

No. 38
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House Chamber, Lansing, Tuesday, April 26, 2016.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

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

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

e/d/s = entered during session

Rep. Al Pscholka, from the 79th District, offered the following invocation:

“God of merciful love, I pray today for families’ impacted by violence.
 Help those families who are victims.
 To accept the reality of such senseless acts of violence
 Without, at the same time,
 Succumbing to the despair of so great a loss
 May this violence become for them, instead,
 A steppingstone toward greater union with You.
 Teach them the forgiveness that was exemplified
 By Jesus as He said,
 ‘Father, forgive them for they know not what they do.’
 And through His redemptive love,
 Show Your mercy to the perpetrators.
 Fill the emptiness of their victim hearts, with the fire of Your divine love.
 Be with us in our grief, that we may know Your consolation.
 Be with us in our anger, that we may receive Your peace.
 Be with us in our confusion, that we may be led to Your truth.
 And be with us in our fear, that we may be delivered into Your surpassing love.
 Guide sinners to repentance and lead us to forgiveness, that Your grace may be our sustaining Word, through Jesus Christ
 our Lord. Amen.”

The Speaker assumed the Chair.

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

Motions and Resolutions

Reps. Chatfield, Canfield, Hovey-Wright, Hughes, Kelly, LaVoy, Potvin and Price offered the following resolution:

House Resolution No. 273.

A resolution to declare April 2016 as Distracted Driving Awareness Month in the state of Michigan.

Whereas, Distracted driving claims the lives of thousands of people each year and causes hundreds of thousands of injuries;
 and

Whereas, The National Highway Traffic Safety Administration reports that 94% of car crashes are the result of driver error;
 and

Whereas, The 2014 Michigan statistics report there were 298,699 crashes, 806 fatal crashes, and 378 persons injured; and

Whereas, The 2015 preliminary estimates show distracted driving crashes nationwide have increased 8% over 2014,
 which is the largest percentage increase in 50 years; and

Whereas, There have been 175 individuals in Michigan killed by automobile crashes since January 2016, up 25 from 2015; and

Whereas, According to the Centers for Disease Control, 69% of U.S. drivers ages 18-64 say they have talked on their phone while driving and 31% say they have read or sent email or text messages while driving; and

Whereas, The improved health and well-being of Michigan citizens are a direct result of increased awareness about the dangers of distracted driving; and

Whereas, The Michigan Teen Safe Driving Coalition is committed to reducing the number of traffic deaths and injuries by educating motorists and bringing awareness to dangerous driving behaviors; and

Whereas, The campaign against distracted driving has also been immensely aided by law enforcement efforts in Michigan;
 and

Whereas, A month dedicated to programs and activities about distracted driving will greatly raise awareness; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2016 as Distracted Driving Awareness Month in the state of Michigan.

The question being on the adoption of the resolution,

Rep. Chatfield moved to substitute (H-1) the resolution as follows:

Substitute for House Resolution No. 273.

A resolution to declare April 2016 as Distracted Driving Awareness Month in the state of Michigan.

Whereas, Distracted driving claims the lives of thousands of people each year and causes hundreds of thousands of injuries; and

Whereas, The National Highway Traffic Safety Administration reports that over 90% of car crashes are the result of driver error; and

Whereas, The 2014 Michigan statistics report there were 298,699 crashes, 806 fatal crashes, and 71,378 persons injured; and

Whereas, The 2015 preliminary estimates show distracted driving crashes nationwide have increased about 8% over the number of crashes in 2014; and

Whereas, According to a 2011 Centers for Disease Control and Prevention study, 69% of U.S. drivers ages 18-64 surveyed said they have talked on their phone while driving and 31% said they have read or sent email or text messages while driving; and

Whereas, The improved health and well-being of Michigan citizens are a direct result of increased awareness about the dangers of distracted driving; and

Whereas, The Michigan Teen Safe Driving Coalition is committed to reducing the number of traffic deaths and injuries by educating motorists and bringing awareness to dangerous driving behaviors; and

Whereas, The campaign against distracted driving has also been immensely aided by law enforcement efforts in Michigan; and

Whereas, A month dedicated to programs and activities about distracted driving will greatly raise awareness; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2016 as Distracted Driving Awareness Month in the state of Michigan.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Third Reading of Bills

House Bill No. 5024, entitled

A bill to create the impaired driving safety commission; to prescribe its powers and duties; to create the impaired driving safety commission fund; to provide for use of the fund; and to repeal acts and parts of acts.

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

Roll Call No. 169

Yeas—107

Afendoulis	Gay-Dagnogo	LaGrand	Pscholka
Banks	Geiss	Lane	Rendon
Barrett	Gardon	Lauwers	Roberts, B.
Bizon	Glenn	LaVoy	Roberts, S.
Brinks	Goike	Leonard	Robinson
Brunner	Graves	Leutheuser	Runestad
Bumstead	Greig	Liberati	Rutledge
Byrd	Greimel	Love	Santana
Callton	Guerra	Lucido	Schor
Canfield	Heise	Lyons	Sheppard
Chang	Hoadley	Maturen	Singh
Chatfield	Hooker	McBroom	Smiley

Chirkun	Hovey-Wright	McCready	Somerville
Clemente	Howell	Miller, A.	Talabi
Cochran	Howrylak	Moss	Tedder
Cotter	Hughes	Muxlow	Theis
Cox	Iden	Neeley	Townsend
Crawford	Inman	Nesbitt	Vaupel
Darany	Irwin	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Farrington	Kelly	Phelps	Wittenberg
Forlini	Kesto	Plawecki	Yanez
Franz	Kivela	Poleski	Yonker
Garcia	Kosowski	Potvin	Zemke
Garrett	LaFontaine	Price	

Nays—1

Cole

In The Chair: Cotter

The House agreed to the title of the bill.
Rep. Garcia moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

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

House Bill No. 4814, entitled

A bill to require posting of the organizational structure of state departments on a website that is accessible to the public.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 170

Yeas—107

Afendoulis	Gay-Dagnogo	LaGrand	Pscholka
Banks	Geiss	Lane	Rendon
Barrett	Gardon	Lauwers	Roberts, B.
Bizon	Glenn	LaVoy	Roberts, S.
Brinks	Goike	Leonard	Robinson
Brunner	Graves	Leutheuser	Runestad
Bumstead	Greig	Liberati	Rutledge
Byrd	Greimel	Love	Santana
Callton	Guerra	Lucido	Schor
Canfield	Heise	Lyons	Sheppard
Chang	Hoadley	Maturen	Singh
Chatfield	Hooker	McBroom	Smiley
Chirkun	Hovey-Wright	McCready	Somerville
Clemente	Howell	Miller, A.	Talabi

Cochran	Howrylak	Moss	Tedder
Cole	Hughes	Muxlow	Theis
Cotter	Iden	Neeley	Townsend
Cox	Inman	Nesbitt	Vaupel
Darany	Irwin	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Farrington	Kelly	Phelps	Wittenberg
Forlini	Kesto	Plawecki	Yanez
Franz	Kivela	Poleski	Yonker
Garcia	Kosowski	Potvin	Zemke
Garrett	LaFontaine	Price	

Nays—1

Crawford

In The Chair: Franz

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

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

A bill to provide for public electronic access to information through this state's website; to require webpage posting of information about state departments, departmental subunits, and supervisors; to require standardized formats for displaying information, including functions, contact information, and organizational charts; and to provide for the powers and duties of certain state governmental officers and entities.

The motion prevailed.

The House agreed to the title as amended.

House Bill No. 5332, entitled

A bill to amend 1965 PA 190, entitled "An act to provide for a system of uniformity of service for veterans," by amending the title and sections 1 and 2 (MCL 35.61 and 35.62), section 1 as amended by 1997 PA 131.

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

Roll Call No. 171**Yeas—108**

Afendoulis	Garrett	LaFontaine	Price
Banks	Gay-Dagnogo	LaGrand	Pscholka
Barrett	Geiss	Lane	Rendon
Bizon	Glardon	Lauwers	Roberts, B.
Brinks	Glenn	LaVoy	Roberts, S.
Brunner	Goike	Leonard	Robinson
Bumstead	Graves	Leutheuser	Runestad
Byrd	Greig	Liberati	Rutledge
Callton	Greimel	Love	Santana
Canfield	Guerra	Lucido	Schor
Chang	Heise	Lyons	Sheppard
Chatfield	Hoadley	Maturen	Singh
Chirkun	Hooker	McBroom	Smiley
Clemente	Hovey-Wright	McCready	Somerville
Cochran	Howell	Miller, A.	Talabi
Cole	Howrylak	Moss	Tedder

Cotter	Hughes	Muxlow	Theis
Cox	Iden	Neeley	Townsend
Crawford	Inman	Nesbitt	Vaupel
Darany	Irwin	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Farrington	Kelly	Phelps	Wittenberg
Forlini	Kesto	Plawecki	Yanez
Franz	Kivela	Poleski	Yonker
Garcia	Kosowski	Potvin	Zemke

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.
Rep. Garcia moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 5333, entitled

A bill to amend 1947 PA 12, entitled "Veterans' military pay act," by amending section 2 (MCL 35.922).

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

Roll Call No. 172**Yeas—108**

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

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.
Rep. Garcia moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 5334, entitled

A bill to amend 1974 PA 370, entitled “Vietnam veteran era bonus act,” by amending section 2 (MCL 35.1022), as amended by 1980 PA 194.

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

Roll Call No. 173**Yeas—108**

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

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.
Rep. Garcia moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 5335, entitled

A bill to amend 1955 PA 8, entitled "Korean veterans' military pay fund act of 1955," by amending section 2 (MCL 35.972).

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

Roll Call No. 174**Yeas—107**

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

Nays—0

In The Chair: Franz

Rep. Garcia moved to reconsider the vote by which the House passed the bill.

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

The question being on the passage of the bill,

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

Roll Call No. 175**Yeas—108**

Afendoulis	Garrett	LaFontaine	Price
Banks	Gay-Dagnogo	LaGrand	Pscholka
Barrett	Geiss	Lane	Rendon
Bizon	Gardon	Lauwers	Roberts, B.
Brinks	Glenn	LaVoy	Roberts, S.
Brunner	Goike	Leonard	Robinson

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

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.

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

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

House Bill No. 5336, entitled

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending section 2 (MCL 28.292), as amended by 2013 PA 28.

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

Roll Call No. 176**Yeas—108**

Afendoulis	Garrett	LaFontaine	Price
Banks	Gay-Dagnogo	LaGrand	Pscholka
Barrett	Geiss	Lane	Rendon
Bizon	Glardon	Lauwers	Roberts, B.
Brinks	Glenn	LaVoy	Roberts, S.
Brunner	Goike	Leonard	Robinson
Bumstead	Graves	Leutheuser	Runestad
Byrd	Greig	Liberati	Rutledge
Callton	Greimel	Love	Santana
Canfield	Guerra	Lucido	Schor
Chang	Heise	Lyons	Sheppard
Chatfield	Hoadley	Maturen	Singh
Chirkun	Hooker	McBroom	Smiley
Clemente	Hovey-Wright	McCready	Somerville

Cochran	Howell	Miller, A.	Talabi
Cole	Howrylak	Moss	Tedder
Cotter	Hughes	Muxlow	Theis
Cox	Iden	Neeley	Townsend
Crawford	Inman	Nesbitt	Vaupel
Darany	Irwin	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Farrington	Kelly	Phelps	Wittenberg
Forlini	Kesto	Plawecki	Yanez
Franz	Kivela	Poleski	Yonker
Garcia	Kosowski	Potvin	Zemke

Nays—0

In The Chair: Franz

The question being on agreeing to the title of the bill,
Rep. Garcia moved to amend the title to read as follows:

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending section 2 (MCL 28.292), as amended by 2016 PA 5.

The motion prevailed.

The House agreed to the title as amended.

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

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

House Bill No. 5337, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” by amending section 261 (MCL 18.1261), as amended by 2012 PA 555.

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

Roll Call No. 177

Yeas—108

Afendoulis	Garrett	LaFontaine	Price
Banks	Gay-Dagnogo	LaGrand	Pscholka
Barrett	Geiss	Lane	Rendon
Bizon	Glaridon	Lauwers	Roberts, B.
Brinks	Glenn	LaVoy	Roberts, S.
Brunner	Goike	Leonard	Robinson
Bumstead	Graves	Leutheuser	Runestad
Byrd	Greig	Liberati	Rutledge
Callton	Greimel	Love	Santana
Canfield	Guerra	Lucido	Schor
Chang	Heise	Lyons	Sheppard
Chatfield	Hoadley	Maturen	Singh
Chirkun	Hooker	McBroom	Smiley
Clemente	Hovey-Wright	McCready	Somerville
Cochran	Howell	Miller, A.	Talabi
Cole	Howrylak	Moss	Tedder
Cotter	Hughes	Muxlow	Theis

Cox	Iden	Neeley	Townsend
Crawford	Inman	Nesbitt	Vaupel
Darany	Irwin	Outman	VerHeulen
Dianda	Jacobsen	Pagan	Victory
Driskell	Jenkins	Pagel	Webber
Durhal	Johnson	Pettalia	Whiteford
Farrington	Kelly	Phelps	Wittenberg
Forlini	Kesto	Plawecki	Yanez
Franz	Kivela	Poleski	Yonker
Garcia	Kosowski	Potvin	Zemke

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.

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

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

House Bill No. 5338, entitled

A bill to amend 1994 PA 39, entitled “Veteran right to employment services act,” by amending section 2 (MCL 35.1092).

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

Roll Call No. 178**Yeas—108**

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

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.
Rep. Garcia moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 5339, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5701 (MCL 333.5701), as added by 1987 PA 48.

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

Roll Call No. 179**Yeas—108**

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

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.
Rep. Garcia moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 5340, entitled

A bill to amend 2014 PA 508, entitled “Private employer’s veterans’ preference policy act,” by amending section 1 (MCL 35.1201).

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

Roll Call No. 180**Yeas—108**

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

Nays—0

In The Chair: Franz

The House agreed to the title of the bill.

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

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

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Criminal Justice, by Rep. Heise, Chair, reported

House Bill No. 4964, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 117a (MCL 400.117a), as amended by 2015 PA 81.

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. Heise, Webber, Lucido, Howell, Guerra, Hovey-Wright and Chang

Nays: None

The Committee on Criminal Justice, by Rep. Heise, Chair, reported

Senate Bill No. 746, entitled

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending section 15 (MCL 722.125), as amended by 1993 PA 218.

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. Heise, Webber, Lucido, Howell, Guerra, Hovey-Wright and Chang

Nays: None

The Committee on Criminal Justice, by Rep. Heise, Chair, reported

Senate Bill No. 747, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as amended by 2012 PA 194.

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. Heise, Webber, Lucido, Howell, Guerra, Hovey-Wright and Chang

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Heise, Chair, of the Committee on Criminal Justice, was received and read:

Meeting held on: Tuesday, April 26, 2016

Present: Reps. Heise, Webber, Howrylak, Lucido, Howell, Guerra, Hovey-Wright and Chang

The Committee on Health Policy, by Rep. Callton, Chair, reported

House Bill No. 5326, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7422, 17708, and 17757 (MCL 333.7422, 333.17708, and 333.17757), section 7422 as added by 2014 PA 313, section 17708 as amended by 2012 PA 209, and section 17757 as amended by 2014 PA 525, and by adding section 17744e.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Callton, Vaupel, Hooker, Yonker, Graves, Hughes, Kesto, VerHeulen, Bizon, Chatfield, Crawford, Garcia, Tedder, Darany, Brinks, Cochran, Phelps, Geiss, Liberati, Neeley and Wittenberg

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 26, 2016

Present: Reps. Callton, Vaupel, Hooker, Yonker, Graves, Hughes, Kesto, VerHeulen, Bizon, Chatfield, Crawford, Garcia, Tedder, Darany, Brinks, Cochran, Phelps, Geiss, Liberati, Neeley and Wittenberg

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

Senate Bill No. 363, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 32505 (MCL 324.32505), as added by 1995 PA 59.

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. LaFontaine, Rendon, Forlini, Goike, McBroom, Whiteford and Smiley

Nays: Reps. Kivela and Plawecki

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. LaFontaine, Chair, of the Committee on Natural Resources, was received and read:

Meeting held on: Tuesday, April 26, 2016

Present: Reps. LaFontaine, Rendon, Forlini, Goike, McBroom, Whiteford, Kivela, Smiley and Plawecki

The Committee on Transportation and Infrastructure, by Rep. Pettalia, Chair, reported

House Bill No. 5447, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 811e and 811h (MCL 257.811e and 257.811h), as amended by 2015 PA 78.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Lane, Rutledge, Smiley, Dianda, Neeley and LaGrand

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Pettalia, Chair, of the Committee on Transportation and Infrastructure, was received and read:

Meeting held on: Tuesday, April 26, 2016

Present: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Lane, Rutledge, Smiley, Dianda, Neeley and LaGrand

Absent: Rep. Maturen

Excused: Rep. Maturen

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: Tuesday, April 26, 2016

Present: Reps. McBroom, Howrylak, Graves and Pagan

Absent: Reps. Theis and Robinson
 Excused: Reps. Theis and Robinson

The Speaker Pro Tempore resumed the Chair.

Second Reading of Bills

House Bill No. 5291, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 17b, 201, and 236 (MCL 388.1611, 388.1617b, 388.1801, and 388.1836), section 11 as amended by 2015 PA 139, section 17b as amended by 2007 PA 137, and sections 201 and 236 as amended by 2015 PA 85.

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. McCready moved to amend the bill as follows:

1. Amend page 303, line 27, by striking out "**\$3,500,000.00**" and inserting "**\$3,000,000.00**".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 140, line 6, after "exceed" by striking out "**\$22,900,000.00**" and inserting "**\$23,900,000.00**".
2. Amend page 144, line 22, after "exceed" by striking out "**\$3,000,000.00**" and inserting "**\$4,000,000.00**".
3. Amend page 260, line 10, by striking out all of section **152B**.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Zemke moved to amend the bill as follows:

1. Amend page 292, line 5, by striking out the balance of the subdivision and inserting "**\$84,950,100.00, \$81,127,100.00 FOR OPERATIONS AND \$3,823,000.00 FOR PERFORMANCE FUNDING.**".

2. Amend page 292, line 9, by striking out the balance of the subdivision and inserting "**\$76,026,200.00, \$71,782,500.00 FOR OPERATIONS, \$3,561,800.00 FOR PERFORMANCE FUNDING, AND \$681,900.00 FOR SUPPLEMENTAL EQUITY PAYMENT.**".

3. Amend page 292, line 13, by striking out the balance of the subdivision and inserting "**\$52,980,000.00, \$50,369,800.00 FOR OPERATIONS AND \$2,610,200.00 FOR PERFORMANCE FUNDING.**".

4. Amend page 292, line 17, by striking out the balance of the subdivision and inserting "**\$69,244,200.00, \$65,275,700.00 FOR OPERATIONS AND \$3,968,500.00 FOR PERFORMANCE FUNDING.**".

5. Amend page 292, line 21, by striking out the balance of the subdivision and inserting "**\$13,713,200.00, \$13,207,400.00 FOR OPERATIONS AND \$505,800.00 FOR PERFORMANCE FUNDING.**".

6. Amend page 292, line 26, by striking out the balance of the line through "FUNDING," on line 27, and inserting "**\$345,600,900.00, \$268,770,700.00 FOR OPERATIONS, \$11,114,900.00 FOR PERFORMANCE FUNDING, \$3,799,600.00 FOR SUPPLEMENTAL EQUITY PAYMENT.**".

7. Amend page 293, line 5, by striking out the balance of the subdivision and inserting "**\$48,682,100.00, \$46,754,700.00 FOR OPERATIONS AND \$1,927,400.00 FOR PERFORMANCE FUNDING.**".

8. Amend page 293, line 9, by striking out the balance of the subdivision and inserting "**\$47,003,000.00, \$45,107,700.00 FOR OPERATIONS AND \$1,895,300.00 FOR PERFORMANCE FUNDING.**".

9. Amend page 293, line 13, by striking out the balance of the subdivision and inserting "**\$51,053,100.00, \$48,371,900.00 FOR OPERATIONS AND \$2,681,200.00 FOR PERFORMANCE FUNDING.**".

10. Amend page 293, line 17, by striking out the balance of the subdivision and inserting "**\$29,727,900.00, \$28,181,200.00 FOR OPERATIONS AND \$1,546,700.00 FOR PERFORMANCE FUNDING.**".

11. Amend page 293, line 21, by striking out the balance of the subdivision and inserting "**\$316,254,500.00, \$299,975,000.00 FOR OPERATIONS, \$12,182,500.00 FOR PERFORMANCE FUNDING, AND \$4,097,000.00 FOR SUPPLEMENTAL EQUITY PAYMENT.**".

12. Amend page 293, line 26, by striking out the balance of the subdivision and inserting "**\$25,296,400.00, \$24,033,100.00 FOR OPERATIONS AND \$1,263,300.00 FOR PERFORMANCE FUNDING.**".

13. Amend page 294, line 3, by striking out the balance of the subdivision and inserting “**\$23,018,500.00, \$21,815,400.00 FOR OPERATIONS AND \$1,203,100.00 FOR PERFORMANCE FUNDING.**”.

14. Amend page 294, line 7, by striking out the balance of the subdivision and inserting “**\$214,171,400.00, \$191,451,300.00 FOR OPERATIONS, \$6,866,300.00 FOR PERFORMANCE FUNDING, AND \$15,853,800.00 FOR SUPPLEMENTAL EQUITY PAYMENT.**”.

15. Amend page 294, line 11, by striking out the balance of the subdivision and inserting “**\$109,615,100.00, \$104,334,100.00 FOR OPERATIONS, \$4,637,400.00 FOR PERFORMANCE FUNDING, AND \$643,600.00 FOR SUPPLEMENTAL EQUITY PAYMENT.**”.

16. Amend page 294, line 17, by striking out “**\$1,237,512,800.00.**” and inserting “**\$1,276,117,100.00.**” and adjusting the subtotals, totals, and enacting section 1 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 52, line 25, after “less.” by striking out the balance of the line through “less.” on line 5 of page 53.

2. Amend page 53, following line 21, by inserting:

“(7) BEGINNING IN 2016-2017, FOR PUPILS IN MEMBERSHIP, OTHER THAN SPECIAL EDUCATION PUPILS, IN A PUBLIC SCHOOL ACADEMY THAT IS A CYBER SCHOOL AS DESCRIBED UNDER SECTION 552 OF THE REVISED SCHOOL CODE, MCL 380.552, THE ALLOCATION CALCULATED UNDER THIS SECTION IS AN AMOUNT PER MEMBERSHIP PUPIL OTHER THAN SPECIAL EDUCATION PUPILS EQUAL TO 50% OF THE FOUNDATION ALLOWANCE OF THE DISTRICT IN WHICH THE PUBLIC SCHOOL ACADEMY IS LOCATED, NOT TO EXCEED THE MAXIMUM PUBLIC SCHOOL ACADEMY ALLOCATION.” and renumbering the remaining subsections.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Singh moved to amend the bill as follows:

1. Amend page 239, line 8, by striking out “**\$22,000,000.00**” and inserting “**\$33,894,400.00**” and adjusting the totals in section 11 and enacting section 1 accordingly.

2. Amend page 241, following line 9, by inserting:

“Sec. 104b. (1) In order to receive state aid under this article, a district shall comply with this section and shall administer the Michigan merit examination to pupils in grade 11, and to pupils in grade 12 who did not take the complete Michigan merit examination in grade 11, as provided in this section. The Michigan merit examination consists of a college entrance test, work skills test, and the summative assessment known as the Michigan student test of educational progress (M-STEP).STATE ASSESSMENTS FOR GRADE 11.

(2) For the purposes of this section, the department of technology, management, and budget shall contract with 1 or more providers to develop, supply, and score the Michigan merit examination. The Michigan merit examination shall consist of all of the following:

(a) Assessment instruments that measure English language arts, mathematics, reading, and science, and are used by the majority of colleges and universities in this state for entrance purposes. This may include 1 or more writing components. In selecting assessment instruments to fulfill the requirements of this subdivision, the department **OF TECHNOLOGY, MANAGEMENT, AND BUDGET** may consider the degree to which those assessment instruments are aligned to this state’s content standards.

(b) One or more tests from 1 or more test developers that assess a pupil’s ability to apply at least reading and mathematics skills in a manner that is intended to allow employers to use the results in making employment decisions. The department of technology, management, and budget and the superintendent shall ensure that any test or tests selected under this subdivision have all the components necessary to allow a pupil to be eligible to receive the results of a nationally recognized evaluation of workforce readiness if the pupil’s test performance is adequate.

(c) A social studies component.

(d) Any other component that is necessary to obtain the approval of the United States Department of Education to use the Michigan merit examination for the purposes of the no child left behind act of 2001, Public Law 107-110, **OR THE EVERY STUDENT SUCCEEDS ACT, PUBLIC LAW 114-95.**

(3) In addition to all other requirements of this section, all of the following apply to the Michigan merit examination:

(a) The department of technology, management, and budget and the superintendent shall ensure that any contractor used for scoring the Michigan merit examination supplies an individual report for each pupil that will identify for the pupil’s parents and teachers whether the pupil met expectations or failed to meet expectations for each standard, to allow the pupil’s parents and teachers to assess and remedy problems before the pupil moves to the next grade.

(b) The department of technology, management, and budget and the superintendent shall ensure that any contractor used for scoring, developing, or processing the Michigan merit examination meets quality management standards commonly used in the assessment industry, including at least meeting level 2 of the capability maturity model developed by the Software Engineering Institute of Carnegie Mellon University for the first year the Michigan merit examination is offered to all grade 11 pupils and at least meeting level 3 of the capability maturity model for subsequent years.

(c) The department of technology, management, and budget and the superintendent shall ensure that any contract for scoring, administering, or developing the Michigan merit examination includes specific deadlines for all steps of the assessment process, including, but not limited to, deadlines for the correct testing materials to be supplied to schools and for the correct results to be returned to schools, and includes penalties for noncompliance with these deadlines.

(d) The superintendent shall ensure that the Michigan merit examination meets all of the following:

(i) Is designed to test pupils on this state's content standards in all subjects tested.

(ii) Complies with requirements of the no child left behind act of 2001, Public Law 107-110, **AND THE EVERY STUDENT SUCCEEDS ACT, PUBLIC LAW 114-95.**

(iii) Is consistent with the code of fair testing practices in education prepared by the Joint Committee on Testing Practices of the American Psychological Association.

(iv) Is factually accurate. If the superintendent determines that a question is not factually accurate and should be excluded from scoring, the state board and the superintendent shall ensure that the question is excluded from scoring.

(4) A district shall include on each pupil's high school transcript all of the following:

(a) For each high school graduate who has completed the Michigan merit examination under this section, the pupil's scaled score on each subject area component of the Michigan merit examination.

(b) The number of school days the pupil was in attendance at school each school year during high school and the total number of school days in session for each of those school years.

(5) The superintendent shall work with the provider or providers of the Michigan merit examination to produce Michigan merit examination subject area scores for each pupil participating in the Michigan merit examination. To the extent that the department determines that additional test items beyond those included in the college entrance component of the Michigan merit examination are required in a particular subject area, the department shall ensure that all test items in that subject area are scaled and merged for the purposes of producing a Michigan merit examination subject area score. The superintendent shall design and distribute to districts, intermediate districts, and nonpublic schools a simple and concise document that describes the scoring for each subject area and indicates the scaled score ranges for each subject area.

(6) The Michigan merit examination shall be administered in each district during the last 12 weeks of the district's school year. The superintendent shall ensure that the Michigan merit examination is scored and the scores are returned to pupils, their parents or legal guardians, and districts not later than the beginning of the pupil's first semester of grade 12. The returned scores shall indicate at least the pupil's scaled score for each subject area component and the range of scaled scores for each subject area. In reporting the scores to pupils, parents, and schools, the superintendent shall provide standards-specific, meaningful, and timely feedback on the pupil's performance on the Michigan merit examination.

(7) A district shall administer the complete Michigan merit examination to a pupil only once and shall not administer the complete Michigan merit examination to the same pupil more than once. If a pupil does not take the complete Michigan merit examination in grade 11, the district shall administer the complete Michigan merit examination to the pupil in grade 12. If a pupil chooses to retake the college entrance examination component of the Michigan merit examination, as described in subsection (2)(a), the pupil may do so through the provider of the college entrance examination component and the cost of the retake is the responsibility of the pupil unless all of the following are met:

(a) The pupil has taken the complete Michigan merit examination.

(b) The pupil meets the income eligibility criteria for free breakfast, lunch, or milk, as determined under the Richard B. Russell national school lunch act, 42 USC 1751 to 1769i.

(c) The pupil has applied to the provider of the college entrance examination component for a scholarship or fee waiver to cover the cost of the retake and that application has been denied.

(d) After taking the complete Michigan merit examination, the pupil has not already received a free retake of the college entrance examination component paid for either by this state or through a scholarship or fee waiver by the provider.

(8) The superintendent shall ensure that the length of the Michigan merit examination and the combined total time necessary to administer all of the components of the Michigan merit examination are the shortest possible that will still maintain the degree of reliability and validity of the Michigan merit examination results determined necessary by the superintendent. The superintendent shall ensure that the maximum total combined length of time that schools are required to set aside for pupils to answer all test questions on the Michigan merit examination does not exceed 8 hours if the superintendent determines that sufficient alignment to applicable Michigan merit curriculum content standards can be achieved within that time limit.

(9) A district shall provide accommodations to a pupil with disabilities for the Michigan merit examination, as provided under section 504 of title V of the rehabilitation act of 1973, 29 USC 794; subtitle A of title II of the Americans with disabilities act of 1990, 42 USC 12131 to 12134; the individuals with disabilities education act amendments of 1997, Public Law 105-17; and the implementing regulations for those statutes. The provider or providers of the Michigan merit examination and the superintendent shall mutually agree upon the accommodations to be provided under this subsection.

(10) To the greatest extent possible, the Michigan merit examination shall be based on this state's content standards, as appropriate. Annually, after each administration of the Michigan merit examination, the department shall provide a report of the points per standard so that teachers will know what content will be covered within the Michigan merit

examination. The department may augment the college entrance and work skills components of the Michigan merit examination to develop the assessment, depending on the alignment of those components to this state's content standards. If these components do not align to these standards, the department shall produce additional components as required by law, while minimizing the amount of time needed for assessments.

(11) A child who is a student in a nonpublic school or home school may take the Michigan merit examination under this section. To take the Michigan merit examination, a child who is a student in a home school shall contact the district in which the child resides, and that district shall administer the Michigan merit examination, or the child may take the Michigan merit examination at a nonpublic school if allowed by the nonpublic school. Upon request from a nonpublic school, the superintendent shall direct the provider or providers to supply the Michigan merit examination to the nonpublic school and the nonpublic school may administer the Michigan merit examination. If a district administers the Michigan merit examination under this subsection to a child who is not enrolled in the district, the scores for that child are not considered for any purpose to be scores of a pupil of the district.

(12) In contracting under subsection (2), the department of technology, management, and budget shall consider a contractor that provides electronically-scored essays with the ability to score constructed response feedback in multiple languages and provide ongoing instruction and feedback.

(13) The purpose of the Michigan merit examination is to assess pupil performance in mathematics, science, social studies, and English language arts for the purpose of improving academic achievement and establishing a statewide standard of competency. The assessment under this section provides a common measure of data that will contribute to the improvement of Michigan schools' curriculum and instruction by encouraging alignment with Michigan's curriculum framework standards and promotes pupil participation in higher level mathematics, science, social studies, and English language arts courses. These standards are based upon the expectations of what pupils should learn through high school and are aligned with national standards.

(14) For a pupil enrolled in a middle college program, other than a middle college operated as a shared educational entity or a specialized shared educational entity, if the pupil receives at least 50% of his or her instruction at the high school while in grade 11, the Michigan merit examination shall be administered to the pupil at the high school at which the pupil receives high school instruction, and the department shall include the pupil's scores on the Michigan merit examination in the scores for that high school for all purposes for which a school's or district's results are reported. The department shall allow the middle college program to use a 5-year graduation rate for determining adequate yearly progress. As used in this subsection, "middle college" means a program consisting of a series of courses and other requirements and conditions, including an early college or other program created under a memorandum of understanding, that allows a pupil to graduate from high school with both a high school diploma and a certificate or degree from a community college or state public university.

(15) As used in this section:

(a) "English language arts" means reading and writing.

(b) "Social studies" means United States history, world history, world geography, economics, and American government."

3. Amend page 329, line 22, after "99c," by striking out "104b,".

4. Amend page 329, line 25, by striking out "388.1704b,".

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Irwin moved to amend the bill as follows:

1. Amend page 295, line 13, by striking out "\$50,500,000.00." and inserting "\$64,770,200.00.".

2. Amend page 296, line 2, by striking out "\$9,528,000.00." and inserting "\$23,798,200.00." and adjusting the subtotals, totals, and enacting section 1 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Greig moved to amend the bill as follows:

1. Amend page 321, following line 17, by inserting:

"SEC. 275C. IT IS THE INTENT OF THE LEGISLATURE THAT EACH PUBLIC UNIVERSITY THAT RECEIVES AN APPROPRIATION IN SECTION 236 DEVELOP POLICIES FOR MINIMIZING THE COSTS STUDENTS INCUR FOR TEXTBOOKS AND COURSE MATERIALS WITHOUT COMPROMISING THE QUALITY OF THEIR COURSES OR THE ACADEMIC FREEDOM OF THEIR FACULTY. AT A MINIMUM, THESE POLICIES SHOULD INCLUDE ALL OF THE FOLLOWING REQUIREMENTS:

(A) THAT FACULTY MEMBERS LEARN THE COSTS OF TEXTBOOKS AND COURSE MATERIALS AND STRIVE TO SELECT REQUIRED AND RECOMMENDED TEXTBOOKS AND COURSE MATERIALS THAT WILL MEET THEIR EDUCATIONAL GOALS AT THE LOWEST COST TO STUDENTS TAKING THEIR COURSE.

(B) THAT FACULTY MEMBERS SELECT REQUIRED AND RECOMMENDED TEXTBOOKS AND COURSE MATERIALS, AND MAKE THOSE SELECTIONS KNOWN TO PROSPECTIVE STUDENTS, FAR ENOUGH IN ADVANCE OF THE TERM START DATE TO ALLOW STUDENTS AN OPPORTUNITY TO CONSIDER THE COSTS OF TEXTBOOKS AND COURSE MATERIALS BEFORE SCHEDULING CLASSES.

(C) THAT THE OFFICIAL COMPILATION OF COURSE DESCRIPTIONS FOR THE UNIVERSITY INCLUDE, FOR EVERY COURSE, A REASONABLE ESTIMATE, WHICH MAY BE EXPRESSED AS A RANGE, OF THE AMOUNT OF MONEY THAT A STUDENT WHO TAKES THE COURSE WILL LIKELY SPEND ON TEXTBOOKS AND COURSE MATERIALS.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 66, line 20, by striking out all of section **21**.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 38, line 21, after the first “audit” by striking out “report of the audit” and inserting “**AUDIT REPORTS OF THE AUDITS**”.

2. Amend page 40, line 12, after “district’s” by inserting a comma and “**DISTRICT’S EDUCATIONAL MANAGEMENT ORGANIZATION, IF ANY,**”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 224, following line 24, by inserting:

“SEC. 100. (1) FROM THE MONEY APPROPRIATED UNDER SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$100.00 TO REIMBURSE DISTRICTS AND INTERMEDIATE DISTRICTS FOR COMPLIANCE WITH SUBSECTION (2).

(2) A DISTRICT OR INTERMEDIATE SCHOOL DISTRICT SHALL PROVIDE TAMPONS AND SANITARY NAPKINS AT NO CHARGE IN ALL WOMEN’S AND GIRLS’ BATHROOMS IN ANY SCHOOL BUILDING WHERE INSTRUCTION IS PROVIDED.” and adjusting the totals in section 11 and enacting section 1 accordingly.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Zemke moved to amend the bill as follows:

1. Amend page 140, line 6, after “exceed” by striking out “**\$22,900,000.00**” and inserting “**\$24,900,000.00**”.

2. Amend page 144, line 22, after “exceed” by striking out “**\$3,000,000.00**” and inserting “**\$5,000,000.00**”.

3. Amend page 224, line 4, by striking out all of section **99T**.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. McBroom moved to amend the bill as follows:

1. Amend page 117, line 21, by striking out all of section **31B** and adjusting the totals in section 11 and enacting section 1 accordingly.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Crawford moved to amend the bill as follows:

1. Amend page 106, line 18, by striking out all of subsection (2) and inserting:

“(2) For a district or public school academy, or the education achievement system, to be eligible to receive funding under this section, other than funding under subsection (7) or (8), FROM THE FUNDS ALLOCATED UNDER SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$378,988,200.00 FOR FUNDING UNDER THIS SECTION, OTHER THAN PAYMENTS UNDER SUBSECTIONS (7) AND (8), FOR DISTRICTS, PUBLIC SCHOOL ACADEMIES, AND EDUCATION ACHIEVEMENT SYSTEMS FOR WHICH the sum of the district’s or public school academy’s or the education achievement system’s combined state and local revenue per membership pupil in the current state fiscal year, as calculated under section 20, ~~must be~~ IS less than or equal to the basic foundation allowance under section 20 for the current state fiscal year.”

2. Amend page 113, line 15, by striking out all of subsection (12) and inserting:

“(12) If necessary, and before any proration required under section 296, the department shall prorate payments under this section by AS FOLLOWS:

(A) FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, OR EDUCATION ACHIEVEMENT SYSTEM THAT RECEIVES FUNDING UNDER SUBSECTION (2), BY reducing the amount of the per pupil payment under this section SUBSECTION (2) by a dollar amount calculated by determining the amount by which the amount necessary to fully fund the requirements of this section SUBSECTION (2) exceeds the maximum amount allocated under this section SUBSECTION (2) and then dividing that amount by the total statewide number of pupils ENROLLED IN DISTRICTS, PUBLIC SCHOOL ACADEMIES, AND EDUCATION ACHIEVEMENT SYSTEMS RECEIVING FUNDING UNDER SUBSECTION (2) who met the income eligibility criteria for free breakfast, lunch, or milk in the immediately preceding fiscal year, as described in subsection (4).

(B) FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, OR EDUCATION ACHIEVEMENT SYSTEM THAT RECEIVES FUNDING UNDER SUBSECTION (19), BY REDUCING THE AMOUNT OF THE PER PUPIL PAYMENT UNDER SUBSECTION (19) BY A DOLLAR AMOUNT CALCULATED BY DETERMINING THE AMOUNT BY WHICH THE AMOUNT NECESSARY TO FULLY FUND THE REQUIREMENTS OF SUBSECTION (19) EXCEEDS THE MAXIMUM AMOUNT ALLOCATED UNDER SUBSECTION (19) AND THEN DIVIDING THAT AMOUNT BY THE TOTAL STATEWIDE NUMBER OF PUPILS ENROLLED IN DISTRICTS, PUBLIC SCHOOL ACADEMIES, AND EDUCATION ACHIEVEMENT SYSTEMS RECEIVING FUNDING UNDER SUBSECTION (19) WHO MET THE INCOME ELIGIBILITY CRITERIA FOR FREE BREAKFAST, LUNCH, OR MILK IN THE IMMEDIATELY PRECEDING FISCAL YEAR, AS DESCRIBED IN SUBSECTION (4).”.

3. Amend page 117, following line 20, by inserting:

“(19) FROM THE FUNDS ALLOCATED UNDER SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$18,000,000.00 FOR FUNDING UNDER THIS SECTION, OTHER THAN PAYMENTS UNDER SUBSECTIONS (7) AND (8), FOR DISTRICTS, PUBLIC SCHOOL ACADEMIES, AND EDUCATION ACHIEVEMENT SYSTEMS FOR WHICH THE SUM OF THE DISTRICT’S OR PUBLIC SCHOOL ACADEMY’S OR THE EDUCATION ACHIEVEMENT SYSTEM’S COMBINED STATE AND LOCAL REVENUE PER MEMBERSHIP PUPIL IN THE CURRENT STATE FISCAL YEAR, AS CALCULATED UNDER SECTION 20, PLUS THE AMOUNT OF THE DISTRICT’S PER PUPIL ALLOCATION UNDER SECTION 20J, IS GREATER THAN THE BASIC FOUNDATION ALLOWANCE UNDER SECTION 20 FOR THE CURRENT STATE FISCAL YEAR.”.

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

Rep. Afendoulis moved to amend the bill as follows:

1. Amend page 262, line 12, by striking out all of section 167A and inserting:

“SEC. 167A. A DISTRICT SHALL IMPLEMENT A PLAN TO REDUCE PUPIL EXPULSIONS AND SUSPENSIONS THAT EXCEED 10 DAYS. IT IS THE INTENT OF THE LEGISLATURE THAT, BEGINNING IN 2017-2018, A DISTRICT THAT HAS NOT IMPLEMENTED A PLAN TO REDUCE PUPIL EXPULSIONS AND SUSPENSIONS THAT EXCEED 10 DAYS WILL BE SUBJECT TO FORFEITURE OF A PORTION OF ITS TOTAL STATE SCHOOL AID.”.

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

Rep. McBroom moved to amend the bill as follows:

1. Amend page 298, following line 9, by inserting:

“SEC. 239B. (1) TO RECEIVE FUNDING APPROPRIATED UNDER SECTION 236 THAT IS IN EXCESS OF THE FUNDING APPROPRIATED IN THE IMMEDIATELY PRECEDING FISCAL YEAR, A PUBLIC UNIVERSITY SHALL COMPLY WITH BOTH OF THE FOLLOWING:

(A) EACH MEETING OF THE PUBLIC UNIVERSITY’S GOVERNING BOARD SHALL BE OPEN TO THE PUBLIC, AS PROVIDED BY LAW.

(B) RECORDS OF THE PUBLIC UNIVERSITY’S GOVERNING BOARD SHALL BE CONSIDERED PUBLIC RECORDS AND OPEN TO INSPECTION, AS PROVIDED BY LAW.

(2) IF, DURING THE COURSE OF A FISCAL YEAR, A PUBLIC UNIVERSITY FAILS TO COMPLY WITH 1 OR MORE OF THE CONDITIONS IN SUBSECTION (1), ANY FUNDING APPROPRIATED TO THAT PUBLIC UNIVERSITY UNDER SECTION 236 THAT IS IN EXCESS OF THE FUNDING APPROPRIATED IN THE IMMEDIATELY PRECEDING FISCAL YEAR SHALL BE FORFEITED TO THIS STATE AND REVERT TO THE GENERAL FUND.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 269, following line 22, by inserting:

“SEC. 204A. (1) TO RECEIVE FUNDING APPROPRIATED UNDER SECTION 201 THAT IS IN EXCESS OF THE FUNDING APPROPRIATED IN THE IMMEDIATELY PRECEDING FISCAL YEAR, A COMMUNITY COLLEGE SHALL COMPLY WITH BOTH OF THE FOLLOWING:

(A) EACH MEETING OF THE COMMUNITY COLLEGE GOVERNING BOARD SHALL BE OPEN TO THE PUBLIC, AS PROVIDED BY LAW.

(B) RECORDS OF THE COMMUNITY COLLEGE GOVERNING BOARD SHALL BE CONSIDERED PUBLIC RECORDS AND OPEN TO INSPECTION, AS PROVIDED BY LAW.

(2) IF, DURING THE COURSE OF A FISCAL YEAR, A COMMUNITY COLLEGE FAILS TO COMPLY WITH 1 OR MORE OF THE CONDITIONS IN SUBSECTION (1), ANY FUNDING APPROPRIATED TO THAT COMMUNITY COLLEGE UNDER SECTION 201 THAT IS IN EXCESS OF THE FUNDING APPROPRIATED

IN THE IMMEDIATELY PRECEDING FISCAL YEAR SHALL BE FORFEITED TO THIS STATE AND REVERT TO THE GENERAL FUND.”

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.
Rep. Pscholka moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Nesbitt moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5291, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11, 17b, 201, and 236 (MCL 388.1611, 388.1617b, 388.1801, and 388.1836), section 11 as amended by 2015 PA 139, section 17b as amended by 2007 PA 137, and sections 201 and 236 as amended by 2015 PA 85.

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

Roll Call No. 181

Yeas—72

Afendoulis	Gardon	LaFontaine	Potvin
Bizon	Glenn	Lauwers	Price
Brinks	Goike	LaVoy	Pscholka
Bumstead	Graves	Leonard	Rendon
Callton	Heise	Leutheuser	Roberts, B.
Canfield	Hooker	Lucido	Runestad
Chatfield	Howell	Lyons	Rutledge
Clemente	Howrylak	Maturen	Santana
Cole	Hughes	McBroom	Sheppard
Cotter	Iden	McCready	Somerville
Cox	Inman	Miller, A.	Tedder
Crawford	Jacobsen	Moss	Theis
Darany	Jenkins	Muxlow	Vaupel
Driskell	Johnson	Nesbitt	VerHeulen
Farrington	Kelly	Outman	Victory
Forlini	Kesto	Pagel	Webber
Franz	Kivela	Pettalia	Whiteford
Garcia	Kosowski	Poleski	Yonker

Nays—36

Banks	Garrett	LaGrand	Robinson
Barrett	Gay-Dagnogo	Lane	Schor
Brunner	Geiss	Liberati	Singh
Byrd	Greig	Love	Smiley
Chang	Greimel	Neeley	Talabi
Chirkun	Guerra	Pagan	Townsend
Cochran	Hoadley	Phelps	Wittenberg
Dianda	Hovey-Wright	Plawecki	Yanez
Durhal	Irwin	Roberts, S.	Zemke

In The Chair: Leonard

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

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

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 4, 6, 11, 11a, 11j, 11k, 11m, 15, 18, 19, 20, 20d, 20g, 21f, 22a, 22b, 22d, 22g, 23a, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31a, 31c, 31d,

31f, 32d, 32p, 35, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 55, 56, 61a, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99h, 99s, 101, 102d, 104, 107, 147, 147a, 147c, 152a, 166, 201, 201a, 202a, 203, 206, 207a, 207b, 207c, 209, 210b, 210c, 217, 219, 220, 222, 223, 224, 225, 226, 229a, 230, 236, 236a, 236b, 236c, 237b, 238, 241, 246, 251, 252, 254, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 289, and 290 (MCL 388.1604, 388.1606, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620f, 388.1620g, 388.1621f, 388.1622a, 388.1622b, 388.1622d, 388.1622g, 388.1623a, 388.1624, 388.1624a, 388.1624c, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631c, 388.1631d, 388.1631f, 388.1632d, 388.1632p, 388.1635, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1662, 388.1664b, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1698, 388.1699h, 388.1699s, 388.1701, 388.1702d, 388.1704, 388.1707, 388.1747, 388.1747a, 388.1747c, 388.1752a, 388.1766, 388.1801, 388.1801a, 388.1802a, 388.1803, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1810c, 388.1817, 388.1819, 388.1820, 388.1822, 388.1823, 388.1824, 388.1825, 388.1826, 388.1829a, 388.1830, 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1837b, 388.1838, 388.1841, 388.1846, 388.1851, 388.1852, 388.1854, 388.1856, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1875, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, 388.1883, 388.1884, 388.1889, and 388.1890), sections 4, 203, 219, 220, 223, 238, 251, and 254 as amended and section 237b as added by 2012 PA 201, section 6 as amended by 2016 PA 56, sections 11, 21f, 31a, 32d, and 107 as amended by 2015 PA 139, sections 11a, 11j, 11k, 11m, 15, 20, 20d, 20f, 20g, 22a, 22b, 22d, 22g, 23a, 24, 24a, 24c, 25f, 26a, 26b, 26c, 31d, 31f, 32p, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 64b, 74, 81, 94, 94a, 98, 99h, 101, 104, 147, 147a, 147c, 152a, 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 222, 225, 226, 229a, 230, 236, 236a, 236b, 236c, 241, 246, 252, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 276, 277, 278, 279, 280, 281, 282, 283, and 284 as amended and sections 25g, 31c, 35, 35a, 55, 61b, 65, 67, 99s, 102d, 210c, and 274c as added by 2015 PA 85, section 18 as amended by 2015 PA 114, sections 19, 202a, 224, and 275 as amended by 2014 PA 196, section 166 as amended by 1996 PA 300, and sections 289 and 290 as amended by 2013 PA 60, and by adding sections 11o, 11s, 20j, 21, 21g, 31b, 54b, 61c, 95b, 99t, 152b, and 167a; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Geiss, 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:

Today, I voted ‘no’ on HB 5291—the Omnibus Appropriations Bill for School Aid, Higher Education and Community Colleges. While there are parts of it that have merit—such as increased funding to Community Colleges, Higher Education, Middle/Early College, and Career Technical Education (CTE) programs, which are all necessary to ensure that all students have post-secondary access to and skills for viable careers among other sections. Several parts of the budget however, are still problematic and require additional addressing and there are several issues that have led to my ‘no’ vote at this stage.

They include: using state funding for private and parochial schools to meet educational mandates, which seriously calls into question its constitutionality—they very document that our legislative body swore to uphold. Utilizing the same level of funding for cyber schools as traditional brick-and-mortar schools is also an issue, when cyber schools do not bear the same operating costs as brick-and-mortar schools, particularly those schools in districts with older building stock. The omission of SAT funding and elimination of the Michigan Merit Exam is also an issue. These exams are critical for students seeking further post-secondary education to take, and we cannot hamper their chances at being competitive with students across the nation (and worldwide) when it comes to access and entrance to our colleges and universities. On a related note, while funding for higher education is higher, it is being taken from the school aid fund (rather than from the General Fund, from where it had been traditionally taken), thus hurting our school districts and the students that our schools and their faculty educate. I also oppose the proposed cut of the Michigan Mathematics and Science Centers from 33 to 10 STEM centers, which seems short-sighted especially during a period of time where we are seeking to increase education and preparation in science, technology, engineering and mathematics (STEM) fields. Additional issues that I have with the budget package include the penalty for family planning and the addition of language that would penalize a district’s foundational allowance for students who are expelled or suspended for more than 10 days, which could have the unintended consequence of hurting the school districts that have students that face some of the pressing social and family issues that often lead to suspension and expulsion and amidst attending school environments with strict, punitive zero-tolerance policies that have very little wiggle room to provide alternative disciplinary measures.

I am hopeful that as the School Budget Bills go to conference committee to be reconciled with the budget that will come out of the Senate that these issues will be resolved so that we can have a solid Omnibus Appropriates Bill for School Aid to vote on.”

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

Second Reading of Bills

House Bill No. 4947, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 1, 3, and 11 of chapter XIIA (MCL 712A.1, 712A.3, and 712A.11), section 1 as amended by 2014 PA 533 and sections 3 and 11 as amended by 1996 PA 409.

The bill was read a second time.

Rep. Lucido moved to amend the bill as follows:

1. Amend page 8, line 4, after “effect” by striking out the balance of the enacting section and inserting “October 1, 2018.”. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Heise moved to amend the bill as follows:

1. Amend page 8, line 19, by striking out all of subdivision (f) and relettering the remaining subdivisions. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Heise moved to amend the bill as follows:

1. Amend page 8, line 6, by striking out all of enacting section 2 and inserting:

“Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 98th Legislature are enacted into law:

- (a) House Bill No. 4948.
- (b) House Bill No. 4949.
- (c) House Bill No. 4950.
- (d) House Bill No. 4951.
- (e) House Bill No. 4952.
- (f) House Bill No. 4953.
- (g) House Bill No. 4954.
- (h) House Bill No. 4964.”.

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

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

The motion prevailed.

House Bill No. 4948, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 27 of chapter IV (MCL 764.27), as amended by 1996 PA 418.

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. Howrylak moved to amend the bill as follows:

1. Amend page 3, line 7, after “effect” by striking out the balance of the enacting section and inserting “October 1, 2018.”. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Heise moved to amend the bill as follows:

1. Amend page 3, line 19, by striking out all of subdivision (h).

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

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

The motion prevailed.

House Bill No. 4949, entitled

A bill to amend 1988 PA 13, entitled "Juvenile diversion act," by amending sections 2 and 8 (MCL 722.822 and 722.828), section 2 as amended by 1996 PA 415.

The bill was read a second time.

Rep. Pagel moved to amend the bill as follows:

1. Amend page 3, line 9, after "effect" by striking out the balance of the enacting section and inserting "October 1, 2018." The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Heise moved to amend the bill as follows:

1. Amend page 3, line 24, by striking out all of subdivision (f) and relettering the remaining subdivisions. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

House Bill No. 4950, entitled

A bill to amend 1974 PA 150, entitled "Youth rehabilitation services act," by amending section 2 (MCL 803.302), as amended by 1998 PA 517.

The bill was read a second time.

Rep. Garrett moved to amend the bill as follows:

1. Amend page 2, line 16, after "effect" by striking out the balance of the enacting section and inserting "October 1, 2018." The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

Rep. Heise moved to amend the bill as follows:

1. Amend page 3, line 4, by striking out all of subdivision (f) and relettering the remaining subdivisions. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

House Bill No. 4951, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 1060a (MCL 330.2060a), as added by 2012 PA 540.

The bill was read a second time.

Rep. Forlini moved to amend the bill as follows:

1. Amend page 2, line 8, after "effect" by striking out the balance of the enacting section and inserting "October 1, 2018." The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Heise moved to amend the bill as follows:

1. Amend page 2, line 23, by striking out all of subdivision (f) and relettering the remaining subdivisions. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

House Bill No. 4952, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 15b of chapter IV (MCL 764.15b), as amended by 2001 PA 209.

The bill was read a second time.

Rep. Webber moved to amend the bill as follows:

1. Amend page 7, line 2, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018." The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Heise moved to amend the bill as follows:

1. Amend page 7, line 19, by striking out all of subdivision (g) and relettering the remaining subdivision. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.
- Rep. Webber moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

House Bill No. 4953, entitled

A bill to amend 2013 PA 93, entitled "Michigan indigent defense commission act," by amending section 3 (MCL 780.983).

The bill was read a second time.

Rep. Afendoulis moved to amend the bill as follows:

1. Amend page 3, line 21, after "effect" by striking out the balance of the enacting section and inserting "October 1, 2018."

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

Rep. Heise moved to amend the bill as follows:

1. Amend page 4, line 9, by striking out all of subdivision (f) and relettering the remaining subdivisions. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.
- Rep. Afendoulis moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

House Bill No. 4954, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11 of chapter II (MCL 762.11), as amended by 2015 PA 31.

The bill was read a second time.

Rep. Santana moved to amend the bill as follows:

1. Amend page 4, line 11, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

Rep. Heise moved to amend the bill as follows:

1. Amend page 5, line 1, by striking out all of subdivision (g) and relettering the remaining subdivision. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.
- Rep. Santana moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

House Bill No. 4955, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1 of chapter IX (MCL 769.1), as amended by 1999 PA 87.

The bill was read a second time.

Rep. Santana moved to amend the bill as follows:

1. Amend page 9, line 16, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4956, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 4 of chapter XIIA (MCL 712A.4), as amended by 1996 PA 409.

The bill was read a second time.

Rep. Guerra moved to amend the bill as follows:

1. Amend page 5, line 14, after "effect" by striking out the balance of the enacting section and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4957, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 14, 15, 16, 18, 18i, and 18k of chapter XIII (MCL 712A.14, 712A.15, 712A.16, 712A.18, 712A.18i, and 712A.18k), section 14 as amended by 2012 PA 163, section 15 as amended by 1998 PA 474, section 16 as amended by 1998 PA 478, section 18 as amended by 2011 PA 295, section 18i as added by 1996 PA 244, and section 18k as amended by 2014 PA 458.

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. Heise moved to amend the bill as follows:

1. Amend page 29, line 16, after "effect" by striking out the balance of the enacting section and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4958, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 27a of chapter IV (MCL 764.27a), as amended by 1996 PA 254.

The bill was read a second time.

Rep. Heise moved to amend the bill as follows:

1. Amend page 3, line 8, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4959, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 139 (MCL 750.139), as amended by 1998 PA 510.

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. Heise moved to amend the bill as follows:

1. Amend page 2, line 10, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4960, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1f of chapter IV and section 14 of chapter VI (MCL 764.1f and 766.14), as amended by 1998 PA 520.

The bill was read a second time.

Rep. Kesto moved to amend the bill as follows:

1. Amend page 6, line 1, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4961, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 606 (MCL 600.606), as amended by 1996 PA 260.

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. Kesto moved to amend the bill as follows:

1. Amend page 3, line 18, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4962, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 2 and 2d of chapter XIIA (MCL 712A.2 and 712A.2d), section 2 as amended by 2014 PA 519 and section 2d as amended by 1998 PA 478.

The bill was read a second time.

Rep. Kosowski moved to amend the bill as follows:

1. Amend page 15, line 15, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4963, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 1m to chapter IX.

The bill was read a second time.

Rep. Kosowski moved to amend the bill as follows:

1. Amend page 2, following line 26, by inserting:

"Enacting section 1. This amendatory act takes effect October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4965, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.285) by adding section 14a.

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

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

Rep. Chang moved to amend the bill as follows:

1. Amend page 5, line 5, after "effect" by striking out the balance of enacting section 1 and inserting "October 1, 2018."

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

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

The motion prevailed.

House Bill No. 4966, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.285) by adding section 64a.

The bill was read a second time.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 2, following line 2, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2018.”.

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

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

The motion prevailed.

House Bill No. 4964, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 117a (MCL 400.117a), as amended by 2015 PA 81.

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. Heise moved to amend the bill as follows:

1. Amend page 7, following line 18, by inserting:

“Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 98th Legislature are enacted into law:

(a) House Bill No. 4947.

(b) House Bill No. 4948.

(c) House Bill No. 4949.

(d) House Bill No. 4950.

(e) House Bill No. 4951.

(f) House Bill No. 4952.

(g) House Bill No. 4953.

(h) House Bill No. 4954.”.

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

Rep. Love 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.

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 Thursday, April 21:
House Bill Nos. 5587 5588 5589 5590 5591

The Clerk announced the enrollment printing and presentation to the Governor on Monday, April 25, for his approval of the following bills:

Enrolled House Bill No. 4476 at 1:07 p.m.

Enrolled House Bill No. 4478 at 1:09 p.m.

Enrolled House Bill No. 4480 at 1:11 p.m.

Enrolled House Bill No. 4481 at 1:13 p.m.

Enrolled House Bill No. 4660 at 1:15 p.m.

Enrolled House Bill No. 4661 at 1:17 p.m.

Enrolled House Bill No. 4662 at 1:19 p.m.

Enrolled House Bill No. 4663 at 1:21 p.m.

Enrolled House Bill No. 4664 at 1:23 p.m.

Enrolled House Bill No. 4665 at 1:25 p.m.

Enrolled House Bill No. 4666 at 1:27 p.m.

Enrolled House Bill No. 4667 at 1:29 p.m.

Enrolled House Bill No. 4668 at 1:31 p.m.

Enrolled House Bill No. 5257 at 1:33 p.m.

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, April 26:
Senate Bill Nos. 914 915 916 917 918 919 920

Messages from the Senate

House Bill No. 4793, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 434 (MCL 330.1434), as amended by 1995 PA 290.

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. 5278, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending sections 306 and 307 (MCL 280.306 and 280.307).

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.

Notices

April 26, 2016

Clerk Gary Randall
 Michigan House of Representatives
 State Capitol Building
 Lansing, MI 48909

Dear Mr. Clerk:

I hereby appoint Representative Roger Victory to serve on the Oversight Subcommittee on Unemployment Reform.

Sincerely,
 Kevin Cotter
 Speaker of the House

Messages from the Governor

The following message from the Governor was received April 22, 2016 and read:

EXECUTIVE ORDER No. 2016 – 8

AMENDMENT TO EXECUTIVE ORDER 2016-1

FLINT WATER INTERAGENCY COORDINATING COMMITTEE

MICHIGAN DEPARTMENT OF STATE POLICE

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the state of Michigan in the Governor; and

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units that he considers necessary for efficient administration; and

WHEREAS, municipal water in the City of Flint showed elevated lead levels after the City of Flint switched its water source to the Flint River; and

WHEREAS, the County of Genesee and the City of Flint have taken actions to cope with the situation, including but not limited to, switching back to the Detroit water system on October 16, 2015, declaring local states of emergency, activating the emergency response and recovery aspects of their emergency operations plan, marshaling and distributing required resources on a city-wide level, and issuing emergency public information and bulletins; and

WHEREAS, the Flint Water Advisory Task Force was formed as an independent advisory task force charged with reviewing actions regarding water use and testing in Flint; and

WHEREAS, the Flint Water Advisory Task Force has made an interim recommendation that the state government should coordinate a sustained, public-health focused response to remedy, to the fullest extent possible, the impacts on the Flint community; and

WHEREAS, on January 5, 2016, the Governor issued a proclamation declaring a state of emergency in the County of Genesee and the City of Flint; and

WHEREAS, multiple state departments and local authorities share the responsibility for ensuring safe drinking water and the coordination of efforts to address the consequences resulting from the presence of elevated lead levels in drinking water; and

WHEREAS, ensuring safe drinking water and addressing the consequences of elevated lead levels in drinking water will require collaboration and communication between state departments, local governments, and subject matter experts; and

WHEREAS, the establishment of a Flint Water Interagency Coordinating Committee within the Michigan Department of State Police will facilitate the collaboration and communication between state departments, local governments, and subject matter experts necessary to effectively coordinate a response and recovery effort;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

I. AMENDMENT

A. Section I.B. of Executive Order 2016-1 is amended as follows:

The Coordinating Committee shall be composed of the following eighteen (18) members who shall serve an initial term expiring on December 31, 2018.

- The Director of Office of Urban Initiatives within the Executive Office of the Governor;
- The Deputy State Director of Emergency Management and Homeland Security within the Michigan Department of State Police;
- The Director of the Department of Environmental Quality, or his or her designee;
- The Director of the Department of Health and Human Services, or his or her designee;
- The Director of the Department of Licensing and Regulatory Affairs, or his or her designee;
- The State Treasurer, or his or her designee;
- The Superintendent of Public Instruction, or his or her designee;
- The elected Mayor of the City of Flint who shall be appointed to the Coordinating Committee by the Governor;
- Three (3) additional representatives of the City of Flint who shall be submitted by the Mayor of the City of Flint and appointed to the Coordinating Committee by the Governor;
- One (1) additional representative of the City of Flint who shall be submitted by the Flint City Council and appointed to the Coordinating Committee by the Governor; and
- Three (3) representatives of Genesee County who shall be submitted by the Genesee County Board of Commissioners and appointed to the Coordinating Committee by the Governor; and
- Three (3) subject matter experts who shall be appointed to the Coordinating Committee by the Governor.

After the initial appointments, members of the Coordinating Committee appointed under this subsection shall serve terms of three years.

II. MISCELLANEOUS

A. All other provisions of Executive Order 2016-1 not specifically amended by this Order shall remain unchanged.

B. A member of the Coordinating Committee appointed and serving under section I.B. of Executive Order 2016-1 shall continue under this Order as a member of the Coordinating Committee.

C. This Order does not invalidate any actions already taken by the Coordinating Committee created pursuant to Executive Order 2016-1.

The Executive Order shall become effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the state of Michigan this 22nd day of April, in the year of our Lord, Two Thousand Sixteen

RICHARD D. SNYDER
GOVERNOR

BY THE GOVERNOR:
RUTH A. JOHNSON
SECRETARY OF STATE

The message was referred to the Clerk.

Communications from State Officers

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

Notices of Filing Administrative Rules

April 22, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-012-LR (Secretary of State Filing #16-04-04) on this date at 3:07 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Task Force on Physician's Assistants".

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.

April 22, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-013-LR (Secretary of State Filing #16-04-05) on this date at 3:07 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Acupuncture – General Rules".

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.

April 22, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-014-LR (Secretary of State Filing #16-04-06) on this date at 3:07 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Athletic Training – General Rules".

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.

April 22, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-015-LR (Secretary of State Filing #16-04-07) on this date at 3:07 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Audiology – General Rules".

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. Callton, Canfield, Inman, Iden, VerHeulen and Bizon introduced

House Bill No. 5592, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 81d (MCL 750.81d), as amended by 2006 PA 517.

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

Reps. Canfield, Callton, Inman, Iden, VerHeulen and Bizon introduced

House Bill No. 5593, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2012 PA 365.

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

Rep. Townsend introduced

House Bill No. 5594, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending section 166 (MCL 389.166), as added by 2008 PA 359.

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

Reps. Brunner, Love, Guerra, Pagan, Plawecki, Smiley, Glenn, Geiss, Hughes and Lane introduced

House Bill No. 5595, entitled

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending section 33 (MCL 28.733), as added by 2005 PA 127, and by adding section 34a.

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

Reps. Hoadley, Plawecki, Chang, Sarah Roberts, Faris and Wittenberg introduced

House Bill No. 5596, entitled

A bill to amend 1976 IL 1, entitled "A petition to initiate legislation to provide for the use of returnable containers for soft drinks, soda water, carbonated natural or mineral water, other nonalcoholic carbonated drink, and for beer, ale, or other malt drink of whatever alcoholic content, and for certain other beverage containers; to provide for the use of unredeemed bottle deposits; to prescribe the powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies," by amending section 1 (MCL 445.571), as amended by 1989 PA 93.

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

Reps. Aaron Miller, Chirkun, LaFontaine, Goike, Crawford, Yanez, Cole and Kosowski introduced

House Bill No. 5597, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 725 (MCL 257.725), as amended by 1998 PA 247.

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

Reps. Kesto, Crawford, Forlini, Lucido and Hughes introduced

House Bill No. 5598, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406u.

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

Rep. LaFontaine introduced

House Bill No. 5599, entitled

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

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

Rep. Bumstead introduced

House Bill No. 5600, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending the title and sections 2, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 18, 19, 19a, 20, 22, 23, 27, 30, and 31 (MCL 431.302, 431.307, 431.308, 431.309, 431.310, 431.312, 431.313, 431.314, 431.315, 431.316, 431.317, 431.318, 431.319, 431.319a, 431.320, 431.322, 431.323, 431.327, 431.330, and 431.331), section 2 as amended by 2006 PA 445, sections 7, 9, 10, and 12 as amended by 2000 PA 164, sections 14, 17, and 18 as amended and section 19a as added by 1998 PA 408, section 16 as amended by 2005 PA 7, and section 20 as amended by 2006 PA 185, and by adding section 19b.

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

Rep. Bumstead introduced

House Bill No. 5601, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14d of chapter XVII (MCL 777.14d), as added by 2002 PA 29.

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

Rep. Lucido introduced

House Bill No. 5602, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 904 and 904a (MCL 257.904 and 257.904a), section 904 as amended by 2015 PA 11 and section 904a as amended by 1985 PA 53.

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

Reps. LaVoy, Robinson, Clemente, Byrd, Cochran, LaGrand, Plawecki, Brunner, Rutledge, McBroom, Pagan, Dianda, Phelps, Greimel, Howrylak, Barrett, Hoadley, Irwin, Zemke, Inman, Liberati, Guerra, Sarah Roberts, Brinks and Driskell introduced

House Joint Resolution II, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 10 of article IV, to prohibit offices of members of the legislature from being located in the same building as a lobbyist or lobbyist agent.

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

Reps. McBroom, Chatfield, Somerville, Barrett, Aaron Miller, Webber, Kelly, Canfield, Dianda, LaVoy, Howell and Clemente introduced

House Joint Resolution JJ, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 13 of article IV, to limit the legislative session.

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

Announcements by the Clerk

April 21, 2016

Received from the Auditor General a copy of the:

- Performance audit report on Claimant Services, Unemployment Insurance Agency, Talent Investment Agency, Department of Talent and Economic Development, April 2016.

April 22, 2016

Received from the Auditor General a copy of the report on Internal Control, Compliance, and Other Matters for the calendar year ended December 31, 2015:

- Self-Insurers' Security Fund, Funds Administration, Workers' Compensation Agency, Department of Licensing and Regulatory Affairs

Gary L. Randall
Clerk of the House

Rep. Poleski moved that the House adjourn.

The motion prevailed, the time being 5:25 p.m.

Associate Speaker Pro Tempore Franz declared the House adjourned until Wednesday, April 27, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives