

**No. 19**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**99th Legislature**  
**REGULAR SESSION OF 2018**

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House Chamber, Lansing, Wednesday, February 21, 2018.

1:30 p.m.

The House was called to order by the Speaker.

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

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

Pastor Steve Smail, Senior Pastor of Lighthouse Baptist Church in Plainwell, offered the following invocation:

“Heavenly Father as we bow before You this morning we thank You once again for this beautiful day, for life, health, and opportunity. I thank You for the hope that You give us in the word of God to live our lives each day.

God I thank You for the privilege to stand in this place where many have stood before me, to thank You for Your blessings and to ask for wisdom for the day ahead.

We thank You for this great and beautiful state where You have given us the privilege to live, to work and to raise our families. We thank You for our nation, for freedom, for protection, and for Your provision and blessings that we have in abundance.

We thank You for the great history of our country and the founding fathers that sought to establish one nation under the almighty hand of God.

I thank You for Governor Snyder and Lieutenant Governor Calley. I pray that You will give them wisdom for the decisions they make today and I pray that You would bless them and their families.

Thank You for those that stand before me here today. For these Representatives that have given of themselves to serve and to care for the business of our state. I thank You for their service to the people of Michigan. I pray that You would give them wisdom to make the important decisions they will face today and the courage to stand for what is right. Lord please protect and bless them and their families this day.

I pray today for our nation. In these days we have seen so many that do evil and bring harm to their fellow man. I pray for those in Florida that are grieving lost loved ones. Today I pray that You will give them grace to endure this difficult time.

We pray today for President Trump and those that serve in Washington D.C. I ask for wisdom for them and for unity as they work to lead our country into the future.

Before we close we ask for protection for those that protect us, both in the military and in law enforcement. Thank You for those that daily put their life on the line for us. Please keep them safe this day.

We thank You again for all You have done, for Your wonderful kindness, mercy and grace. We pray these things in the name of Jesus Christ our Savior. Amen.”

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

### **Motions and Resolutions**

Reps. Crawford, Calley, McCready, Graves, Webber, Allor, Greimel, Garcia, Kesto, Iden, Canfield, Greig and Howrylak offered the following resolution:

#### **House Resolution No. 252.**

A resolution to declare March 2018 as Brain Injury Awareness Month in the state of Michigan.

Whereas, Brain injury, specifically traumatic brain injury (TBI) has become recognized in recent years as one of the most significant chronic disease conditions that can potentially impact nearly every Michigan resident; and

Whereas, Nearly 2.5 million Americans sustain a TBI each year that results in over 50,000 deaths; and

Whereas, TBI's contribute to nearly a third of all injury-related deaths in the United States. This public health concern ranks as the leading cause of death and disability in children and young adults; and

Whereas, The state of Michigan has attained national recognition as a leading center of excellence in the field of brain injury treatment and rehabilitation as a result of the extensive number of rehabilitation centers, medical treatment facilities, care providers, programs, and professionals specializing in brain injury across the state; and

Whereas, Most cases of traumatic brain injury are preventable and enhanced public awareness of traumatic brain injury is essential in injury prevention, the development of effective treatment, and securing necessary resources; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 2018 as Brain Injury Awareness Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

### **Third Reading of Bills**

#### **Senate Bill No. 551, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 1902, 1903, and 1907 (MCL 324.1902, 324.1903, and 324.1907), sections 1902 and 1907 as amended by 2012 PA 619 and section 1903 as amended by 2011 PA 117.

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

**Roll Call No. 87****Yeas—56**

Afendoulis	Farrington	Kahle	Pagel
Albert	Frederick	Kelly	Rendon
Alexander	Garcia	Kesto	Roberts
Allor	Glenn	LaFave	Runestad
Barrett	Graves	LaSata	Sheppard
Bellino	Griffin	Lauwers	Tedder
Bizon	Hauck	Leonard	Theis
Brann	Hernandez	Leutheuser	VanderWall
Calley	Hoitenga	Lilly	Vaupel
Canfield	Hornberger	Lucido	VerHeulen
Chatfield	Howell	Marino	Webber
Cole	Hughes	Maturen	Wentworth
Cox	Iden	Miller	Whiteford
Crawford	Inman	Noble	Yaroch

**Nays—53**

Brinks	Gay-Dagnogo	LaGrand	Robinson
Byrd	Geiss	Lasinski	Sabo
Cambensy	Green	Liberati	Santana
Camilleri	Greig	Love	Scott
Chang	Greimel	Lower	Singh
Chirkun	Guerra	McCready	Sneller
Clemente	Hammoud	Moss	Sowerby
Cochran	Hertel	Neeley	VanSingel
Dianda	Hoadley	Pagan	Victory
Durhal	Howrylak	Peterson	Wittenberg
Elder	Johnson	Phelps	Yancey
Ellison	Jones	Rabhi	Yanez
Faris	Kosowski	Reilly	Zemke
Garrett			

In The Chair: Tedder

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

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

The House agreed to the full title.

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

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

**House Bill No. 4298, entitled**

A bill to amend 1975 PA 238, entitled “Child protection law,” (MCL 722.621 to 722.638) by adding section 8f.

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

**Roll Call No. 88****Yeas—91**

Afendoulis	Frederick	Kosowski	Roberts
Albert	Garcia	LaFave	Runestad

Alexander	Glenn	LaGrand	Sabo
Allor	Graves	LaSata	Santana
Barrett	Greig	Lauwers	Scott
Bellino	Greimel	Leonard	Sheppard
Bizon	Griffin	Leutheuser	Singh
Brann	Guerra	Liberati	Sneller
Brinks	Hauck	Lilly	Sowerby
Byrd	Hernandez	Love	Tedder
Calley	Hoadley	Lower	Theis
Camilleri	Hoitenga	Lucido	VanderWall
Canfield	Hornberger	Marino	VanSingel
Chang	Howell	Maturen	Vaupel
Chatfield	Howrylak	McCready	VerHeulen
Clemente	Hughes	Moss	Victory
Cole	Iden	Neeley	Webber
Cox	Inman	Noble	Wentworth
Crawford	Johnson	Pagan	Whiteford
Durhal	Jones	Pagel	Yancey
Ellison	Kahle	Phelps	Yaroch
Faris	Kelly	Reilly	Zemke
Farrington	Kesto	Rendon	

**Nays—18**

Cambensy	Garrett	Hertel	Rabhi
Chirkun	Gay-Dagnogo	Lasinski	Robinson
Cochran	Geiss	Miller	Wittenberg
Dianda	Green	Peterson	Yanez
Elder	Hammoud		

In The Chair: Tedder

The House agreed to the title of the bill.

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

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

**House Bill No. 4299, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2163a (MCL 600.2163a), as amended by 2012 PA 170.

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

**Roll Call No. 89****Yeas—92**

Afendoulis	Frederick	Kesto	Rendon
Albert	Garcia	Kosowski	Roberts
Alexander	Gay-Dagnogo	LaFave	Runestad
Allor	Glenn	LaGrand	Sabo
Barrett	Graves	LaSata	Santana
Bellino	Greig	Lauwers	Scott
Bizon	Greimel	Leonard	Sheppard
Brann	Griffin	Leutheuser	Singh
Brinks	Guerra	Liberati	Sneller
Byrd	Hauck	Lilly	Sowerby

Calley	Hernandez	Love	Tedder
Camilleri	Hoadley	Lower	Theis
Canfield	Hoitenga	Lucido	VanderWall
Chang	Hornberger	Marino	VanSingel
Chatfield	Howell	Maturen	Vaupel
Clemente	Howrylak	McCready	VerHeulen
Cole	Hughes	Moss	Victory
Cox	Iden	Neeley	Webber
Crawford	Inman	Noble	Wentworth
Durhal	Johnson	Pagan	Whiteford
Ellison	Jones	Pagel	Yancey
Faris	Kahle	Phelps	Yaroch
Farrington	Kelly	Reilly	Zemke

### Nays—17

Cambensy	Garrett	Hertel	Rabhi
Chirkun	Geiss	Lasinski	Robinson
Cochran	Green	Miller	Wittenberg
Dianda	Hammoud	Peterson	Yanez
Elder			

In The Chair: Tedder

The House agreed to the title of the bill.

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

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

### House Bill No. 4300, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 17b of chapter XIII A (MCL 712A.17b), as amended by 2002 PA 625.

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

### Roll Call No. 90

### Yeas—93

Afendoulis	Garcia	Kesto	Rendon
Albert	Gay-Dagnogo	Kosowski	Roberts
Alexander	Glenn	LaFave	Runestad
Allor	Graves	LaGrand	Sabo
Barrett	Green	LaSata	Santana
Bellino	Greig	Lauwers	Scott
Bizon	Greimel	Leonard	Sheppard
Brann	Griffin	Leutheuser	Singh
Brinks	Guerra	Liberati	Sneller
Byrd	Hauck	Lilly	Sowerby
Calley	Hernandez	Love	Tedder
Camilleri	Hoadley	Lower	Theis
Canfield	Hoitenga	Lucido	VanderWall
Chang	Hornberger	Marino	VanSingel
Chatfield	Howell	Maturen	Vaupel
Clemente	Howrylak	McCready	VerHeulen
Cole	Hughes	Moss	Victory
Cox	Iden	Neeley	Webber

Crawford	Inman	Noble	Wentworth
Durhal	Johnson	Pagan	Whiteford
Ellison	Jones	Pagel	Yancey
Faris	Kahle	Phelps	Yaroch
Farrington	Kelly	Reilly	Zemke
Frederick			

### Nays—16

Cambensy	Elder	Hertel	Rabhi
Chirkun	Garrett	Lasinski	Robinson
Cochran	Geiss	Miller	Wittenberg
Dianda	Hammoud	Peterson	Yanez

In The Chair: Tedder

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

By unanimous consent the House returned to the order of

### Reports of Standing Committees

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

#### House Bill No. 4321, entitled

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

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

### Favorable Roll Call

To Report Out:

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

Nays: None

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 21, 2018

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

### Second Reading of Bills

#### House Bill No. 4321, entitled

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

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Lauwers moved to reconsider the vote by which the House did not adopt the substitute (H-1) previously recommended by the Committee on Appropriations.

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

The question being on the adoption of the 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. Faris moved to amend the bill as follows:

1. Amend page 2 line 13, by striking out “\$175,000,000” and inserting “\$250,000,000”.
2. Amend page 2, line 26, by striking out “\$38,150,000” and inserting “\$54,500,000”.
3. Amend page 2, line 27, by striking out “\$68,425,000” and inserting “\$95,750,000”.
4. Amend page 3, line 2, by striking out “\$68,425,000” and inserting “\$97,750,000” and adjusting the subtotals, totals, and section 201 accordingly.

5. Amend page 4, following line 25, by inserting:

“Sec. 210. (1) Pursuant to section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, which provides for a transfer of state general fund revenue into or out of the countercyclical budget and economic stabilization fund, the calculations required by section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, are determined as follows:

	2016	2017	2018
Michigan personal income (millions).....	\$440,292	\$455,702	\$476,665
less: transfer payments.....	94,033	97,823	103,281
Subtotal .....	\$346,259	\$357,879	\$373,384
Divided by: Detroit consumer price index for 12 months ending June 30 ..	2.202	2.250	2.290
Equals: real adjusted Michigan personal income.....	\$157,247	\$159,057	\$163,046
Percentage change.....	N/A	1.2%	2.5%
Growth rate in excess of 2%?.....	N/A	NO	0.5%
Equals: countercyclical budget and economic stabilization fund pay-in calculation for the fiscal year ending September 30, 2018 (millions)..	N/A	\$0.0	N/A
Growth rate less than 0%?.....	N/A	NO	NO
Equals: countercyclical budget and economic stabilization fund pay-out calculation for the fiscal year ending September 30, 2018 (millions)..	N/A	N/A	\$0.0

(2) Notwithstanding subsection (1), there is appropriated for the fiscal year ending September 30, 2018, from GF/GP revenue for deposit into the countercyclical budget and economic stabilization fund the sum of \$75,000,000.00.

**REPEALER**

Enacting section 1. Section 210 of Article VIII of 2017 PA 107 is repealed.”.

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

Rep. Cox moved to amend the bill as follows:

1. Amend page 4, following line 25, by inserting:

“Funds appropriated in part 1 shall not be used by a governmental entity to purchase, construct, operate, or maintain a communications network to provide service to any residential or commercial premises. This prohibition does not apply to state expenditures for a transportation purpose, connected vehicle communication technologies, or other transportation related activities.”.

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

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

The motion prevailed.

Rep. Lauwers 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. 4321, entitled**

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

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

**Roll Call No. 91**

**Yeas—109**

Afendoulis  
Albert

Frederick  
Garcia

Kelly  
Kesto

Reilly  
Rendon

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

### Nays—0

In The Chair: Tedder

The House agreed to the title of the bill.

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

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

### Second Reading of Bills

#### House Bill No. 5355, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending section 41 (MCL 38.1341), as amended by 2017 PA 92.

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

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

Rep. Albert moved to amend the bill as follows:

1. Amend page 5, line 10, after “unit’s” by striking out “current operating expenditures” and inserting “**PAYROLL PLUS PURCHASED SERVICES**”.
2. Amend page 11, line 18, after “**BY**” by striking out “**0.5**” and inserting “**50 BASIS POINTS**”.
3. Amend page 11, line 22, after “**THE**” by striking out “**0.5**” and inserting “**50 BASIS POINTS**”.
4. Amend page 11, line 27, after “**BY**” by striking out “**0.25**” and inserting “**25 BASIS POINTS**”.
5. Amend page 12, line 3, after “(a)” by striking out ““Current operating expenditures”” and inserting ““**PAYROLL PLUS PURCHASED SERVICES**””.
6. Amend page 12, line 4, after “2xx,” by inserting “**AND**”.
7. Amend page 12, line 4, after “and” by striking out “all”.



8. Amend page 12, line 4, after “codes” by striking out “except 6xxx,” and inserting “**1XXX, 31XX, 33XX, AND 41XX,**”.

9. Amend page 12, line 8, by striking out “instructional and support services” and inserting “**SALARIES, PROFESSIONAL AND TECHNICAL SERVICES, CLIENT/PUPIL TRANSPORTATION AND REPAIRS, AND MAINTENANCE SERVICES**”.

10. Amend page 12, line 9, by striking out “total general fund”.

11. Amend page 12, line 11, after “unpaid” by striking out the balance of the subdivision and inserting a period.

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

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

The motion prevailed.

**House Bill No. 5010, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 24 of chapter VII (MCL 767.24), as amended by 2017 PA 79.

The bill was read a second time.

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

The motion prevailed.

**House Bill No. 4666, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 1910 (MCL 600.1910), as amended by 1994 PA 403.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Judiciary,

The substitute (H-3) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

**House Bill No. 4670, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15d of chapter XVII (MCL 777.15d), as added by 2002 PA 206.

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

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

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

The motion prevailed.

**House Bill No. 5282, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 323 (MCL 257.323), as amended by 2016 PA 117.

The bill was read a second time.

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

The motion prevailed.

**House Bill No. 4614, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by repealing section 1531e (MCL 380.1531e).

The bill was read a second time.

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

The motion prevailed.

**House Bill No. 5190, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 517a (MCL 436.1517a), as amended by 2016 PA 180.

The bill was read a second time.

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

The motion prevailed.

Rep. Lauwers 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 Tuesday, February 20:

<b>House Bill Nos.</b>	<b>5592</b>	<b>5593</b>	<b>5594</b>	<b>5595</b>	<b>5596</b>	<b>5597</b>	<b>5598</b>	<b>5599</b>	<b>5600</b>	<b>5601</b>	<b>5602</b>	<b>5603</b>	<b>5604</b>	<b>5605</b>
	<b>5606</b>	<b>5607</b>	<b>5608</b>	<b>5609</b>	<b>5610</b>	<b>5611</b>	<b>5612</b>	<b>5613</b>	<b>5614</b>	<b>5615</b>	<b>5616</b>	<b>5617</b>		

The Clerk announced the enrollment printing and presentation to the Governor on Wednesday, February 21, for his approval of the following bills:

**Enrolled House Bill No. 5040 at 3:13 p.m.**

**Enrolled House Bill No. 5041 at 3:15 p.m.**

**Enrolled House Bill No. 5043 at 3:17 p.m.**

**Enrolled House Bill No. 5044 at 3:19 p.m.**

**Enrolled House Bill No. 5046 at 3:23 p.m.**

**Enrolled House Bill No. 5079 at 3:27 p.m.**

The Clerk announced that the following bills had been reproduced and made available electronically on Wednesday, February 21:

<b>Senate Bill Nos.</b>	<b>836</b>	<b>837</b>	<b>838</b>
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The Clerk announced that the following Senate bills had been received on Wednesday, February 21:

<b>Senate Bill Nos.</b>	<b>647</b>	<b>671</b>
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**Reports of Standing Committees**

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

**House Bill No. 5524, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1526b. 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. Vaupel, Tedder, Graves, Garcia, Sheppard, Calley, Farrington, Hauck, Hornberger, Kahle, Noble, Brinks, Neeley, Ellison, Hammoud and Hertel

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 21, 2018

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

Absent: Rep. Garrett

Excused: Rep. Garrett

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

**House Bill No. 5180, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40102, 40103, and 40114 (MCL 324.40102, 324.40103, and 324.40114), section 40102 as amended by 2015 PA 24, section 40103 as amended by 2016 PA 382, and section 40114 as amended by 2016 PA 356, and by adding section 40111d.

With the recommendation that the substitute (H-4) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Howell, LaFave, Maturen, Bellino, Rendon and VanderWall

Nays: Reps. Sowerby, Chang and Cambensy

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 21, 2018

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

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

**House Bill No. 5283, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 2 (MCL 125.2652), as amended by 2017 PA 46.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Tedder, Maturen, Leutheuser, Lucido, Vaupel, Kahle, Lower, Byrd, Neeley, Ellison and Yancey

Nays: Rep. Johnson

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 21, 2018

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

The Committee on Local Government, by Rep. Lower, Chair, reported

**House Bill No. 4360, entitled**

A bill to prohibit a local government, law enforcement agency, or university from operating a motor vehicle storage facility; to prohibit a local government, law enforcement agency, or university from accepting consideration from an authorized vendor that operates a motor vehicle storage facility; to prohibit a local government, law enforcement agency, or university from requiring an authorized vendor to deliver a motor vehicle to a motor vehicle storage facility operated by a different authorized vendor; to provide for exceptions; to prescribe the powers and duties of certain state and local departments, entities, and officials; to prescribe the powers and duties of certain law enforcement agencies; and to provide for remedies and penalties.

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. Lower, Crawford, Runestad, Howell, Alexander, Frederick and Hauck

Nays: Reps. Moss and Ellison

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 21, 2018

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

The Committee on Tourism and Outdoor Recreation, by Rep. Hughes, Chair, reported  
**House Resolution No. 222.**

A resolution to express support for the Thunder Bay National Marine Sanctuary and oppose any reduction in its boundaries.  
(For text of resolution, see House Journal No. 2, p. 14.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

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

Nays: None

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 21, 2018

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

The Committee on Regulatory Reform, by Rep. Iden, Chair, reported

**House Bill No. 5259, entitled**

A bill to amend 2016 PA 345, entitled "Limousine, taxicab, and transportation network company act," by amending section 11 (MCL 257.2111).

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. Iden, Bellino, Kesto, Crawford, Theis, Webber, Griffin, Hauck, Hoytenga, Reilly, Moss, Dianda, Chirkun, Liberati, Love and Jones

Nays: None

The Committee on Regulatory Reform, by Rep. Iden, Chair, reported

**House Bill No. 5260, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 532 (MCL 436.1532), as added by 2001 PA 223.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Bellino, Kesto, Crawford, Theis, Webber, Griffin, Hauck, Hoytenga, Reilly, Moss, Dianda, Chirkun, Liberati, Love and Jones

Nays: None

The Committee on Regulatory Reform, by Rep. Iden, Chair, reported

**Senate Bill No. 662, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 532 (MCL 436.1532), as added by 2001 PA 223.

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. Iden, Bellino, Kesto, Crawford, Theis, Webber, Griffin, Hauck, Hoitenga, Reilly, Moss, Dianda, Chirkun, Liberati, Love and Jones

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Iden, Chair, of the Committee on Regulatory Reform, was received and read:  
Meeting held on: Wednesday, February 21, 2018

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

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 21, 2018

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

**Messages from the Senate****House Bill No. 4191, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 12a.

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. 5039, entitled**

A bill to amend 2000 PA 403, entitled "Motor fuel tax act," by amending section 30 (MCL 207.1030), as amended by 2008 PA 26.

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. 4536, entitled**

A bill to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees

of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," (MCL 760.1 to 777.69) by adding section 26a to chapter IV.

The Senate has amended the bill as follows:

1. Amend page 2, line 25, by striking out all of subdivision (c).

The Senate has passed the bill as amended.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

#### **House Bill No. 4537, entitled**

A bill to amend 1974 PA 163, entitled "An act to provide for the creation of a criminal justice information systems policy council; to provide for the establishment of policy and promulgation of rules governing access, use, and disclosure of information in criminal justice information systems; to provide for the reimbursement of expenses of council members; and to provide for penalties," by amending section 4 (MCL 28.214), as amended by 2011 PA 199.

The Senate has amended the bill as follows:

1. Amend page 4, line 15, by striking out all of subdivision (c).

The Senate has passed the bill as amended.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

#### **House Bill No. 4538, entitled**

A bill to amend 1925 PA 289, entitled "An act to create and maintain a fingerprint identification and criminal history records division within the department of state police; to require peace officers, persons in charge of certain institutions, and others to make reports respecting juvenile offenses, crimes, and criminals to the state police; to require the fingerprinting of an accused by certain persons; and to provide penalties and remedies for a violation of this act," by amending section 3 (MCL 28.243), as amended by 2012 PA 374.

The Senate has amended the bill as follows:

1. Amend page 9, line 14, by striking out all of subdivision (c).

The Senate has passed the bill as amended.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

#### **Senate Bill No. 647, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 527a (MCL 206.527a), as amended by 2014 PA 523.

The Senate has passed the bill.

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

#### **Senate Bill No. 671, entitled**

A bill to amend 1945 PA 200, entitled "An act to define a marketable record title to an interest in land; to require the filing of notices of claim of interest in such land in certain cases within a definite period of time and to require the recording thereof; to make invalid and of no force or effect all claims with respect to the land affected thereby where no such notices of claim of interest are filed within the required period; to provide for certain penalties for filing slanderous notices of claim of interest, and to provide certain exceptions to the applicability and operation thereof," by amending sections 1, 2, 3, and 5 (MCL 565.101, 565.102, 565.103, and 565.105), sections 1, 2, and 3 as amended by 1997 PA 154; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

### **Communications from State Officers**

The following communication from the Department of Health and Human Services was received and read:

February 5, 2018

As per the Child Advocacy Center Act, Public Act 544 of 2008, the Michigan Domestic and Sexual Violence Prevention and Treatment Board is required to "provide an annual report of incomes and expenditures to the secretary of the senate and the clerk of the house of representatives."

Please note that Public Act 544 of 2008 did not allow for expenditures from the fund prior to April 1, 2011. Attached please find a *Statement of Revenues, Expenditures and Changes in Fund Balances* through year end September 30, 2017.

Please feel free to contact me of any additional information or questions. My direct line is (517) 241-5114. Thank you.

Sincerely,  
Debi Cain  
Executive Director

The communication was referred to the Clerk.

### Introduction of Bills

Rep. Hornberger introduced

**House Bill No. 5618, entitled**

A bill to amend 1977 PA 89, entitled "State aid to public libraries act," by amending sections 13 and 16 (MCL 397.563 and 397.566), section 16 as amended by 2001 PA 65.

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

Rep. Kosowski introduced

**House Bill No. 5619, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 116 and 208 (MCL 330.1116 and 330.1208), section 116 as amended by 1998 PA 67 and section 208 as amended by 2012 PA 500.

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

Rep. Hornberger introduced

**House Bill No. 5620, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 12 (MCL 205.62), as amended by 2015 PA 251.

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

Rep. Allor introduced

**House Bill No. 5621, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 14b (MCL 205.104b), as amended by 2015 PA 252.

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

Rep. Reilly introduced

**House Bill No. 5622, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 20a.

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

Rep. Glenn introduced

**House Bill No. 5623, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2468, 2468a, 20195, and 20195a.

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

Rep. Johnson introduced

**House Bill No. 5624, entitled**

A bill to amend 2016 PA 407, entitled "Skilled trades regulation act," by amending sections 1111 and 1123 (MCL 339.6111 and 339.6123).

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

Rep. Durhal introduced

**House Bill No. 5625, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 788 (MCL 330.1788), as added by 1995 PA 290.

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

Reps. Howrylak, Miller, Yaroch, Robinson, Phelps and Jones introduced

**House Joint Resolution GG, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 9 of article II, section 8 of article III, sections 1, 7, 8, 11, 12, 14, 16, 17, 18, 19, 20, 22, 24, 26, 27, 29, 30, 31, 33, 37, 43, 53, and 54 of article IV, sections 2, 3, 6, 7, 13, 18, 20, 25, 26, 28, and 29 of article V, sections 1 and 25 of article VI, section 6 of article VIII, sections 3, 15, and 27 of article IX, section 5 of article X, sections 5 and 7 of article XI, and sections 1 and 3 of article XII; adding section 1a to article IV and a schedule and temporary provisions; and repealing sections 2, 3, 4, 6, and 21 of article IV, to provide for the establishment of a unicameral nonpartisan legislature.

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

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Rep. Whiteford moved that the House adjourn.

The motion prevailed, the time being 3:05 p.m.

Associate Speaker Pro Tempore Tedder declared the House adjourned until Thursday, February 22, at 12:00 Noon.

GARY L. RANDALL  
Clerk of the House of Representatives