House Chamber, Lansing, Thursday, December 10, 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  Garcia—present  LaFontaine—present  Price—present
Banks—present  Garrett—present  Lane—present  Pscholka—present
Barrett—present  Gay-Dagnogo—present  Lauwers—present  Rendon—present
Bizon—present  Geiss—present  LaVoy—present  Roberts, B.—present
Brinks—present  Glardon—present  Leonard—present  Roberts, S.—present
Brunner—present  Greig—present  Leutheuser—present  Robinson—present
Bumstead—present  Guerra—present  Liberati—present  Rutledge—present
Byrd—present  Heise—present  Love—present  Santana—present
Callton—present  Hoadley—present  Lucido—present  Schor—present
Canfield—present  Hovey-Wright—present  Lyons—present  Sheppard—present
Chang—present  Hughes—present  Maturen—present  Smiley—present
Chatfield—present  Iden—present  McBroom—present  Somerville—present
Chirkun—present  Inman—present  McCready—present  Talabi—present
Clemente—present  Irwin—present  McGraw—present  Tedder—present
Cochran—present  Jacobsen—present  Meece—present  Theis—present
Cole—present  Jenkins—present  Nesbitt—present  Townsend—present
Cotter—present  Johnson—present  Outman—present  Vaupel—present
Cox—present  Kelly—present  Pagan—present  VerHeulen—present
Crawford—present  Kesto—present  Pagel—present  Victory—present
Darany—present  Kivela—present  Petatia—present  Webber—present
Dianda—present  Kosowski—present  Phelps—present  Wittenberg—present
Driskell—present  Kosowski—present  Plawecki—present  Yanez—present
Durhal—present  Kosowski—present  Poleski—present  Yonker—present
Faris—present  Kosowski—present  Potvin—present  Zemke—present
Farrington—present  Kivela—present  Potvin—present
Forlini—present  Kosowski—present
Franz—present  Kosowski—present

e/d/s = entered during session
Pastor Brian Reinhardt, Lead Pastor of Son’s Life Missionary Church in Sebewaing, offered the following invocation:

“Gracious God of Heaven and Earth, Father we come before You today as thankful people. You have blessed us as a nation and as a State, beyond what we have any right to expect. Your hand has guided and protected us, and Father we come again seeking Your favor.

Today Lord as this legislative body convenes to do the work before them we take the time to thank You for a government based on so many truths from Your Word. I ask that You would give wisdom to each of these representatives as they strive to accomplish the will of the people they represent, and that these decisions would align with Your will Father.

Father as we think of the preamble to our own state’s Constitution which says;

We, the people of the State of Michigan, grateful to Almighty God for the blessings of freedom, and earnestly desiring to secure these blessings undiminished to ourselves and our posterity, do ordain and establish this constitution.

Remind us again of how You have blessed us Lord. Remind us again that all the laws that are passed and upheld in this State should be to secure the blessing and rights You have given us. Let every citizen of this State be grateful for the blessings You have given us and let this House and all citizens continue to desire to secure Your blessing for everyone.

And Father we sum this all up with the words that Jesus taught us to pray from Matthew’s gospel when said:

Our Father in heaven, hallowed be Your name.
Your kingdom come Your will be done, on earth as it is in heaven.
Give us today our daily bread.
Forgive us our debts as we forgive our debtors.
And lead us not into temptation but deliver us from the evil one*
*Amen and Amen
* Lord’s Prayer as it appears in Matt. 6:9-13 NIV.”

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

The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4790, entitled


(The bill was received from the Senate on December 9, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 99, p. 2132.)

The question being on concurring in the substitute (S-1) made to the bill by the Senate,
The substitute (S-1) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 468  Yeas—106

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Third Reading of Bills

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.

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

Roll Call No. 469  Yeas—55

Afendoulis  Glardon  Leutheuser  Rendon
Barrett  Glenn  Love  Roberts, B.
Bumstead  Goike  Lyons  Runestad
Callton  Hooker  Maturen  Santana
Canfield  Hughes  McBroom  Sheppard
Chatfield  Iden  McCready  Somerville
Cochran  Howrylak  Moss  Tedder
Cotter  Hughes  Neeley  Theis
Cox  Iden  Nesbitt  Townsend
Crawford  Inman  Outman  Vaupel
Darany  Irwin  Pagan  VerHeulen
Dianda  Jacobsen  Pagel  Victory
Driskell  Jenkins  Pettalia  Webber
Durhal  Johnson  Phelps  Wittenberg
Faris  Kelly  Plawecki  Yanez
Farrington  Kesto  Poleski  Yonker
Forlini  Kivela  Potvin  Zemke
Franz  Kosowski

Nays—0

In The Chair: Cox

The House agreed to the title as amended.
The bill was referred to the Clerk for enrollment printing and presentation to the Governor.
Cox
Crawford
Farrington
Franz
Garcia
Geiss

Inman
Jacobsen
Johnson
LaFontaine
Lauwers
Leonard

Nesbitt
Outman
Pettalia
Poleski
Potvin
Pscholka

Theis
Vaupel
VerHeulen
Victory
Webber
Yonker

Nays—51

In The Chair: Cox

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.

Senate Bill No. 552, entitled
A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 3101 and 3122 (MCL 324.3101 and 324.3122), section 3101 as amended by 2006 PA 97 and section 3122 as amended by 2015 PA 82.

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

Roll Call No. 470

Afendoulis
Barrett
Bizon
Bumstead
Callton
Canfield
Chatfield
Cole
Cotter
Cox
Crawford
Farrington
Forlini
Franz
Garcia

Glardon
Glenn
Goike
Graves
Hooker
Howrylak
Hughes
Iden
Inman
Jacobsen
Jenkins
Johnson
Kelly
Kesto
LaFontaine

Lauwers
Leonard
Leutheuser
Lucido
Lyons
Maturen
McBroom
McCready
Miller, A.
Nesbitt
Outman
Pagel
Pettalia
Poleski
Potvin

Price
Pscholka
Rendon
Roberts, B.
Runestad
Sheppard
Somerville
Tedder
Theis
Vaupel
VerHeulen
Victory
Webber
Yonker

Yeas—59
Nays—47

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In The Chair: Cox

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

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people’s right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; 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.

Senate Bill No. 538, entitled


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

Roll Call No. 471

<table>
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<tr>
<td>Cotter</td>
<td>Hughes</td>
<td>Neeley</td>
<td>Theis</td>
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Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act concerning unclaimed property; to provide for the reporting and disposition of unclaimed property; to make uniform the law concerning unclaimed property; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties and provide remedies; 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.

Senate Bill No. 177, entitled


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

**Roll Call No. 472**

| Afendoulis | Garcia | LaFontaine | Price |
| Banks | Garrett | Lane | Pscholka |
| Barrett | Gay-Dagnogo | Lauwers | Rendon |
| Bizon | Geiss | LaVoy | Roberts, B. |
| Brinks | Glardon | Leonard | Robinson |
| Brunner | Glenn | Leutheuser | Roberts, S. |
| Bumstead | Goike | Liberati | Rutledge |
| Byrd | Graves | Love | Santana |
| Callton | Greig | Lucido | Schor |
| Canfield | Greimel | Lyons | Sheppard |
| Chang | Guerra | Maturen | Singh |
| Chatfield | Heise | McBroom | Smiley |
| Chirkun | Hoadley | McCready | Somerville |
| Clemente | Hooker | Miller, A. | Talabi |
| Cochran | Hovey-Wright | Miller, D. | Tedder |
| Cole | Howrylak | Moss | Theis |
| Cotter | Hughes | Neeley | Townsend |
| Cox | Iden | Nesbitt | Vaupel |
| Crawford | Inman | Outman | VerHeuleen |
| Darany | Irwin | Pagan | Victory |
| Dianda | Jacobsen | Pagel | |
Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for the imposition of a tax on the business of certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker’s compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act.”

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.

Senate Bill No. 178, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding chapter 17.

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

Roll Call No. 473  Yeas—106

Afendoulis  Garcia  LaFontaine  Price
Banks  Garrett  Lane  Pscholka
Barrett  Gay-Dagnogo  Lauwers  Rendon
Bizon  Geiss  LaVoy  Roberts, B.
Brinks  Glardon  Leonard  Roberts, S.
Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker’s compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act.”

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.
Senate Bill No. 500, entitled
A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending section 44 (MCL 421.44), as amended by 2011 PA 269.

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

Roll Call No. 474

Yeas—60

Afendoulis  Glardon  LaFontaine  Potvin
Barrett  Glenn  Lauwers  Price
Bizon  Goike  Leonard  Pscholka
Bumstead  Graves  Leutheuser  Rendon
Callton  Heise  Lucido  Roberts, B.
Canfield  Hooker  Lyons  Runestad
Chatfield  Howrylak  Maturen  Sheppard
Cole  Hughes  McBroom  Somerville
Cotter  Iden  McCready  Tedder
Cox  Inman  Miller, A.  Theis
Crawford  Jacobsen  Nesbitt  Vaupel
Farrington  Jenkins  Outman  VerHeulen
Forlini  Johnson  Pagel  Victory
Franz  Kelly  Pettalia  Webber
Garcia  Kesto  Poleski  Yonker

Nays—46

Banks  Faris  Lane  Robinson
Brinks  Garrett  LaVoy  Rutledge
Brunner  Gay-Dagnogo  Liberati  Santana
Byrd  Geiss  Love  Schor
Chang  Greig  Miller, D.  Singh
Chirkun  Greimel  Moss  Smiley
Clemente  Guerra  Neeley  Talabi
Cochran  Hoadley  Pagan  Townsend
Darany  Hovey-Wright  Phelps  Wittenberg
Dianda  Irwin  Plawecki  Yanez
Driskell  Kivela  Roberts, S.  Zemke
Durhal  Kosowski

In The Chair: Cox

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

“An act to protect the welfare of the people of this state through the establishment of an unemployment compensation fund, and to provide for the disbursement thereof; to create certain other funds; to create the Michigan employment security commission, and to prescribe its powers and duties; to provide for the protection of the people of this state from the hazards of unemployment; to levy and provide for contributions from employers; to levy and provide for obligation assessments; to provide for the collection of those contributions and assessments; to enter into reciprocal agreements and to cooperate with agencies of the United States and of other states charged with the administration of any unemployment insurance law; to furnish certain information to certain governmental agencies for use in administering public benefit and child support programs and investigating and prosecuting fraud; to provide for the payment of benefits; to provide for appeals from redeterminations, decisions and notices of assessments; and for referees and a board of review to hear and decide the issues arising from redeterminations, decisions and notices of assessment; to provide for the cooperation of this state and compliance with the provisions of the social security act and the Wagner-Peyser act passed by the Congress of the United States of America; to provide for the establishment and maintenance of free public employment offices; to provide for the transfer of funds; to make appropriations for carrying out the provisions of this act; to prescribe remedies and penalties for the violation of this act; and to repeal all acts and parts of acts inconsistent with this act,”

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. 4292, entitled
A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 19 of chapter XVI (MCL 776.19).
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 475

Yeas—104

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

Nays—2

Irwin    Robinson

In The Chair: Cox

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. 531, entitled
A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” (MCL 600.101 to 600.9947) by adding chapter 19A.
Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Judiciary,
The substitute (H-2) was adopted, a majority of the members serving voting therefor.
Rep. Heise moved to amend the bill as follows:
1. Amend page 2, line 9, after “1986(1)” by striking out the balance of the section and inserting “AFTER FEBRUARY 28, 2021.”

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.

**Senate Bill No. 532, entitled**
A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” (MCL 600.101 to 600.9947) by adding section 176.
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.

**Senate Bill No. 533, entitled**
Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Judiciary,
The substitute (H-2) 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.

**Senate Bill No. 418, entitled**
A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 203 (MCL 259.203), as amended by 2008 PA 25.
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. 425, entitled**
A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 35 (MCL 259.35), as amended by 2002 PA 352.
The bill was read a second time.
Rep. Pettalia moved to substitute (H-1) the bill.
The motion prevailed and 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.

**Senate Bill No. 426, entitled**
A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 34 (MCL 259.34), as amended by 1996 PA 370.
The bill was read a second time.
Rep. Pettalia moved to substitute (H-1) the bill.
The motion prevailed and 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.
Senate Bill No. 612, entitled
A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 7 (MCL 259.7), as amended by 2002 PA 35.
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. 613, 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, and by adding section 6c.
The bill was read a second time.
Rep. Pettalia moved to amend the bill as follows:
1. Amend page 5, line 19, after “SECTION” by striking out “35(2)” and inserting “35”.
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.

Senate Bill No. 614, entitled
A bill to amend 1937 PA 94, entitled “Use tax act,” by amending section 21 (MCL 205.111), as amended by 2014 PA 80, and by adding section 6c.
The bill was read a second time.
Rep. Pettalia moved to amend the bill as follows:
1. Amend page 4, line 22, after “SECTION” by striking out “35(2)” and inserting “35”.
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. 4792, entitled
A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16171 (MCL 333.16171), as amended by 1985 PA 82.
The bill was read a second time.
Rep. Wittenberg moved to substitute (H-1) the bill.
The motion prevailed and the substitute (H-1) was adopted, a majority of the members serving voting therefor.
Rep. Wittenberg moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

House Bill No. 4550, entitled
A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 145n (MCL 750.145n), as amended by 2004 PA 559.
Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Criminal Justice,
The substitute (H-1) was adopted, a majority of the members serving voting therefor.
Rep. Derek Miller 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.
Associate Speaker Pro Tempore Cox 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 Wednesday, December 9:

Senate Bill Nos. 646 647 648 649 650 651 652 653

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, December 10:

House Bill Nos. 5128 5129 5130 5131 5132 5133 5134 5135 5136 5137 5138 5139 5140 5141

The Clerk announced that the following Senate bills had been received on Thursday, December 10:

Senate Bill Nos. 171 200 352 472 473 476 507 554 555 578 615

Reports of Standing Committees

The Committee on Oversight and Ethics, by Rep. McBroom, Chair, reported

House Bill No. 4540, entitled
   With the recommendation that the substitute (H-8) be adopted.
   The committee further recommended that the bill and substitute be referred to the Committee on Natural Resources.

Favorable Roll Call

To Report Out:
   Yeas: Reps. McBroom, Howrylak, Graves and Theis
   Nays: Reps. Robinson and Pagan
   The further recommendation was concurred in and the bill and substitute were referred to the Committee on Natural Resources.

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, December 10, 2015
   Present: Reps. McBroom, Howrylak, Graves, Theis, Robinson and Pagan

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, December 10, 2015
   Present: Reps. Barrett, Hughes, Glardon, Hooker, Glenn, Rutledge, Talabi and Kosowski
   Absent: Rep. Outman
   Excused: Rep. Outman

Messages from the Senate

House Bill No. 4438, entitled
A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17744a (MCL 333.17744a), as added by 2013 PA 186, and by adding section 17744d.
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. 4212, entitled**
A bill to amend 1851 PA 156, entitled “An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act,” by amending section 11 (MCL 46.11), as amended by 2012 PA 15.
The Senate has substituted (S-1) the bill.
The Senate has passed the bill as substituted (S-1) 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. 4215, 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,” by amending section 6 of chapter IV (MCL 224.6), as amended by 2012 PA 14.
The Senate has substituted (S-1) the bill.
The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.
The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**Senate Bill No. 171, entitled**
A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 7d (MCL 211.7d), as amended by 2012 PA 66.
The Senate has passed the bill.
The bill was read a first time by its title and referred to the Committee on Tax Policy.

**Senate Bill No. 200, entitled**
A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” (MCL 125.2001 to 125.2094) by adding section 88s.
The Senate has passed the bill.
The bill was read a first time by its title and referred to the Committee on Financial Services.

**Senate Bill No. 352, entitled**
A bill to allow for designation of a caregiver; to prescribe the duties of a designated caregiver; to enable a hospital to assist in designating a caregiver; and to prescribe the duties of state departments and agencies.
The Senate has passed the bill.
The bill was read a first time by its title and referred to the Committee on Health Policy.

**Senate Bill No. 472, entitled**
A bill to amend 1999 PA 244, entitled “An act to require tobacco product manufacturers to place funds in escrow for medical expenses incurred by the state due to tobacco related illnesses; to establish a formula for determining the amount of the escrow; to establish the conditions for release of funds from escrow; to prescribe powers and duties of the attorney general; and to provide for civil penalties for violation of this act,” by amending sections 1 and 2 (MCL 445.2051 and 445.2052), section 2 as amended by 2003 PA 286.
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. 473, entitled
A bill to amend 1993 PA 327, entitled “Tobacco products tax act,” (MCL 205.421 to 205.436) by adding section 6e.
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. 476, entitled
A bill to amend 1993 PA 327, entitled “Tobacco products tax act,” by amending sections 7 and 11 (MCL 205.427 and 205.431), section 7 as amended by 2014 PA 298 and section 11 as amended by 2012 PA 325.
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. 507, entitled
A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding part 175.
The Senate has passed the bill.
The bill was read a first time by its title and referred to the Committee on Natural Resources.

Senate Bill No. 554, entitled
A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 16206.
The Senate has passed the bill.
The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Senate Bill No. 555, entitled
The Senate has passed the bill.
The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Senate Bill No. 578, entitled
A bill to amend 2002 PA 660, entitled “Consumer mortgage protection act,” by amending sections 2, 6, and 13 (MCL 445.1632, 445.1636, and 445.1643), section 2 as amended by 2012 PA 443; 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 Financial Services.

Senate Bill No. 615, entitled
A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” (MCL 600.101 to 600.9947) by adding section 6094a.
The Senate has passed the bill.
The bill was read a first time by its title and referred to the Committee on Judiciary.

Introduction of Bills

Reps. Cochran, McCready, Heise, Kelly, Graves, Canfield, Liberati, Callton, McBroom and Lucido introduced
House Bill No. 5142, entitled
The bill was read a first time by its title and referred to the Committee on Insurance.
Reps. McCready, Bumstead, Graves, Canfield, Kelly, Heise, Aaron Miller, LaVoy, Cochran, Liberati, Callton, McBroom and Lucido introduced

**House Bill No. 5143, entitled**
A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 3020 and 3104 (MCL 500.3020 and 500.3104), section 3020 as amended by 2006 PA 106 and section 3104 as amended by 2002 PA 662, and by adding section 2111f.

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

Reps. McCready, Kelly, Heise, Iden, Aaron Miller, LaVoy, Graves, Cochran, Canfield, Liberati, Callton, McBroom and Lucido introduced

**House Bill No. 5144, entitled**
A bill to amend 1950 (Ex Sess) PA 27, entitled “Motor vehicle sales finance act,” (MCL 492.101 to 492.141) by adding section 16b.

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

Rep. Kivela introduced

**House Bill No. 5145, entitled**

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

Rep. Kivela introduced

**House Bill No. 5146, entitled**
A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40118 (MCL 324.40118), as amended by 2012 PA 520.

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

Reps. Forlini and Love introduced

**House Bill No. 5147, entitled**
A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending sections 315a and 376a (MCL 750.315a and 750.376a), as amended by 2014 PA 400.

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

Reps. Darany, Liberati, Lane, Greig, Chirkun, Driskell and Rutledge introduced

**House Bill No. 5148, entitled**

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

Rep. Townsend introduced

**House Bill No. 5149, entitled**
A bill to amend 1986 PA 268, entitled “Legislative council act,” (MCL 4.1101 to 4.1901) by adding chapter 7C.

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

Reps. Townsend, Irwin, Love, Zemke, Geiss, Pagan, Lane, Chirkun, Brinks, Wittenberg, Plawecki, Hoadley, Garrett, Moss, Smiley, Brunner, Chang, Talabi, Singh, Guerra, Schor, Driskell, Kivela, Sarah Roberts, Faris, Durhal, Banks, Cochran, Greig, Byrd, Gay-Dagnogo, Robinson, Clemente, Hovey-Wright, Phelps, Derek Miller, LaVoy, Kosowski, Neeley, Darany and Howrylak introduced

**House Joint Resolution FF, entitled**
A joint resolution proposing an amendment to the state constitution of 1963, by amending section 9 of article II, to clarify the power of referendum when making appropriations.

The joint resolution was read a first time by its title and referred to the Committee on Government Operations.
Announcements by the Clerk

The Clerk received the following dissent on Senate Bill No. 13, from Rep. LaVoy:

Article VI, Section 18 of the Michigan Constitution states that “[a]ny member of either house may dissent from and protest against any act, proceeding or resolution which he deems injurious to any person or the public, and have the reason for his dissent entered in the journal.” Under this constitutional provision, I would like to state my protest to the act of not granting a record roll call vote when demanded by Rep. Faris and myself and what I believe was 1/5 of the other members.

Rep. Chatfield moved that the House adjourn.
The motion prevailed, the time being 3:30 p.m.

Associate Speaker Pro Tempore Franz declared the House adjourned until Tuesday, December 15, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives