

No. 18
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
99th Legislature
REGULAR SESSION OF 2017

House Chamber, Lansing, Wednesday, February 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

Chaplain Doug Bradshaw, Chaplain of Lansing Fire Department in Lansing, offered the following invocation:

“God, thank You for each elected official that today will embark to serve those in this great state. Remind each one of the opportunity they have to make a difference. In a time when much is made of that which divides people, I ask that all here would be agents of reconciliation when given the chance. Grant, I pray, wisdom to all to attend to the duties of which they have been elected. I ask that You will protect and bless those that keep us safe, enforce our laws and respond to our troubles. I pray that each of us would be the change we want to see in our home, community, state and nation. Remind us that each day and opportunity is a gift, and help us to treat each as so. Again, thank You for this day and this group of men and women. Amen.”

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.

Communications from State Officers

The following communications from the Secretary of State were received and read:

Notices of Filing Administrative Rules

February 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 Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2016-061-LR (Secretary of State Filing #17-02-01) on this date at 3:56 P.M. for the Department of Licensing and Regulatory Affairs entitled, “General Rules – Public Health Code”.

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

February 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 Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2016-064-IF (Secretary of State Filing #17-02-02) on this date at 3:56 P.M. for the Department of Insurance and Financial Services entitled, “Assigned Claims Plan”.

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 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.

February 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 Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2016-043-LR (Secretary of State Filing #17-02-03) on this date at 3:56 P.M. for the Department of Licensing and Regulatory Affairs entitled, “Part 90. Permit-Required Confined Spaces”.

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 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.

February 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 Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2016-044-LR (Secretary of State Filing #17-02-04) on this date at 3:56 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Part 490. Permit-Required Confined Spaces".

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 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.

February 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 Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2016-041-LR (Secretary of State Filing #17-02-05) on this date at 3:56 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Part 91. Process Safety Management of Highly Hazardous Chemicals".

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 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.

February 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 Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2016-049-LR (Secretary of State Filing #17-02-06) on this date at 3:56 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Part 14. Conveyors".

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 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.

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 reproduced and made available electronically on Tuesday, February 21:

House Bill Nos. 4251 4252 4253 4254 4255 4256 4257 4258 4259 4260 4261 4262 4263

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

Senate Bill Nos. 111 112 113 114 115

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

Senate Bill Nos. 176 177 178 179

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Hoadley, Chang, Chirkun, Clemente, Cochran, Ellison, Faris, Green, Geiss, Greig, Howrylak, Hughes, Moss, Pagan, Schor, Sowerby and Zemke offered the following resolution:

House Resolution No. 26.

A resolution to declare February 26–March 4, 2017, as National Eating Disorders Awareness Week in the state of Michigan.

Whereas, Eating disorders are serious conditions that are potentially life-threatening and have a great impact on both a person's physical and emotional health; and

Whereas, The National Eating Disorders Association works to give support to those dealing with eating disorders and to provide awareness to all citizens to prevent more instances of eating disorders from occurring; and

Whereas, Approximately 30 million Americans will suffer from a serious eating disorder at some point in their life. This includes 20 million women and 10 million men and comprises anorexia nervosa, bulimia nervosa, binge eating disorder, or other eating disorders not otherwise specified; and

Whereas, Many more cases go unreported because individuals do not recognize signs and symptoms due to the lack of awareness; and

Whereas, Studies show that over half of teenage girls and nearly one-third of teenage boys use unhealthy weight control measures; and

Whereas, Eating disorders can affect anyone. For example, high-performing, dedicated students may struggle with disordered eating and poor body image, impairing otherwise excellent performance; and

Whereas, The House of Representatives commends the National Eating Disorders Association for bringing awareness about eating disorders to all citizens and the health and mental health care providers who treat individuals battling these disorders; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare February 26-March 4, 2017, as National Eating Disorders Awareness Week in the state of Michigan. We honor the National Eating Disorders Association.

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

House Bill No. 4058, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 13 (MCL 207.783), as amended by 2005 PA 339; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Leutheuser 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

Reports of Standing Committees

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

House Bill No. 4186, entitled

A bill to amend 1969 PA 287, entitled "An act to regulate pet shops, animal control shelters, and animal protection shelters; to establish uniform procedures and minimum requirements for adoption of dogs, cats, and ferrets; and to prescribe penalties and civil fines and to provide remedies," by amending sections 1 and 8b (MCL 287.331 and 287.338b), section 1 as amended by

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. Barrett, Alexander, Lauwers, Howell, Albert, Calley, Frederick, Elder, Kivela, Sabo and Sneller

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 22, 2017

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

Absent: Rep. Phelps

Excused: Rep. Phelps

The Committee on Tax Policy, by Rep. Tedder, Chair, reported

House Bill No. 4136, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 87b and 87f (MCL 211.87b and 211.87f), section 87b as amended and section 87f as added by 2016 PA 82.

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

Nays: None

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, February 22, 2017

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

The Committee on Michigan Competitiveness, by Rep. Chatfield, Chair, reported

Senate Bill No. 69, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 2016 PA 376.

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. Chatfield, Lilly, Cole, Vaupel, Rendon, Wentworth, Geiss, Neeley and Hammoud

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Chatfield, Chair, of the Committee on Michigan Competitiveness, was received and read:

Meeting held on: Wednesday, February 22, 2017

Present: Reps. Chatfield, Lilly, Cole, Vaupel, Rendon, Wentworth, Geiss, Neeley and Hammoud

The Committee on Tourism and Outdoor Recreation, by Rep. Hughes, Chair, reported

House Resolution No. 21.

A resolution to encourage the Michigan Department of Natural Resources, the United States Army Corps of Engineers, and other agencies to continue efforts to prevent the introduction of new aquatic species into the Great Lakes and to consider new research and technologies.

(For text of resolution, see House Journal No. 13, p. 125.)

With the recommendation that the following substitute (H-1) be adopted and that the resolution then be adopted.

Substitute for House Resolution No. 21.

A resolution to encourage the Michigan Department of Natural Resources, the United States Army Corps of Engineers, the United State Fish and Wildlife Service, and other agencies to continue efforts to prevent the introduction of new aquatic species into the Great Lakes from the Chicago Area Waterway System and to consider new research and technologies.

Whereas, The Great Lakes and the people, industries, and communities that depend on them have suffered significant harm from the introduction of aquatic invasive species. Studies indicate that past invasions by sea lampreys, zebra mussels, and other aquatic species likely cost the Great Lakes region more than \$100 million annually, with impacts on fishing, power generation, manufacturing, municipal drinking water systems, tourism, and recreation; and

Whereas, The introduction of new aquatic invasive species remains a real and imminent threat. Bighead and silver carp are less than 50 miles from Lake Michigan. If they were to invade the Great Lakes, they could displace native species, disrupt fisheries, and injure boaters, negatively impacting the \$7 billion Great Lakes sport fishery and \$5 billion Great Lakes boating industry; and

Whereas, There are ongoing efforts by the state of Michigan, the other Great Lakes states, and the federal government to prevent the introduction of bighead and silver carp and other new aquatic invasive species. Among other actions, the Michigan Department of Natural Resources employs active enforcement, outreach, education, and monitoring for bighead and silver carp while the Illinois Department of Natural Resources, the United States Army Corps of Engineers, the United States Fish and Wildlife Service, and other federal agencies work to prevent bighead and silver carp from reaching the Great Lakes; and

Whereas, New research and technologies can enhance action already being taken to prevent and control aquatic invasive species. Ozone, carbon dioxide, hot water, sound, and microparticles have all shown promise in preventing an invasion and are being actively studied. Restoring native fish populations may also help support a healthy fish community and provide ecosystem resiliency to limit the spread of aquatic invasive species; now, therefore, be it

Resolved by the House of Representatives, That we encourage the Michigan Department of Natural Resources, the United States Army Corps of Engineers, the United States Fish and Wildlife Service, and other agencies to continue efforts to prevent the introduction of new aquatic species, specifically bighead, silver, and black carp, into the Great Lakes from the Chicago Area Waterway System; and be it further

Resolved, That we encourage the open consideration of new research and the development of new technologies that may provide innovative and effective methods to prevent and control aquatic invasive species; and be it further

Resolved, That copies of this resolution be transmitted to the Director of the Michigan Department of Natural Resources, the commanders of the United States Army Corps of Engineers Great Lakes and Ohio River Division and Mississippi Valley Division, the Director of the United States Fish and Wildlife Service, and the other members of the Asian Carp Regional Coordinating Committee.

Favorable Roll Call

To Report Out:

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

Nays: None

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, February 22, 2017

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

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, February 22, 2017

Present: Reps. Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Kivela, Chang and Sowerby

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, February 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. Cox, Chair, of the Committee on Appropriations, was received and read:
Meeting held on: Wednesday, February 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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Lauwers moved that Rule 41(4) be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Lauwers moved that when the House adjourns today it stand adjourned until Thursday, February 23, at 12:01 a.m.
The motion prevailed.

Rep. Scott moved that the House adjourn.
The motion prevailed, the time being 11:55 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, February 23, at 12:01 a.m.

GARY L. RANDALL
Clerk of the House of Representatives

