

**No. 4**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**99th Legislature**  
**REGULAR SESSION OF 2018**

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Senate Chamber, Lansing, Wednesday, January 17, 2018.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Brian N. Calley.

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

Ananich—present  
Bieda—present  
Booher—present  
Brandenburg—present  
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—excused  
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 Greer Cherney of Amazing Grace Lutheran Church of Warren offered the following invocation:

Almighty God, we lift before You all who govern this state. May those who hold power use it wisely in service to all people. Guide all here to do their work in a spirit of wisdom, charity, and justice.

Bless these public servants in their dedication to their work for the good of all. Help them to use their authority to serve faithfully and to promote our common life. Make us to always remember Your generosity, gracious God, and constantly do Your will.

Bless these leaders in government to guide us all to honesty in our work, truth in education, and honor in daily life. Save us from violence, discord, and confusion; lead us to clarity, kindness, and justice for all. When times are prosperous, let our hearts be thankful; and in troubled times, do not let our trust in You fail.

Bless these leaders, that they may be at peace and be a blessing to all others, to the state of Michigan, and to all nations of this earth.

We pray all these things to You, God, trusting in Your promise to hear us, to love us, and to guide us. In Your name we pray. Amen.

The President, Lieutenant Governor Calley, led the members of the Senate in recital of the *Pledge of Allegiance*.

### Motions and Communications

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

Senator Hood moved that Senator Young be temporarily excused from today's session.  
The motion prevailed.

Senator Hood moved that Senator Johnson be excused from today's session.  
The motion prevailed.

The following communication was received and read:  
Office of the Auditor General

January 12, 2018

Enclosed is a copy of the following report:

- Performance audit report on Trunkline Highway and Bridge Construction Procurement, Michigan Department of Transportation (591-0400-17).

Sincerely,  
Doug Ringer  
Auditor General

The audit report was referred to the Committee on Government Operations.

The following communication was received:  
Office of Senator Patrick Colbeck

January 17, 2018

I would like to be added as a co-sponsor on SB 748.  
Thank you for your consideration of my request.

Sincerely  
Patrick Colbeck  
State Senator, 7th District

The communication was referred to the Secretary for record.

### Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 10:06 a.m.

11:31 a.m.

The Senate was called to order by the Assistant President pro tempore, Senator O'Brien.

During the recess, Senators Green and Young entered the Senate Chamber.

Senator Kowall moved that the rules be suspended and that the following bills, now on Committee Reports, be placed on the General Orders calendar for consideration today:

**Senate Bill No. 748**

**Senate Bill No. 749**

**Senate Bill No. 750**

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

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 Assistant President pro tempore, Senator O'Brien, designated Senator Warren as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 748, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 30, 30a, and 52 (MCL 206.30, 206.30a, and 206.52), section 30 as amended by 2017 PA 149, section 30a as added by 2012 PA 224, and section 52 as amended by 2011 PA 38; and to repeal acts and parts of acts.

Substitute (S-2).

The following is the amendment to the substitute recommended by the Committee of the Whole:

1. Amend page 28, following line 3, by inserting:

"Enacting section 3. It is the intent of the legislature to annually appropriate sufficient funds from the state general fund to the state school aid fund created in section 11 of article IX of the state constitution of 1963 to fully compensate for any loss of revenue to the state school aid fund resulting from the enactment of this amendatory act."

The Senate agreed to the substitute as amended recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 749, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 272a.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 750, entitled**

A bill to amend 1964 PA 284, entitled "City income tax act," by amending section 31 (MCL 141.631), as amended by 1988 PA 120.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

**Third Reading of Bills**

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

**Senate Bill No. 748**

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

The following bill was read a third time:

**Senate Bill No. 748, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending sections 8, 12, 30, 30a, 52, 512, and 607 (MCL 206.8, 206.12, 206.30, 206.30a, 206.52, 206.512, and 206.607), section 12 as amended by 2003 PA 45, section 30 as amended by 2017 PA 149, section 30a as added by 2012 PA 224, sections 52 and 512 as amended by 2011 PA 38, and section 607 as amended by 2011 PA 306; and to repeal acts and parts of acts.

The question being on the passage of the bill,

Senator Knezek offered the following amendment:

1. Amend page 28, following line 3, by inserting:

“(c) Senate Bill No. \_\_\_\_ (request no. 00892’17).

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

**Roll Call No. 6**

**Yeas—17**

Ananich	Hertel	Hune	Rocca
Bieda	Hood	Jones	Warren
Colbeck	Hopgood	Knezek	Young
Conyers	Horn	Knollenberg	Zorn
Gregory			

**Nays—20**

Booher	Hansen	Meekhof	Robertson
Brandenburg	Hildenbrand	Nofs	Schmidt
Casperson	Kowall	O’Brien	Schuitmaker
Emmons	MacGregor	Pavlov	Shirkey
Green	Marleau	Proos	Stamas

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: O’Brien

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. 7**

**Yeas—37**

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker

Casperson  
Colbeck  
Conyers  
Emmons  
Green  
Gregory

Hopgood  
Horn  
Hune  
Jones  
Knezek

Meekhof  
Nofs  
O'Brien  
Pavlov  
Proos

Shirkey  
Stamas  
Warren  
Young  
Zorn

**Nays—0**

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

Senators Ananich, Bieda, Booher, Casperson, Gregory, Hertel, Hildenbrand, Hopgood, Hune, Knezek, Kowall, MacGregor, Marleau, Meekhof, Nofs, Pavlov, Proos, Shirkey and Stamas were named co-sponsors of the bill.

Senators Knezek, Ananich, Hertel and Bieda asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Knezek's statement is as follows:

From the very first days that I came to the Senate, I made it very clear to my colleagues, and very clear to my constituents back home, that one of the changes that I want to see within our tax code, here in the state of Michigan, is the repeal of the pension tax that is negatively impacting the retirees who we have here in the state of Michigan. I want to applaud my colleagues, first and foremost, for their willingness to take up this legislation today, because we need this legislation to fix the terrible tax policy changes that have come out of Washington, D.C. I think we should also take this opportunity to provide some much needed relief to our seniors and our retirees here in the state of Michigan, and we can do that here today by repealing the pension tax.

The amendment that I am putting forward today on Senate Bill No. 748, would do just that. So I am asking my colleagues, Democrat and Republican, to stand with the working men and women of this state, to stand with the retirees of this state, and to once and for all, repeal the senior pension tax.

Senator Ananich's statement is as follows:

I rise today to offer my support for Senate Bill No. 748.

Last week, I spoke with the sponsor of this bill and told him I would support it—and I even wanted to increase it, which he did. As you all know, Democrats are always happy to fix messes handed to us by Washington, D.C. Republicans. This shows clear and simple that the Trump tax plan was a huge tax increase for many Michiganders. To be clear—I think the public has a right to know—the additional exemption we're talking about today means about \$21.25 extra per person at the end of the year. That amounts to almost six cents a day, but it's your money and at the end of the day, it should be in your pocket. I will mention that I offered an amendment in December that would have gone even further—it would have increased exemptions by 50 percent, but that's neither here nor there. That being said, I'm glad to see us moving in the direction of relief for Michigan families. It's about time.

Now, together, we must demand that the Governor sign a repeal of the driver responsibility fees which have denied hundreds of thousands of Michiganders access to getting a job and being productive members of society.

Senator Hertel's statement is as follows:

I rise today in support of this legislation, but frankly, it's sad that we have to be here today.

President Trump promised a middle-class tax cut for all Americans. Instead, the Republicans in Congress and the President broke that promise and gave hard-working Michiganders a tax increase. Just plain sad.

I support this solution because it makes our tax system more progressive. I support this bill because people are tired of paying more and getting less from our government. Every Michigander here in Michigan knows all too well the broken promises we've made to them in this state. For the last six years, we've seen tax cuts for our largest corporations that have not led to more jobs or higher wages; tax cuts that do nothing more than pad the bottom line of corporations that are already enjoying record profits, and raising taxes on the actual working people of this state over and over and over again. We have raised their income taxes, we have raised fees, and we have repeatedly raised taxes on the people of this state. What are they getting for it? Are their roads fixed? No, they're still crumbling. Their schools are still under-funded. The average kid graduates our Michigan universities with \$35,000 in debt.

So let's be clear—this is not some grand tax relief in this bill. It is simply a fix to what the federal government created so that our people's taxes will not be raised once again.

This bill does not fix any of the problems I've laid out here, but it at least makes our taxes a little more fair for working families, and in a small way corrects a great lie told to us by the people in Washington, D.C.

Senator Bieda's statement is as follows:

Colleagues, I rise today to explain my support for the legislation before us. Yesterday, when this bill was presented in committee, I had plenty of reservations. I kept asking myself, "How many more times must we pass legislation to fix legislation that was broken from the start?"

The reason we are in this mess to begin with is because Republicans in Washington, D.C. were so anxious to hand the President something to sign that they forgot to double check their math. And in their haste to finally pass a piece of legislation after nearly a year in power, they passed a tax increase instead of a tax cut. They sent our state a tax bill for a \$1.6 billion tax increase, which would have cost Michiganders—or Michiganians, if you prefer—\$680.00 more in their taxes according to Governor Snyder's Treasurer. Michigan families are already paying more. They are paying more for groceries, gas, utilities, and cable. Everything is going up. The last thing that we needed was to repeat Washington, D.C.'s mistake. Too many times we are thrown a bone and later find out that the devil is in the details.

The adoption of an amendment on here to hold the schools harmless, I think, is also an important consideration, because too often, public education has been given the short stick. Now that the amendment has been adopted, I am announcing my support for this legislation and encourage your support as well. We were able to negotiate a fix that will help all Michigan taxpayers.

By unanimous consent the Senate returned to the order of

#### **Motions and Communications**

Senator Kowall moved that the Committee on Government Operations be discharged from further consideration of the following bills:

##### **Enrolled Senate Bill No. 94, being**

An act to amend 1933 PA 167, entitled "An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act," by amending section 1 (MCL 205.51), as amended by 2016 PA 515.

##### **Enrolled Senate Bill No. 95, being**

An act to amend 1937 PA 94, entitled "An act to provide for the levy, assessment, and collection of a specific excise tax on the storage, use, or consumption in this state of tangible personal property and certain services; to appropriate the proceeds of that tax; to prescribe penalties; and to make appropriations," by amending section 2 (MCL 205.92), as amended by 2016 PA 516.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of Messages from the Governor.

#### **Messages from the Governor**

The following bill was announced:

##### **Enrolled Senate Bill No. 94, being**

An act to amend 1933 PA 167, entitled "An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities;

to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act,” by amending section 1 (MCL 205.51), as amended by 2016 PA 515.

(For text of veto message, see Senate Journal No. 67 of 2017, p. 1320.)

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding,

The bill was passed over the objections of the Governor, 2/3 of the members serving voting therefor, as follows:

# **Roll Call No. 8**

# **Yeas—37**

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

# **Nays—0**

# **Excused—1**

Johnson

# **Not Voting—0**

In The Chair: O’Brien

The Senate agreed to the title of the bill.

Senators Hildenbrand and Ananich asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Hildenbrand’s statement is as follows:

As the sponsor of Senate Bill No. 94, I worked closely with the Governor’s office through the legislative process on this policy change, but ultimately we could not come to an agreement. The Legislature overwhelmingly passed this bill and Senate Bill No. 95 earlier last year, which were unfortunately vetoed. Since that time, we have worked and have been considering how best to address the impasse that exists on this issue.

Overriding the vetoes of Senate Bill Nos. 94 and 95 is not only a historic action by this body, but it also represents our democracy and Constitution in full action. The veto-override provision prescribed in Article IV, Section 33 of Michigan’s Constitution was granted to the Legislature in an effort to provide an additional check in our system of checks and balances. It is not something we do very often or without serious thought and consideration.

Acceleration of sales-tax relief when purchasing a new vehicle will continue to drive Michigan vehicle sales and provides needed tax relief to Michigan taxpayers. As chairman of the Committee on Appropriations, I am confident this additional tax relief can be accommodated in the growing state budget.

As the North American International Auto Show shines a spotlight on Michigan’s automotive heritage, moving forward with this policy change shows our support of an industry that not only drives our economy but positions us as a global leader in automotive manufacturing.

I ask for your support of the override of Senate Bill Nos. 94 and 95.

Senator Ananich's statement is as follows:

I rise today to support the veto override of Senate Bill Nos. 94 and 95. This is something that is long overdue. I can't speak for all of you, but I know that myself and my community—and my two colleagues that represent a portion of Genesee County—we have residents all across this county, and all across the state, who wake up on Monday morning, they put their work clothes on, and they go out and work a hard days' work every single day of the week. They may be working in a restaurant, they may be working in one of the 10,000 automotive jobs that we have in our community, or they may be a teacher. At the end of the week, for whatever reason, they feel like maybe they're not as well off as they were when they started the week. But they have a family, they have to get their family to school, they have to get their family on whatever vacation they can take, they have to get to work, and maybe the best they can afford is a used car. We are the home of the auto industry. At the very least, we should join dozens of other states in making this critical fix. Here is something that puts money in the pockets of Michiganders, and as my colleagues said, supports the auto industry. It is just common sense, and I can't quite understand why the Governor was so intent on killing a bill that gives real help to working families.

Now overriding this veto, it sends a strong message that we can't just continue to balance the state's budget on the backs of regular folks. Again, I rise to support the override of Senate Bill Nos. 94 and 95, and I encourage all my colleagues to support it.

The following bill was announced:

**Enrolled Senate Bill No. 95, being**

An act to amend 1937 PA 94, entitled "An act to provide for the levy, assessment, and collection of a specific excise tax on the storage, use, or consumption in this state of tangible personal property and certain services; to appropriate the proceeds of that tax; to prescribe penalties; and to make appropriations," by amending section 2 (MCL 205.92), as amended by 2016 PA 516.

(For text of veto message, see Senate Journal No. 67 of 2017, p. 1320.)

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding,

The bill was passed over the objections of the Governor, 2/3 of the members serving voting therefor, as follows:

**Roll Call No. 9**

**Yeas—37**

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

**Nays—0**

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

By unanimous consent the Senate returned 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 Assistant President pro tempore, Senator O'Brien, designated Senator Warren as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

**House Bill No. 4533, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43523a (MCL 324.43523a), as amended by 2016 PA 461.

**House Bill No. 4957, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43502 and 43520 (MCL 324.43502 and 324.43520), as amended by 2013 PA 108.

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 589, entitled**

A bill to amend 1997 PA 55, entitled "Electric patrol vehicle act," by amending sections 2, 4, 5, and 6 (MCL 257.1572, 257.1574, 257.1575, and 257.1576).

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of  
**Third Reading of Bills**

Senator Kowall moved that the following bills be placed at the head of the Third Reading of Bills calendar:

**Senate Bill No. 522**

**Senate Bill No. 439**

**Senate Bill No. 440**

**House Bill No. 4849**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 522, entitled**

A bill to amend 1929 PA 199, entitled "An act to authorize and empower villages and townships of this state having a population not exceeding 10,000 inhabitants, to levy a tax for the maintenance or the purchase of lands and maintenance of property for a community center for the benefit of the public, provided the question of such purchase or maintenance, or both purchase and maintenance, as the case may be, is submitted to the duly qualified voters of such villages or townships and is adopted by a majority vote of those participating in said election; and to prescribe penalties and provide remedies," by amending section 3 (MCL 123.43), as amended by 2000 PA 435.

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. 10**

**Yeas—30**

Ananich  
 Bieda  
 Booher  
 Brandenburg

Hansen  
 Hertel  
 Hildenbrand  
 Hood

Kowall  
 MacGregor  
 Marleau  
 Meekhof

Proos  
 Schmidt  
 Shirkey  
 Stamas

Casperson  
Conyers  
Green  
Gregory

Hopgood  
Horn  
Jones  
Knollenberg

Nofs  
O'Brien  
Pavlov

Warren  
Young  
Zorn

**Nays—7**

Colbeck  
Emmons

Hune  
Knezek

Robertson  
Rocca

Schuitmaker

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 439, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 303 (MCL 436.1303).

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. 11**

**Yeas—37**

Ananich  
Bieda  
Booher  
Brandenburg  
Casperson  
Colbeck  
Conyers  
Emmons  
Green  
Gregory

Hansen  
Hertel  
Hildenbrand  
Hood  
Hopgood  
Horn  
Hune  
Jones  
Knezek

Knollenberg  
Kowall  
MacGregor  
Marleau  
Meekhof  
Nofs  
O'Brien  
Pavlov  
Proos

Robertson  
Rocca  
Schmidt  
Schuitmaker  
Shirkey  
Stamas  
Warren  
Young  
Zorn

**Nays—0**

**Excused—1**

Johnson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 440, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 221 and 543 (MCL 436.1221 and 436.1543), section 543 as amended by 2016 PA 434.

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. 12****Yeas—37**

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

**Nays—0****Excused—1**

Johnson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 4849, entitled**

A bill to amend 1903 PA 81, entitled "An act to provide for the care and preservation of cemetery lots," by amending sections 2, 3, 5, and 6 (MCL 128.82, 128.83, 128.85, and 128.86) and by adding sections 1a, 9, and 10; and to repeal acts and parts of acts.

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. 13****Yeas—37**

Ananich  
Bieda  
Booher  
Brandenburg  
Casperson  
Colbeck  
Conyers  
Emmons  
Green  
Gregory

Hansen  
Hertel  
Hildenbrand  
Hood  
Hopgood  
Horn  
Hune  
Jones  
Knezek

Knollenberg  
Kowall  
MacGregor  
Marleau  
Meekhof  
Nofs  
O'Brien  
Pavlov  
Proos

Robertson  
Rocca  
Schmidt  
Schuitmaker  
Shirkey  
Stamas  
Warren  
Young  
Zorn

**Nays—0****Excused—1**

Johnson

**Not Voting—0**

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,  
The recommendation was concurred in, 2/3 of the members serving voting therefor.  
The Senate agreed to the title of the bill.

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

Senator Kowall moved that consideration of the following resolutions be postponed for today:

**Senate Concurrent Resolution No. 10**

**Senate Resolution No. 30**

**Senate Resolution No. 105**

The motion prevailed.

Senator Emmons offered the following resolution:

**Senate Resolution No. 119.**

A resolution to recognize January 2018 as School Board Recognition Month.

Whereas, Michigan is home to more than 600 boards of education that work hard to enrich the lives of Michigan's students through education and who directly influences instruction in Michigan's public schools; and

Whereas, Article VII, Section 2, of the Michigan Constitution of 1963 states that providing for the education of Michigan's children is a fundamental duty of state government; and

Whereas, Our state's public education system is designed to meet the educational needs of all children and to empower them to become competent, productive contributors to society in this ever-changing world; and

Whereas, Members of local school boards are dedicated to children, learning, and community, and devote many hours of service to elementary and secondary public education as they continually strive for improvement, excellence, and progress in education; and

Whereas, Local school boards recognize that all children can be successful learners, especially when education is tailored to individual needs of the child; and

Whereas, Local school board members are exceptional people who have committed themselves to this duty by governing school districts and advancing student achievement in the schools and communities in which they serve; and

Whereas, During this month, we join the Michigan Association of School Boards, Michigan Department of Education, local school districts, and community organizations to recognize and raise awareness of the countless efforts and contributions of school boards and school board members throughout Michigan; now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize January 2018 as School Board Recognition Month and urge all citizens to observe this momentous occasion.

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, Brandenburg, Colbeck, Hansen, Hildenbrand, Hopgood, Knollenberg, MacGregor, Nofs, Schmidt and Zorn were named co-sponsors of the resolution.

### Introduction and Referral of Bills

Senator Knollenberg introduced

#### **Senate Bill No. 751, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 1203a (MCL 339.1203a), as added by 1997 PA 97.

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

Senators Schmidt, Emmons, Proos, Hansen, Hildenbrand, MacGregor and Jones introduced

#### **Senate Bill No. 752, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 57, 57a, and 57b (MCL 400.57, 400.57a, and 400.57b), section 57 as amended by 2014 PA 375, section 57a as amended by 2012 PA 607, and section 57b as amended by 2015 PA 56.

The bill was read a first and second time by title and referred to the Committee on Families, Seniors and Human Services.

#### **House Bill No. 5227, entitled**

A bill to regulate the distribution and planting of seed potatoes; to prescribe the powers and duties of the department of agriculture and rural development; and to provide remedies and prescribe penalties.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

### Announcements of Printing and Enrollment

The Secretary announced that the following House bill was received in the Senate and filed on Tuesday, January 16:

**House Bill No. 5227**

The Secretary announced that the following bills and joint resolution were printed and filed on Tuesday, January 16, and are available at the Michigan Legislature website:

**Senate Bill Nos. 749 750**

**House Bill Nos. 5411 5412 5413 5414 5415 5416 5417 5418 5419 5420 5421 5422**

**House Joint Resolution BB**

### Committee Reports

The Committee on Finance reported

#### **Senate Bill No. 748, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 30, 30a, and 52 (MCL 206.30, 206.30a, and 206.52), section 30 as amended by 2017 PA 149, section 30a as added by 2012 PA 224, and section 52 as amended by 2011 PA 38; and to repeal acts and parts of acts.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.  
The committee further recommends that the bill be given immediate effect.

Jack M. Brandenburg  
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson and Proos

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Finance reported

**Senate Bill No. 749, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 272a.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Jack M. Brandenburg  
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

**Senate Bill No. 750, entitled**

A bill to amend 1964 PA 284, entitled "City income tax act," by amending section 31 (MCL 141.631), as amended by 1988 PA 120.

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

The committee further recommends that the bill be given immediate effect.

Jack M. Brandenburg  
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos and Bieda

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Finance reported

**House Bill No. 4950, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 635 (MCL 206.635), as added by 2011 PA 38.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Jack M. Brandenburg  
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

**House Bill No. 5047, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 607 (MCL 206.607), as amended by 2011 PA 306.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Jack M. Brandenburg  
Chairperson

**To Report Out:**

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

**COMMITTEE ATTENDANCE REPORT**

The Committee on Finance submitted the following:

Meeting held on Tuesday, January 16, 2018, at 2:30 p.m., Room 1100, Binsfeld Office Building

Present: Senators Brandenburg (C), Robertson, Knollenberg, Casperson, Proos and Bieda

Excused: Senator Warren

**COMMITTEE ATTENDANCE REPORT**

The Committee on Education submitted the following:

Meeting held on Tuesday, January 16, 2018, at 12:00 noon, Room 1300, Binsfeld Office Building

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

Excused: Senator Hune

**COMMITTEE ATTENDANCE REPORT**

The Committee on Local Government submitted the following:

Meeting held on Tuesday, January 16, 2018, at 12:30 p.m., Room 1200, Binsfeld Office Building

Present: Senators Zorn (C), Proos and Rocca

Excused: Senators Brandenburg and Young

**Scheduled Meetings****Appropriations -****Subcommittee -**

**State Police and Military Affairs** - Tuesday, January 30, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-2768)

**Economic Development and International Investment** - Thursday, January 18, 1:30 p.m., Room 1200, Binsfeld Office Building (373-5323)

**Education -****Subcommittee -**

**Michigan Merit Curriculum** - Wednesday, January 24, 3:00 p.m., Room 1100, Binsfeld Office Building (373-5312)

**Outdoor Recreation and Tourism** - Wednesday, January 24, 12:30 p.m., Room 1200, Binsfeld Office Building (373-1721)

**Oversight** - Thursday, January 18, 8:30 a.m., Room 1200, Binsfeld Office Building (373-5314)

**Senate Fiscal Agency Board of Governors** - Thursday, January 18, 9:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Transportation and House Transportation and Infrastructure** - Thursday, January 18, 8:30 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5312)

**Veterans, Military Affairs and Homeland Security** - Thursday, January 18, 2:00 p.m., Room 1300, Binsfeld Office Building (373-5314)

Senator Kowall moved that the Senate adjourn.  
The motion prevailed, the time being 12:17 p.m.

The Assistant President pro tempore, Senator O'Brien, declared the Senate adjourned until Thursday, January 18, 2018, at 10:00 a.m.

JEFFREY F. COBB  
Secretary of the Senate