

No. 30
STATE OF MICHIGAN
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House of Representatives
99th Legislature
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House Chamber, Lansing, Wednesday, March 22, 2017.

1:30 p.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	Garcia—present	Kesto—present	Reilly—present
Albert—present	Garrett—excused	Kivela—present	Rendon—present
Alexander—present	Gay-Dagnogo—present	Kosowski—present	Roberts—present
Allor—present	Geiss—present	LaFave—present	Robinson—present
Barrett—present	Glenn—present	LaGrand—present	Runestad—present
Bellino—present	Graves—present	LaSata—present	Sabo—present
Bizon—present	Green—present	Lasinski—present	Santana—present
Brann—present	Greig—present	Lauwers—present	Schor—present
Brinks—present	Greimel—present	Leonard—present	Scott—present
Byrd—present	Griffin—present	Leutheuser—present	Sheppard—present
Calley—present	Guerra—present	Liberati—present	Singh—present
Camilleri—present	Hammoud—present	Lilly—present	Sneller—present
Canfield—present	Hauck—present	Love—present	Sowerby—present
Chang—present	Hernandez—present	Lower—present	Tedder—present
Chatfield—present	Hertel—present	Lucido—present	Theis—present
Chirkun—present	Hoadley—present	Marino—present	VanderWall—present
Clemente—present	Hoitenga—present	Maturen—present	VanSingel—present
Cochran—present	Hornberger—present	McCready—present	Vaupel—present
Cole—present	Howell—present	Miller—present	VerHeulen—present
Cox—present	Howrylak—present	Moss—present	Victory—present
Crawford—present	Hughes—present	Neeley—present	Webber—present
Dianda—present	Iden—present	Noble—present	Wentworth—present
Durhal—present	Inman—present	Pagan—present	Whiteford—present
Elder—present	Johnson—present	Pagel—present	Wittenberg—present
Ellison—present	Jones—present	Peterson—present	Yanez—present
Faris—present	Kahle—present	Phelps—present	Yaroch—present
Farrington—present	Kelly—present	Rabhi—present	Zemke—present

Imam Mika'il Stewart Saadiq, Outreach Director of Michigan Muslim Community Council in Royal Oak, offered the following invocation:

“Let us seek refuge with Our Creator, Who is All-Hearing, All-Knowing from any insincere thoughts or intentions. I begin with the Name of God, Most-Gracious and Eternally-Beneficent, Our Lord; shower Your guidance on this humble but honorable assembly. Bless these solemn halls and guide us to do what we have been entrusted to do. As we invoke You for this most serious business at-hand, endow every seat with wisdom, focus, and critical concern for the people. Let us remember those oaths we took under Your Ever-Watching Eye. Our Lord, we beg Your assistance in securing the safety, health, education and wealth of these Great Lakes and Lands of this Great State You have so beautifully created. Protect our children and our elderly. Let us be mindful of those less-fortunate than ourselves. Let us share our talents, best-practices, and opportunities with one another to maintain a strong, intelligent populace. Our Lord, let us never forget those who serve. Give them peace and quiet their minds and hearts. Our Lord, allow us to be grateful and efficient. Give us warmth in these cold days. Let our humanity and compassion warm our hearts toward one another and subdue the chill of hate that has risen in the hearts of some. Let our core be conceived in justice, our words advocate for justice, and our actions yield to justice. Our Lord, forgive us if we may error or be neglectful; redeem us and guide us a right. All praise is to Our Creator. And we are here to serve. Ameen.”

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Greig moved that Rep. Garrett be excused from today's session.
The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills and joint resolution had been reproduced and made available electronically on Tuesday, March 21:

House Bill Nos.	4376	4377	4378	4379	4380	4381	4382	4383	4384	4385	4386	4387	4388	4389
	4390	4391	4392	4393	4394	4395								
House Joint Resolution													J	

The Clerk announced that the following bill had been reproduced and made available electronically on Wednesday, March 22:

Senate Bill No. 267

The Clerk announced that the following Senate bills had been received on Wednesday, March 22:

Senate Bill Nos. 120 202

Reports of Standing Committees

The Committee on Natural Resources, by Rep. Howell, Chair, reported

House Bill No. 4082, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 51501 and 51506 (MCL 324.51501 and 324.51506), as amended by 2004 PA 529, and by adding section 51503c.

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. Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Kivela, Chang and Sowerby
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Howell, Chair, of the Committee on Natural Resources, was received and read:
Meeting held on: Wednesday, March 22, 2017
Present: Reps. Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Kivela, Chang and Sowerby

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4329, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

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. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford, Yaroach, Durhal, Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cox, Chair, of the Committee on Appropriations, was received and read:
Meeting held on: Wednesday, March 22, 2017

Present: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford, Yaroach, Durhal, Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Vaupel, Chair, of the Committee on Health Policy, was received and read:
Meeting held on: Wednesday, March 22, 2017

Present: Reps. Vaupel, Tedder, Graves, Garcia, Sheppard, Calley, Farrington, Hauck, Hornberger, Kahle, Noble, Brinks, Schor, Neeley, Hammoud and Hertel

Absent: Rep. Garrett

Excused: Rep. Garrett

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Farrington, Chair, of the Committee on Financial Services, was received and read:

Meeting held on: Wednesday, March 22, 2017

Present: Reps. Farrington, Graves, McCready, Lilly, VanderWall, Gay-Dagnogo, Zemke, Clemente and Green

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Iden, Chair, of the Committee on Regulatory Reform, was received and read:
Meeting held on: Wednesday, March 22, 2017

Present: Reps. Iden, Bellino, Crawford, Leutheuser, Theis, Webber, Griffin, Hauck, Hoitenga, Reilly, Moss, Dianda, Chirkun, Love and Jones

Absent: Rep. Liberati

Excused: Rep. Liberati

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Tedder, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, March 22, 2017

Present: Reps. Tedder, Maturen, Howrylak, Kesto, Lucido, Vaupel, Johnson, Kahle, Lower, Byrd, Neeley, Ellison and Hammoud

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hughes, Chair, of the Committee on Tourism and Outdoor Recreation, was received and read:

Meeting held on: Wednesday, March 22, 2017

Present: Reps. Hughes, VanderWall, Sheppard, Dianda and Clemente

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Albert, Chair, of the Committee on Financial Liability Reform, was received and read:

Meeting held on: Wednesday, March 22, 2017

Present: Reps. Albert, Reilly, McCready, Leutheuser, Lucido, Maturen, Wittenberg, Scott and Sneller

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Lower, Chair, of the Committee on Local Government, was received and read:

Meeting held on: Wednesday, March 22, 2017

Present: Reps. Lower, Crawford, Runestad, Howell, Alexander, Frederick, Hauck, Green, Moss, Ellison and Sabo

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 22, 2017

Present: Reps. Barrett, Alexander, Lauwers, Howell, Albert, Calley, Frederick, Elder, Kivela, Phelps, Sabo and Sneller

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Barrett, Chang, Chirkun, Clemente, Cochran, Crawford, Elder, Ellison, Faris, Green, Greig, Howrylak, Hughes, Lasinski, Marino, Moss and Singh offered the following resolution:

House Resolution No. 43.

A resolution to declare March 19-25, 2017, as Agriculture Week in the state of Michigan.

Whereas, Each year, states across the nation recognize March as a time to celebrate the importance of food and agriculture as a significant contributor to the national economy; and

Whereas, As part of that celebration, Governor Rick Snyder has proclaimed March as Food and Agriculture Month in Michigan; and

Whereas, The Michigan food and agriculture industry contributes \$101.2 billion annually to the state's economy; and

Whereas, Michigan's food and agriculture sector is one of the most diverse in the country with over 51,000 farms, 99 percent of which are family-owned, farming nearly 10 million acres of farmland and commercially producing more than 300 food and agricultural commodities. The state ranks first in the production of dry black and cranberry beans, begonias, blueberries, tart cherries, pickling cucumbers, Easter lilies, geraniums, low-fat ice cream mix, impatiens, petunias, and squash. We are a major dairy state and rank in the top 10 nationally for the production of apples, sugar beets, potatoes, and grapes. The industry supports farm markets across the state, produces hops that have helped to grow more than 135 breweries and has long supported the more than 120 wineries that call the Great Lakes State home; and

Whereas, Michigan's food and agriculture system supports more than 920,000 jobs, roughly 22 percent of the state's workforce; and

Whereas, One in every three rows of Michigan field crops is exported with a total value of \$1.75 billion. The state's top three export destinations are Canada, Mexico, and Japan; and

Whereas, Food processing is a large contributor to the state's economy. Michigan is home to approximately 2,000 licensed food processors who employ more than 30,000 residents and generate nearly \$25 billion in economic activity; and

Whereas, Michigan is home to the nation's pioneer land-grant university, Michigan State University, where the Colleges of Agriculture and Natural Resources and Veterinary Medicine in partnership with the industry and the Michigan Department of Agriculture & Rural Development provide research, education, and support for the growth of production agriculture and agribusiness; and

Whereas, The month of March celebrates National Agricultural Week. Agriculture Day at the Capitol is March 22, Michigan State University hosts the State FFA Convention as well as Agriculture and Natural Resources Week, and Secretary of State Ruth Johnson has formed a partnership with Michigan FFA in promoting Agricultural Heritage License Plates; now, therefore, be it

Resolved by the House of the Representatives, That the members of this legislative body declare March 19-25, 2017, as Agriculture Week in the state of Michigan. We encourage all citizens to recognize and celebrate this momentous occasion.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Howrylak, Allor, Chirkun, Clemente, Cochran, Cox, Crawford, Elder, Ellison, Faris, Green, Greig, Hughes, Lasinski, Marino, Moss, Schor, Singh and Webber offered the following resolution:

House Resolution No. 44.

A resolution to declare April 2017 as Michigan Student Athlete Cardiac Awareness Month in the state of Michigan.

Whereas, The state of Michigan has lost at least 68 students to sudden cardiac arrest and related causes since December 1999. Those students lost include: 15-year-old Kimberly Anne Gillary, a student of Troy Athens High School who suffered a sudden cardiac arrest in a high school water polo game at Birmingham Groves High School on April 1, 2000; Kayla Stanford, a student at Ypsilanti East Middle School, who suffered a cardiac arrest after completing track practice on March 29, 2006; Thomas Noah Smith, a student of Flushing High School, who suffered a sudden cardiac arrest on January 29, 2011; and Wes Leonard, a student at Fennville High school who suffered a sudden cardiac arrest after scoring the winning basket in a basketball game on March 3, 2011; and

Whereas, The families of Kimberly Anne Gillary, Kayla Stanford, Thomas Noah Smith and Wes Leonard have foundations in the memory of their lost sons and daughters to try to prevent other families from losing their sons and daughters to sudden cardiac arrest at school; and

Whereas, The foundations have donated more than 925 automated external defibrillators (AEDs) to high schools and intermediate schools in the state of Michigan and have provided training to teachers and staff on the use of an AED and in CPR; and

Whereas, Approximately 75% of all Michigan high schools now have at least one AED on site due to the efforts of the foundations founded by the families; and

Whereas, There have been at least 14 lives saved at Michigan high schools including 12 students, as a result of AEDs donated by the foundations and other concerned organizations; and

Whereas, As a result of the efforts of the foundations, the Michigan Department of Health and Human Services (MDHHS), and the Michigan High School Athletic Association (MHSAA) there is an increased awareness of the importance of more effective pre-participation screening of our high school student athletes and of having readily available AEDs in our high schools; and

Whereas, The foundations have worked with the Michigan Department of Health and Human Services to develop the Michigan HeartSafe School Program and to encourage Michigan high schools to receive certification as a Michigan HeartSafe School. To date there are at least 265 K-12 schools in Michigan that have received the MI HeartSafe School designation; and

Whereas, The Michigan Legislature has passed legislation to amend MCL 29.19 to require the governing body of any school in Michigan for grades kindergarten to 12 to adopt and implement a Cardiac Emergency Response Plan for the school; and

Whereas, Governor Snyder signed legislation to amend MCL 29.19 on February 25, 2014, thereby establishing that it is the public policy of the state of Michigan that Michigan schools be adequately prepared to respond to a cardiac emergency on school property; and

Whereas, Lt. Governor Brian Calley signed Senate Bill No. 647 into law on December 28, 2016. It is now Public Act 388 of 2016 and requires all students in grades 7-12 to receive instruction in cardiopulmonary resuscitation (CPR) before graduation; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2017 as Michigan Student Athlete Cardiac Awareness Month in the state of Michigan; and be it further

Resolved, That the people of the state of Michigan are encouraged to become more aware of the importance of improved pre-participation screening of our student athletes and the preparedness of our citizenry and public employees to respond to the sudden cardiac arrest of our sons and daughters while entrusted to our public schools in the course of their education; and be it further

Resolved, That the State Board of Education be urged to include provisions in policies and regulations for AED training in student health education courses and for regular AED drills, so that students and staff will be better prepared to use AEDs to save lives in schools and other public places; and be it further

Resolved, That copies of this resolution be transmitted to The Kimberly Anne Gillary Foundation, The KAYLA Foundation, The Thomas Smith Memorial Foundation, The Wes Leonard Heart Team, the Michigan High School Athletic Association, the Michigan Department of Health and Human Services, and the State Board of Education as a symbol of our support.

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

House Bill No. 4167, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 719 (MCL 257.719), as amended by 2015 PA 208.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4329, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

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. Yaroch 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

Third Reading of Bills

House Bill No. 4219, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 451c (MCL 750.451c), as added by 2014 PA 334.

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

Roll Call No. 53

Yeas—108

Afendoulis
Albert

Frederick
Garcia

Kesto
Kivela

Reilly
Rendon

Alexander	Gay-Dagnogo	Kosowski	Roberts
Allor	Geiss	LaFave	Robinson
Barrett	Glenn	LaGrand	Runestad
Bellino	Graves	LaSata	Sabo
Bizon	Green	Lasinski	Santana
Brann	Greig	Lauwers	Schor
Brinks	Greimel	Leonard	Scott
Byrd	Griffin	Leutheuser	Sheppard
Calley	Guerra	Liberati	Singh
Camilleri	Hammoud	Lilly	Sneller
Canfield	Hauck	Love	Sowerby
Chang	Hernandez	Lower	Tedder
Chatfield	Hertel	Lucido	Theis
Chirkun	Hoadley	Marino	VanderWall
Clemente	Hoitenga	Maturen	VanSingel
Cochran	Hornberger	McCready	Vaupel
Cole	Howell	Miller	VerHeulen
Cox	Howrylak	Moss	Victory
Crawford	Hughes	Neeley	Webber
Dianda	Iden	Noble	Wentworth
Durhal	Inman	Pagan	Whiteford
Elder	Johnson	Pagel	Wittenberg
Ellison	Jones	Peterson	Yanez
Faris	Kahle	Phelps	Yaroach
Farrington	Kelly	Rabhi	Zemke

Nays—0

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Reps. Allor, Bellino, Brann, Brinks, Byrd, Canfield, Chang, Chirkun, Cochran, Cox, Crawford, Dianda, Elder, Ellison, Faris, Farrington, Frederick, Gay-Dagnogo, Graves, Green, Greig, Greimel, Hammoud, Hauck, Hoitenga, Hornberger, Howell, Hughes, Iden, Jones, Kesto, Kivela, Kosowski, Leutheuser, Lilly, Love, Lower, Lucido, Marino, Moss, Neeley, Noble, Pagan, Peterson, Reilly, Rendon, Robinson, Sabo, Schor, Scott, Sheppard, Singh, Sneller, Sowerby, Vaupel, VerHeulen, Victory, Webber, Whiteford, Wittenberg and Yanez were named co-sponsors of the bill.

Senate Bill No. 213, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16285 and 16287 (MCL 333.16285 and 333.16287), as added by 2016 PA 359.

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

Roll Call No. 54**Yeas—104**

Afendoulis	Garcia	Kosowski	Rendon
Albert	Gay-Dagnogo	LaFave	Roberts
Alexander	Geiss	LaGrand	Robinson
Allor	Glenn	LaSata	Runestad
Bellino	Graves	Lasinski	Sabo
Bizon	Green	Lauwers	Santana
Brann	Greig	Leonard	Schor
Brinks	Greimel	Leutheuser	Scott
Byrd	Griffin	Liberati	Sheppard

Calley	Guerra	Lilly	Singh
Camilleri	Hammoud	Love	Sneller
Canfield	Hauck	Lower	Sowerby
Chang	Hernandez	Lucido	Tedder
Chatfield	Hertel	Marino	Theis
Chirkun	Hoadley	Maturen	VanderWall
Clemente	Hoitenga	McCready	VanSingel
Cochran	Hornberger	Miller	Vaupel
Cox	Howell	Moss	VerHeulen
Crawford	Hughes	Neeley	Victory
Dianda	Iden	Noble	Webber
Durhal	Inman	Pagan	Wentworth
Elder	Jones	Pagel	Whiteford
Ellison	Kahle	Peterson	Wittenberg
Faris	Kelly	Phelps	Yanez
Farrington	Kesto	Rabhi	Yaroch
Frederick	Kivela	Reilly	Zemke

Nays—4

Barrett	Cole	Howrylak	Johnson
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In The Chair: Chatfield

The question being on agreeing to the title of the bill,

Rep. Lauwers moved to amend the title to read as follows:

A bill to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending sections 16285, 16287, 17210, and 17211 (MCL 333.16285, 333.16287, 333.17210, and 333.17211), sections 16285 and 16287 as added by 2016 PA 359 and sections 17210 and 17211 as amended by 2016 PA 499.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Lauwers moved that **House Bill No. 4329** be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 4329, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2018; and to provide for the expenditure of the 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. 55**Yeas—101**

Afendoulis	Farrington	Kelly	Rabhi
Albert	Frederick	Kesto	Reilly
Alexander	Gay-Dagnogo	Kivela	Rendon
Allor	Geiss	Kosowski	Robinson
Barrett	Glenn	LaFave	Sabo
Bellino	Graves	LaGrand	Santana
Bizon	Green	LaSata	Schor
Brann	Greig	Lasinski	Scott
Brinks	Greimel	Lauwers	Sheppard
Byrd	Griffin	Leonard	Singh
Calley	Guerra	Leutheuser	Sneller
Camilleri	Hammoud	Liberati	Sowerby
Canfield	Hauck	Love	Tedder
Chang	Hernandez	Lower	Theis
Chatfield	Hertel	Lucido	VanSingel
Chirkun	Hoadley	Marino	Vaupel
Clemente	Hoitenga	Maturen	VerHeulen
Cochran	Hornberger	Miller	Victory
Cole	Howell	Moss	Webber
Cox	Howrylak	Neeley	Wentworth
Crawford	Hughes	Noble	Whiteford
Dianda	Iden	Pagan	Wittenberg
Durhal	Inman	Pagel	Yanez
Elder	Jones	Peterson	Yaroch
Ellison	Kahle	Phelps	Zemke
Faris			

Nays—7

Garcia	Lilly	Roberts	VanderWall
Johnson	McCready	Runestad	

In The Chair: Chatfield

The question being on agreeing to the title of the bill,

Rep. Lauwers moved to amend the title to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2017; and to provide for the expenditure of the appropriations.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

HB 4239, a supplemental appropriations bill for fiscal year 2017, contains three items. The first is the appropriation of \$100 million in federal funding designated for Flint due to their emergency declaration. The second is an appropriation of \$3 million for needs related to the sinkhole in Macomb County. Finally, the third item is a \$1 million appropriation to the Michigan State Capitol Commission for the Mechanical and Engineering Project.

While I am supportive of approving the appropriation of \$100 million in federal funding to Flint and the appropriation of \$1 million to the Michigan State Capitol Commission, I am not supportive of the \$3 million appropriation to Macomb County.

Governor Snyder appointed the 21st Century Infrastructure Commission, which issued a report detailing an infrastructure investment gap that exceeds \$60 billion over the next 20 years with an annual investment gap of approximately \$4 billion. This gap will need the cooperation of government at all levels. It is critical that Michigan develop and fund a comprehensive plan that addresses the needs of all communities instead of appropriating tax dollars for individual projects throughout the state.

I recognize the nature of the situation occurring in Macomb County and am supportive of the State of Michigan providing an emergency loan of \$3 million to meet immediate needs. It sets a dangerous precedent for the State of Michigan to appropriate funds for one individual community when there is a failure in infrastructure at the local level.”

Rep. Lilly, 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:

Today, I voted no on a HB 4329, a supplemental appropriation for fiscal year 2016-2017, and I would like to take a moment to explain my thought process in casting this vote.

As written, HB 4329 calls for three supplemental line items in the 2016-2017 budget. First, \$100,000,000 in federal pass through funding for water infrastructure improvements related to the emergency declaration from the water crisis in Flint. Second, a \$1,000,000 appropriation to the Michigan State Capitol Commission for the Mechanical and Engineering Project. And third, a call for a \$3,000,000 appropriation to Macomb County for repairs related to the sinkhole declaration of emergency.

I support providing the necessary \$100 million in federal funding for water infrastructure improvements and the \$1 million appropriation to the Michigan State Capitol Commission. However, I believe that in allowing for a \$3 million appropriation to Macomb County we set a precedent for addressing future potential infrastructure failure at a local level in Michigan.

I understand the difficult situation Macomb County is currently facing. I do believe the state could assist by providing a low cost loan to the county to address their funding challenges in the short term. I also believe it is of the utmost importance to look down the road and keep in mind the imperative functions our state must maintain and ensure we have the resources to do that. If our state continues to fund individual projects with tax dollars without first developing a comprehensive plan to address our infrastructure needs, I believe we are putting our state’s long-term fiscal sustainability in jeopardy.”

Rep. Lauwers 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 Glenn to the Chair.

By unanimous consent the House returned to the order of
Messages from the Senate

Senate Bill No. 120, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 719 (MCL 257.719), as amended by 2015 PA 208.

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. 202, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 310c.
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 communications from the Secretary of State were received and read:

Notices of Filing Administrative Rules

March 16, 2017

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 Technology, Management, and Budget and the State Office of Regulatory Reinvention filed Administrative Rule #2017-005-LR (Secretary of State Filing #17-03-05) on this date at 4:45 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Licensing Qualifications".

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.

March 16, 2017

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 Technology, Management, and Budget and the State Office of Regulatory Reinvention filed Administrative Rule #2015-009-LR (Secretary of State Filing #17-03-06) on this date at 4:45 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Liquor Control Commission Beer".

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.

March 16, 2017

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 Technology, Management, and Budget and the State Office of Regulatory Reinvention filed Administrative Rule #2015-010-LR (Secretary of State Filing #17-03-07) on this date at 4:45 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Liquor Control Commission Wine".

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 communications were referred to the Clerk.

Introduction of Bills

Reps. Bellino, Barrett, Hughes, Ellison, Glenn, Sheppard, Kesto, Howell, Chirkun, Byrd, Durhal, Wittenberg, Lucido, Graves and Leutheuser introduced

House Bill No. 4396, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2015 PA 161.

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

Reps. Maturen, Chatfield, Miller, Hauck, Crawford, Pagel, LaFave, Ellison, Kivela, Phelps, Schor, Moss, Byrd, Wittenberg, Hoadley, Pagan, Dianda, Webber, Elder, Roberts, Inman, Howell, Howrylak, Sabo, Lucido, Bellino, Robinson, Chirkun, Faris, LaGrand, Victory, Vaupel, Canfield, Runestad, Barrett, Singh, Greig, Guerra, Camilleri, Brinks, Green, Kosowski, Yanez, Geiss, Cochran, Hammoud, Lasinski, Zemke, Kelly, LaSata, Calley, Leutheuser and Alexander introduced

House Bill No. 4397, entitled

A bill to amend 1973 PA 186, entitled "Tax tribunal act," by amending section 3 (MCL 205.703), as amended by 2008 PA 125, and by adding section 38.

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

Reps. Neeley, Elder, Sneller, Ellison, Faris and Jones introduced

House Bill No. 4398, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2016 PA 192.

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

Reps. Glenn and Kelly introduced

House Bill No. 4399, entitled

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; to prescribe means of enforcement and penalties for the violation of the provisions of this act; and to make appropriations," (MCL 423.201 to 423.217) by adding section 12a.

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

Reps. Glenn, Kelly, Schor, Leutheuser, Yaroch, Liberati, Yanez, Sabo, Cochran, Lucido and Hauck introduced

House Bill No. 4400, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," by amending section 3a (MCL 125.1503a), as amended by 2006 PA 192.

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

Reps. Chirkun, Guerra, Hornberger, Cochran, Hertel, Sabo, Byrd, Phelps, Scott, Lasinski, Hoadley, Dianda, Peterson, Gay-Dagnogo, Leutheuser, Zemke, Geiss, Kahle, Webber, Graves, Kesto, Lucido, Durhal, Elder, Greimel, Pagan, Neeley, Canfield, Brinks, Crawford, Kivela and Sneller introduced

House Bill No. 4401, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43535 (MCL 324.43535), as amended by 2013 PA 108.

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

Reps. Lasinski, Elder, Kivela, Love, Dianda, Yanez, Ellison, Sneller, Sowerby, LaGrand, Gay-Dagnogo, Robinson, Pagan and Lucido introduced

House Bill No. 4402, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30103 (MCL 324.30103), as amended by 2014 PA 253.

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

Rep. Pagel moved that the House adjourn.

The motion prevailed, the time being 2:55 p.m.

Associate Speaker Pro Tempore Glenn declared the House adjourned until Thursday, March 23, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives