A bill to authorize certain local governmental entities to collect user fees for public services that are underfunded under certain circumstances; to provide for the disbursement of the user fees; and to provide for the powers and duties of certain state and local governmental officers and entities.

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

Rep. Kosowski introduced

House Bill No. 4682, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 43536b.

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

Rep. Dianda introduced

House Bill No. 4683, entitled

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending section 6s (MCL 460.6s), as added by 2008 PA 286.

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

Rep. Schor introduced

House Bill No. 4684, 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 10 (MCL 247.660), as amended by 2007 PA 210.

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

Rep. Poleski introduced

House Bill No. 4685, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 6a (MCL 205.56a), as amended by 2013 PA 1.

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

Reps. Santana, Durhal, Byrd, Gay-Dagnogo, Banks and Garrett introduced

House Bill No. 4686, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts," by amending section 2a (MCL 691.1402a), as amended by 2012 PA 50.

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

Reps. Zemke, Price, Yonker and Kelly introduced

House Bill No. 4687, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1531 (MCL 380.1531), as amended by 2007 PA 32.

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

Rep. Kosowski moved that the House adjourn.
The motion prevailed, the time being 1:35 p.m.

Associate Speaker Pro Tempore Franz declared the House adjourned until Tuesday, June 9, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives