

**No. 21**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
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**REGULAR SESSION OF 2017**

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Senate Chamber, Lansing, Wednesday, March 1, 2017.

10:00 a.m.

The Senate was called to order by the President pro tempore, Senator Tonya Schuitmaker.

The roll was called by the Secretary of the Senate, who announced that a quorum was present.

Ananich—present  
Bieda—present  
Booher—present  
Brandenburg—excused  
Casperson—present  
Colbeck—present  
Conyers—present  
Emmons—present  
Green—present  
Gregory—present  
Hansen—present  
Hertel—present  
Hildenbrand—present

Hood—present  
Hopgood—present  
Horn—present  
Hune—present  
Johnson—present  
Jones—present  
Knezek—present  
Knollenberg—present  
Kowall—present  
MacGregor—present  
Marleau—present  
Meekhof—present  
Nofs—present

O'Brien—present  
Pavlov—present  
Proos—present  
Robertson—present  
Rocca—present  
Schmidt—present  
Schuitmaker—present  
Shirkey—present  
Stamas—present  
Warren—present  
Young—present  
Zorn—present

Pastor Kevin McIlhany of Cross Bridge Church of Ishpeming offered the following invocation:

Heavenly Father, we enter Your courts with praise. This is the day You have made. You are magnificent. You are worthy of all praise. You are all-powerful, all-knowing, and gracious. You truly are the hope of the world. As we approach Your throne, we are in awe of Your wisdom. We look to You to guide our thoughts and our words today. May they please You above all else. We confess that we need You.

Jehovah, You have blessed this wonderful state of Michigan with so much. You have given rich minerals, rich soil, beautiful forests, and fresh water that is beyond all the other places of the world. You have given so many people who are willing to serve their communities with brilliant minds. Truly, You have blessed us. Let us be found to be good stewards of the blessings You have given this state. Thank You Lord for all You give us.

We pray that our soldiers today would be blessed to have great strength and courage. Let Your hand of protection be upon them wherever they are called to serve. Show favor to our Governor today. Show Your favor to this honorable Senate. Father, we pray for the honorable judges of this state, that You would encourage and bless them today, and to all who serve under their leadership. Protect our police and our firefighters today. Jehovah Rapha, show Your mercy to those who are suffering. Bring healing to our sick, provide jobs for our people out of work, and bless our businesses. Turn those who would do evil towards our people away. Thwart their efforts, Father. Give us great wisdom.

Make Your face shine upon Michigan today and bless these United States of America. In the glorious Name of Jesus Christ, we pray. Amen.

The President pro tempore, Senator Schuitmaker, led the members of the Senate in recital of the *Pledge of Allegiance*.

### Motions and Communications

Senator Kowall moved that Senator Knollenberg be temporarily excused from today's session.  
The motion prevailed.

Senator Kowall moved that Senator Brandenburg be excused from today's session.  
The motion prevailed.

Senator Kowall moved that rule 3.902 be suspended to allow the guests of Senators Ananich and Shirkey admittance to the Senate floor.

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

The Secretary announced that the following bills were printed and filed on Tuesday, February 28, and are available at the Michigan Legislature website:

<b>Senate Bill Nos.</b>	<b>195</b>	<b>196</b>	<b>197</b>	<b>198</b>	<b>199</b>	<b>200</b>	<b>201</b>			
<b>House Bill Nos.</b>	<b>4276</b>	<b>4277</b>	<b>4278</b>	<b>4279</b>	<b>4280</b>	<b>4281</b>	<b>4282</b>	<b>4283</b>	<b>4284</b>	

By unanimous consent the Senate proceeded to the order of  
**General Orders**

Senator Kowall moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Schuitmaker, designated Senator MacGregor as Chairperson.

After some time spent therein, the Committee arose; and the President, Lieutenant Governor Calley, having assumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

**Senate Bill No. 102, entitled**

A bill to authorize, facilitate, and regulate the acquisition and disposal of certain property and gifts of certain property by certain entities to community foundations; to validate all transfers made before the enactment of this act; and to repeal acts and parts of acts.

**Senate Bill No. 152, entitled**

A bill to amend 1976 PA 223, entitled "An act to create an agency concerned with crime victim services; to prescribe its powers and duties; to provide compensation to certain victims of crimes; to provide for the promulgation of rules; and to provide for penalties," by amending section 5a (MCL 18.355a), as added by 2008 PA 391.

**Senate Bill No. 153, entitled**

A bill to amend 2008 PA 546, entitled “Sexual assault victims’ medical forensic intervention and treatment act,” by amending section 5 (MCL 400.1535).

**Senate Bill No. 119, entitled**

A bill to require the state administrative board to convey state-owned property in Marquette County; to prescribe conditions for the conveyance; to provide for powers and duties of state departments, agencies, and officers in regard to the property; and to provide for disposition of revenue derived from the conveyance.

The bills were placed on the order of Third Reading of Bills.

During the Committee of the Whole, Senator Knollenberg entered the Senate Chamber.

By unanimous consent the Senate returned to the order of

**Third Reading of Bills**

The following bill was read a third time:

**Senate Bill No. 118, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 72108 and 73301 (MCL 324.72108 and 324.73301), section 72108 as amended by 2014 PA 215 and section 73301 as amended by 2007 PA 174, and by adding section 73302.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 43****Yeas—37**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Colbeck	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen			

**Nays—0****Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of  
**Resolutions**

Senator Knollenberg offered the following resolution:

**Senate Resolution No. 18.**

A resolution commemorating March 2017 as Ethnic and Cultural Heritage Month.

Whereas, The culture of the people of the state of Michigan has continually been renewed and enriched by the many different individuals who have chosen to come to Michigan, become citizens, and call this state their home; and

Whereas, Each individual brings with them a part of his or her own heritage which over time integrates into one common heritage, leading us to become a united people; and

Whereas, A unified people with one common heritage, we represent the past, present and future traditions of our great state; and

Whereas, As united citizens, we celebrate Michigan's heritage with pride and great esteem; now, therefore, be it

Resolved by the Senate, That we hereby commemorate March 2017 as Ethnic and Cultural Heritage Month in the state of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Royal Oak resident Joan Larson, who originated this idea years ago, as a token of our highest esteem.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations,

Senator Kowall moved that the rule be suspended.

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

The resolution was adopted.

Senators Bieda, Booher, Conyers, Gregory, Hansen, Hopgood, Horn and Marleau were named co-sponsors of the resolution.

### **Introduction and Referral of Bills**

Senator Brandenburg introduced

**Senate Bill No. 202, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 310c. The bill was read a first and second time by title and referred to the Committee on Regulatory Reform.

Senators Kowall, Jones, Warren, Knollenberg, Hertel and Johnson introduced

**Senate Bill No. 203, entitled**

A bill to create the lawful internet gaming act; to impose requirements for persons to engage in internet gaming; to create the division of internet gaming; to provide for the powers and duties of the division of internet gaming and other state governmental officers and entities; to impose fees; to impose a tax on the conduct of licensed internet gaming; to create the internet gaming fund; to prohibit certain acts in relation to internet gaming and to prescribe penalties for those violations; to require the promulgation of rules; and to provide remedies.

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

Senators Kowall, Jones, Warren, Knollenberg, Hertel and Johnson introduced

**Senate Bill No. 204, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 310c. The bill was read a first and second time by title and referred to the Committee on Regulatory Reform.

Senators Hune, Kowall, Jones, Warren, Knollenberg, Hertel and Johnson introduced

**Senate Bill No. 205, 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 amended by 2016 PA 272.

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

Senators Bieda, Ananich, Hopgood, Gregory, Young, Conyers and Hertel introduced

**Senate Bill No. 206, entitled**

A bill to amend 1999 PA 221, entitled "Congressional redistricting act," by amending sections 2 and 3 (MCL 3.62 and 3.63). The bill was read a first and second time by title and referred to the Committee on Government Operations.

### Statements

Senator Schuitmaker asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Schuitmaker's statement is as follows:

We have had a lot of interns and there's one that certainly has risen to the top. Her name is Jackie Guzman and she has just been a wonderful asset to our office in all that she has done. Let me just give you a couple of her accomplishments. She graduated from MSU in only two and a half years. She majored in arts and humanities and minored in French and economics. She's always been passionate about reading and writing. In high school, she once read 220 books in a year and won a statewide writing competition. She also was a member of the policy debate team where she learned to read, research, and write about complex policy issues.

When she came to our office, we made sure to put her skills to use. Jackie was always willing to do whatever was asked of her. She did a lot of writing and research on topics important to the people of the 26th District. We were fortunate to have her. In addition to her many talents, Jackie is also a wonderful cook and she even has her own blog and a published cookbook that you can buy online called *Jackie's Delectable Delights*.

She's leaving us to work at the MSU Library and plans on attending law school. I asked her just now, "When you're running the country, will you remember me," and in her humble nature, she said yes. She's joined with her parents up in the Gallery, Joseph and Ana Maria Guzman. Many of you know Joseph was up for President Trump's Cabinet. We're very fortunate to have them, and we're so fortunate to have had Jackie in our office.

A moment of silence was observed in memory of Ron Savage, former reporter for Fox 2 in Detroit.

By unanimous consent the Senate returned to the order of

### Motions and Communications

The following communication was received:

Office of Senator David Knezek

March 1, 2017

I am requesting that my name be removed as co-sponsor of Senate Bill 157, which was introduced on February 14, 2017. The aforementioned bill was referred to the Committee on Michigan Competitiveness where it now awaits further action.

Thank you for your consideration of this request and if you have any questions, please contact me at your earliest convenience.

Sincerely,  
David Knezek

The communication was referred to the Secretary for record.

### Committee Reports

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Judiciary submitted the following:

Meeting held on Tuesday, February 28, 2017, at 8:30 a.m., Room 1200, Binsfeld Office Building

Present: Senators Proos (C), Schuitmaker and Young

#### COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Meeting held on Tuesday, February 28, 2017, at 12:00 noon, Room 1300, Binsfeld Office Building

Present: Senators Pavlov (C), Knollenberg, Booher, Colbeck and Hopgood

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Environmental Quality submitted the following:

Meeting held on Tuesday, February 28, 2017, at 2:00 p.m., Room 405, Capitol Building

Present: Senators Green (C) and Hopgood

Excused: Senator MacGregor

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Health and Human Services submitted the following:  
Meeting held on Tuesday, February 28, 2017, at 2:00 p.m., Room 1100, Binsfeld Office Building  
Present: Senators Marleau (C), MacGregor, Proos, Shirkey, Nofs, Hertel and Gregory

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on K-12, School Aid, Education submitted the following:  
Meeting held on Tuesday, February 28, 2017, at 2:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building  
Present: Senators Hansen (C), Pavlov and Hopgood

#### COMMITTEE ATTENDANCE REPORT

The Subcommittee on Agriculture and Rural Development submitted the following:  
Meeting held on Tuesday, February 28, 2017, at 3:00 p.m., Room 405, Capitol Building  
Present: Senators Green (C), Stamas and Hopgood

### Scheduled Meetings

#### Appropriations -

##### Subcommittees -

**Agriculture and Rural Development** - Tuesdays, March 7, March 14 and March 21, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

**General Government** - Thursdays, March 2, March 16 and March 23, 8:30 a.m. and March 9, 9:00 a.m., Room 1300, Binsfeld Office Building (373-2768)

**Health and Human Services** - Thursday, March 2, 2:30 p.m., and Tuesday, March 7, 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

**K-12, School Aid, Education** - Wednesdays, March 8, March 15, March 22 and March 29, 8:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**K-12, School Aid, Education and House School Aid Appropriations Subcommittee** - Tuesday, March 7, 8:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Licensing and Regulatory Affairs** - Thursday, March 2, 2:00 p.m., Room 1100, Binsfeld Office Building (373-2768)

**State Police and Military Affairs** - Tuesdays, March 7 and March 21, 8:30 a.m., Rooms 402 and 403; March 14, 8:30 a.m., Room 405, Capitol Building (373-2768)

**Transportation** - Thursdays, March 9, March 16, March 23 and March 30, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor; Thursday, March 2, 9:00 a.m., Room 1200, Binsfeld Office Building (373-2768)

**Energy and Technology** - Thursday, March 2, 12:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-1721)

**Michigan Veterans Trust Fund Board of Trustees** - Tuesday, March 7, 10:30 a.m., Lansing State Office, 222 N. Washington Square, 5th Floor (284-5299)

**Transportation** - Thursday, March 2, 8:30 a.m., Room 1100, Binsfeld Office Building (373-5312)

Senator Kowall moved that the Senate adjourn.  
The motion prevailed, the time being 10:24 a.m.

The President, Lieutenant Governor Calley, declared the Senate adjourned until Thursday, March 2, 2017, at 10:00 a.m.