

No. 24
STATE OF MICHIGAN
Journal of the Senate
99th Legislature
REGULAR SESSION OF 2018

Senate Chamber, Lansing, Tuesday, March 6, 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
Jones—present
Knezek—present
Knollenberg—present
Kowall—present
MacGregor—present
Marleau—present
Meekhof—excused
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 Tim Nelson of High Pointe Community Church of Byron Center offered the following invocation:

Lord, we are grateful for Your goodness, for Your grace, and for blessing us in so many ways. We're grateful for giving the Senate the chance to lead. I pray that You would grant them, indeed, wisdom. Grant them the right paths, the paths that lead to justice and righteousness and a good, strong sense of who we are as Michiganders. Thank You for giving us the privilege of living in this great state.

Thank You for granting them the strength to lead and the ability to discern good paths. I do pray that You would grant them wisdom. I pray that You would grant them a sense to follow after Your lead and to find the path that does work as best we can to help all those who live in this great state.

Lord, we pray for our nation, and the ability to protect the most impressionable among us—the old, the weak, the hurting, and the unborn. Grant us a culture of life as You have given life. I pray You would help us to give all people a chance at life who live in this state and this country.

Lord, awaken Your church too; help us to be on the healing end of the problems of the world, not just depend on government, but also individuals and just, good, godly people, to lift the burden that people carry.

I pray that You bless their efforts, bless a strong sense of working together to achieve common goals that benefit people. I pray for a life of integrity, that each man and woman here will leave their post better than when they came. Bless their marriages and the strain of campaigning, and bless their kids, too; protect their hearts.

We acknowledge You as the source of all good paths, and, most importantly, the highest path, life in Jesus Christ, and it's in His name that we pray, and everybody said: Amen.

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

Motions and Communications

Senator Green entered the Senate Chamber.

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

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

The following communication was received and read:
Office of Senator Bert Johnson

March 2, 2018

It is with profound regret that I hereby tender my resignation from the Michigan Senate, effective March 2nd, 2018.
It has been an honor to serve the citizens of the second Senate district

Signed very truly yours,
Bert Johnson

The communication was referred to the Secretary for record.

The following communications were received:
Department of State

Administrative Rules Notices of Filing

February 13, 2018

In accordance with the provisions of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Department of Technology, Management and Budget and the State Office of Regulatory Reinvention filed Administrative Rule #2017-060-LR (Secretary of State Filing #18-02-10) on this date at 3:56 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Part 86. Electric Power Generation, Transmission, and Distribution."

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

February 13, 2018

In accordance with the provisions of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Department of Technology, Management and Budget and the State Office of Regulatory Reinvention filed Administrative Rule #2017-057-LR (Secretary of State Filing #18-02-11) on this date at 3:56 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Part 52. Sawmills."

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

February 13, 2018

In accordance with the provisions of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Department of Technology, Management and Budget and the State Office of Regulatory Reinvention filed Administrative Rule #2017-063-LR (Secretary of State Filing #18-02-12) on this date at 3:56 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Part 27. Woodworking Machinery."

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

February 13, 2018

In accordance with the provisions of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Department of Technology, Management and Budget and the State Office of Regulatory Reinvention filed Administrative Rule #2017-064-LR (Secretary of State Filing #18-02-13) on this date at 3:56 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Part 5. Powered Platforms for Building Maintenance."

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,
Ruth Johnson
Secretary of State
Robin L. Houston, Departmental Supervisor
Office of the Great Seal

The communications were referred to the Secretary for record.

Senator Nofs entered the Senate Chamber.

Messages from the Governor

The following messages from the Governor were received:

Date: February 28, 2018

Time: 8:48 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 750 (Public Act No. 39), being

An act to amend 1964 PA 284, entitled "An act to permit the imposition and collection by cities of an excise tax levied on or measured by income; to permit the collection and administration of the tax by the state; to provide the procedure including referendums for, and to require the adoption of a prescribed uniform city income tax ordinance by cities desiring to impose and collect such a tax; to limit the imposition and collection by cities and villages of excise taxes levied on or measured by income; to prescribe the powers and duties of certain state and municipal agencies, departments, and officials; to establish the city income tax trust fund; to provide for appeals; and to prescribe penalties and provide remedies," by amending section 31 of chapter 2 (MCL 141.631), as amended by 1988 PA 120.

(Filed with the Secretary of State on February 28, 2018, at 4:26 p.m.)

Date: February 28, 2018
Time: 3:57 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 748 (Public Act No. 38), being

An act to amend 1967 PA 281, entitled “An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts,” 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.

(Filed with the Secretary of State on February 28, 2018, at 4:24 p.m.)

Date: March 1, 2018
Time: 1:32 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 613 (Public Act No. 47), being

An act to amend 2008 PA 23, entitled “An act to authorize the secretary of state to issue enhanced driver licenses and state personal identification cards to United States citizens who reside in Michigan to facilitate travel between the United States and Canada; to establish certain funds and prescribe duties for certain officials; and to prohibit certain conduct and prescribe penalties,” by amending section 4 (MCL 28.304).

(Filed with the Secretary of State on March 1, 2018, at 4:14 p.m.)

Date: March 1, 2018
Time: 1:36 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 625 (Public Act No. 49), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” (MCL 257.1 to 257.923) by adding section 732c.

(Filed with the Secretary of State on March 1, 2018, at 4:18 p.m.)

Respectfully,
Rick Snyder
Governor

The following messages from the Governor were received and read:

February 16, 2018

I respectfully submit to the Senate the following appointments to office:

Certificate of Need Commission

Amy Lynn McKenzie of 6178 Notre Dame Boulevard, Washington Township, Michigan 48095, county of Macomb, representing Independents and nonprofit health care corporations, succeeding Marc Keshishian, is appointed for a term expiring January 1, 2021.

Thomas Mittelbrun of 2207 Greenan Court, Lake Orion, Michigan 48362, county of Oakland, representing Democrats and organized labor unions, succeeding himself, is reappointed for a term expiring January 1, 2021.

February 16, 2018

I respectfully submit to the Senate the following appointments to office:

Michigan State Housing Development Authority

Carl English of 32425 Bingham Road, Bingham Farms, Michigan 48025, county of Oakland, representing Republicans, succeeding himself, is reappointed for a term expiring March 10, 2022.

Tyrone Hamilton of 231 Main Street, Belleville, Michigan 48875, county of Wayne, representing a resident member, succeeding himself, is reappointed for a term expiring March 10, 2022.

Deborah Muchmore of 8822 West Lake Point Drive, Laingsburg, Michigan 48848, county of Shiawassee, representing Independents, succeeding herself, is reappointed for a term expiring March 10, 2022.

February 16, 2018

I respectfully submit to the Senate the following appointment to office:

Michigan Public School Employees' Retirement System Board

Charles D. Christner of 11784 Burgoyne Drive, Brighton, Michigan 48114, county of Livingston, representing retired teachers, succeeding himself, is reappointed for a term expiring March 30, 2022.

February 16, 2018

I respectfully submit to the Senate the following appointments to office:

Michigan Council for Rehabilitation Services

Carrie L. Dudek of 502 S. Main Street, Davison, Michigan 48423, county of Genesee, representing disability advocacy groups, succeeding Sharon Bryant, is appointed for a term expiring December 31, 2019.

David J. Szydlowski of 814 Shelley Street, Alpena, Michigan 49707, county of Alpena, representing community rehabilitation program service providers, succeeding Mitch Tomlinson, is appointed for a term expiring December 31, 2020.

February 22, 2018

I respectfully submit to the Senate the following appointment to office:

MiSTEM Advisory Council

Richard M. Bacolor of 1900 Ivywood Drive, Ann Arbor, Michigan 48103, county of Washtenaw, succeeding Jim Heath, is appointed for a term expiring at the pleasure of the Governor.

March 1, 2018

I respectfully submit to the Senate the following appointment to office:

Director - Michigan Department of Agriculture and Rural Development

Gordon M. Wenk of 2383 White Pine Drive, Okemos, Michigan 48864, county of Ingham, succeeding Jamie Clover Adams, is appointed for a term commencing March 4, 2018 and expiring at the pleasure of the Governor.

March 1, 2018

I respectfully submit to the Senate the following appointment to office:

Board of Boiler Rules

Michael D. Horton of 6356 Grand Blanc Road, Swartz Creek, Michigan 48473, county of Genesee, representing antique steam boiler owners and operators, succeeding Dennis Rupert, is appointed for a term expiring July 31, 2020.

March 1, 2018

I respectfully submit to the Senate the following appointment to office:

Michigan Film Office Advisory Council

Skot B. Welch of 6084 Alfalfa Lane, S.E., Kentwood, Michigan 49508, county of Kent, nominee of the Senate Majority Leader, succeeding Sanford Nelson, is appointed for a term expiring September 30, 2019.

March 1, 2018

I respectfully submit to the Senate the following appointment to office:

Michigan Board of Psychology

Sarah G. Eckenwiler of 8619 Swartz River Drive, Fowlerville, Michigan 48836, county of Livingston, representing the general public, succeeding Lisa Gray, is appointed for a term expiring December 31, 2021.

Sincerely,
Rick Snyder
Governor

The appointments were referred to the Committee on Government Operations.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 10:07 a.m.

10:44 a.m.

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

By unanimous consent the Senate returned to the order of
Motions and Communications

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

House Bill No. 4168

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 President pro tempore, Senator Schuitmaker, designated Senator Proos as Chairperson.

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

House Bill No. 5198, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 51501 and 51514 (MCL 324.51501 and 324.51514), section 51501 as amended by 2017 PA 60 and section 51514 as added by 1995 PA 57.

Senate Bill No. 841, entitled

A bill to amend 1917 PA 72, entitled "Uniform partnership act," by amending section 46 (MCL 449.46), as added by 1994 PA 323.

House Bill No. 4168, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1079a.

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

By unanimous consent the Senate returned to the order of
Messages from the House

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

Senate Bill No. 35**Senate Bill No. 551**

The motion prevailed.

Senate Bill No. 596, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 72103, 72105, and 72106 (MCL 324.72103, 324.72105, and 324.72106), section 72103 as amended by 2014 PA 210, section 72105 as amended by 2017 PA 138, and section 72106 as amended by 2014 PA 212, and by adding section 72103a.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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 full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 638, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 1103 and 1105 (MCL 500.1103 and 500.1105), as amended by 2000 PA 283, and by adding section 1106.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 126

Yeas—36

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

Nays—0

Excused—1

Meekhof

Not Voting—0

In The Chair: Schuitmaker

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 full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Third Reading of Bills

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

House Bill No. 4888

House Bill No. 5155

House Bill No. 5156**Senate Bill No. 799**

The motion prevailed.

The following bill was read a third time:

House Bill No. 4888, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 676b (MCL 257.676b), as amended by 2017 PA 112.

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. 127**Yeas—36**

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

Nays—0**Excused—1**

Meekhof

Not Voting—0

In The Chair: Schuitmaker

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.

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

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5155, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 35901 and 35903 (MCL 324.35901 and 324.35903), as added by 1996 PA 88; 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. 128

Yeas—36

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

Nays—0

Excused—1

Meekhof

Not Voting—0

In The Chair: Schuitmaker

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.

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 Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5156, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 35801 and 35803 (MCL 324.35801 and 324.35803), as added by 1996 PA 89; 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. 129

Yeas—36

Ananich	Gregory	Knezek	Robertson
Bieda	Hansen	Knollenberg	Rocca

Booher
 Brandenburg
 Casperson
 Colbeck
 Conyers
 Emmons
 Green

Hertel
 Hildenbrand
 Hood
 Hopgood
 Horn
 Hune
 Jones

Kowall
 MacGregor
 Marleau
 Nofs
 O'Brien
 Pavlov
 Proos

Schmidt
 Schuitmaker
 Shirkey
 Stamas
 Warren
 Young
 Zorn

Nays—0

Excused—1

Meekhof

Not Voting—0

In The Chair: Schuitmaker

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.

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 Senate agreed to the full title.

The following bill was read a third time:

Senate Bill No. 799, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” by amending section 367b (MCL 18.1367b), as amended by 2011 PA 47.

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. 130

Yeas—36

Ananich
 Bieda
 Booher
 Brandenburg
 Casperson
 Colbeck
 Conyers
 Emmons
 Green

Gregory
 Hansen
 Hertel
 Hildenbrand
 Hood
 Hopgood
 Horn
 Hune
 Jones

Knezek
 Knollenberg
 Kowall
 MacGregor
 Marleau
 Nofs
 O'Brien
 Pavlov
 Proos

Robertson
 Rocca
 Schmidt
 Schuitmaker
 Shirkey
 Stamas
 Warren
 Young
 Zorn

Nays—0

Excused—1

Meekhof

Not Voting—0

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

By unanimous consent the Senate returned to the order of
Motions and Communications

The following communication was received and read:
Office of the Senate Minority Leader

March 6, 2018

I would like to formally notify that Senator Ian Conyers is now serving in the role of Assistant Minority Caucus Whip, effective immediately.

Sincerely,
Jim Ananich
Senate Minority Leader
District 27

The communication was referred to the Secretary for record.

By unanimous consent the Senate proceeded to the order of
Introduction and Referral of Bills

Senator Casperson introduced
Senate Bill No. 886, entitled

A bill to amend 2006 PA 384, entitled “Driver education provider and instructor act,” by amending section 23 (MCL 256.643).

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

Senators Brandenburg, Robertson, Emmons, Kowall, Colbeck, Hune, Booher, Pavlov, Rocca, Knollenberg, Hansen, Marleau, Proos, Casperson, Schmidt, MacGregor, Schuitmaker, O’Brien and Zorn introduced

Senate Bill No. 887, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending section 2 (MCL 205.92), as amended by 2018 PA 1. The bill was read a first and second time by title and referred to the Committee on Finance.

Senators Proos, Pavlov, Schuitmaker, Hansen, Robertson, MacGregor, Booher, Brandenburg, Marleau and Emmons introduced

Senate Bill No. 888, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending sections 5 and 124 (MCL 38.1305 and 38.1424), section 5 as amended by 2017 PA 92 and section 124 as amended by 2012 PA 300.

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

Senators Knollenberg and Pavlov introduced

Senate Bill No. 889, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1233b and 1531 (MCL 380.1233b and 380.1531), section 1233b as amended by 1995 PA 289 and section 1531 as amended by 2015 PA 159.

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

Senator Hune introduced

Senate Bill No. 890, 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 and second time by title and referred to the Committee on Health Policy.

House Bill No. 4030, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 435 (MCL 206.435), as amended by 2016 PA 184.

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 Finance.

House Bill No. 4031, entitled

A bill to establish the Lions of Michigan Foundation fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

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 Finance.

House Bill No. 4633, entitled

A bill to amend 1968 PA 319, entitled “An act to provide a uniform crime reporting system; to provide for the submitting of such report to the department of state police; to require submission of the report by certain police agencies; to require the reporting on wanted persons and stolen vehicles; to require the reporting of information regarding certain persons and unidentified bodies of deceased persons; to prescribe certain powers and duties of law enforcement agencies; and to vest the director of the department of state police with certain authority,” by amending section 8 (MCL 28.258), as amended by 2006 PA 450.

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 Judiciary.

House Bill No. 4840, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 627a (MCL 257.627a), as amended by 2016 PA 446.

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 Transportation.

House Bill No. 5438, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 462a (MCL 750.462a), as amended by 2014 PA 329.

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 Judiciary.

Statements

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

The motion prevailed.

Senator Gregory’s statement is as follows:

I solemnly rise to request a moment of silence for our former colleague in the House of Representatives, the Honorable Maxine Berman of West Bloomfield, who passed on Friday, March 2, 2018.

Representative Berman served in the Legislature representing the city of Southfield for 14 years from 1983 to 1996. She was a trailblazer and a champion for education, women’s rights, and affirmative action. She was deservedly inducted into the Michigan Women’s Hall of Fame in 2015. Representative Berman’s legislative efforts for women’s health led Michigan

to become the first state in the U.S. to acquire the accreditation of mammogram facilities. In addition to serving as an effective community and legislative leader, her list of personal accomplishments included serving as director of special projects under Governor Jennifer Granholm, Michigan's first and only woman governor; and she was selected as the first woman to serve as Griffin Endowed Chair in American Government at Central Michigan University.

Maxine Berman represented the city of Southfield and the Jewish community with endearing passion. Her passing leaves a void that cannot easily be filled. We send our heartfelt condolences to her family, friends, and loved ones on their loss. We pray Maxine Berman will rest in peace.

A moment of silence was observed in honor of Maxine Berman, former member of the House of Representatives.

Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, March 1:
House Bill Nos. 4030 4031 4633 4840 5438

The Secretary announced the enrollment printing and presentation to the Governor on Thursday, March 1, for his approval the following bills:

Enrolled Senate Bill No. 400 at 12:58 p.m.
Enrolled Senate Bill No. 393 at 1:59 p.m.
Enrolled Senate Bill No. 645 at 2:01 p.m.
Enrolled Senate Bill No. 419 at 2:03 p.m.
Enrolled Senate Bill No. 420 at 2:05 p.m.
Enrolled Senate Bill No. 421 at 2:07 p.m.

The Secretary announced that the following bills were printed and filed on Thursday, March 1, and are available at the Michigan Legislature website:

Senate Bill Nos. 884 885
House Bill Nos. 5673 5674 5675 5676 5677 5678 5679

Committee Reports

The Committee on Transportation reported

Senate Bill No. 268, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 811aa. With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

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

Thomas A. Casperson
Chairperson

To Report Out:

Yeas: Senators Casperson, Horn, Pavlov and Marleau

Nays: None

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

The Committee on Transportation reported

House Bill No. 4168, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1079a.

With the recommendation that the bill pass.

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

Thomas A. Casperson
Chairperson

To Report Out:

Yeas: Senators Casperson, Horn, Pavlov and Marleau

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Transportation reported

House Bill No. 5120, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 15a.

With the recommendation that the bill pass.

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

Thomas A. Casperson
Chairperson

To Report Out:

Yeas: Senators Casperson, Horn, Pavlov and Marleau

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Transportation submitted the following:

Meeting held on Thursday, March 1, 2018, at 8:30 a.m., Room 1100, Binsfeld Office Building

Present: Senators Casperson (C), Horn, Pavlov and Marleau

Excused: Senator Conyers

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Transportation submitted the following:

Meeting held on Thursday, March 1, 2018, at 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Hansen (C), Knollenberg and Young

COMMITTEE ATTENDANCE REPORT

The Committee on Energy and Technology submitted the following:

Meeting held on Thursday, March 1, 2018, at 12:00 noon, Room 1100, Binsfeld Office Building

Present: Senators Nofs (C), Proos, Horn, Hune, Zorn, Hopgood and Knezek

Excused: Senators Schuitmaker, Shirkey and Conyers

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Higher Education submitted the following:

Meeting held on Thursday, March 1, 2018, at 12:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Schuitmaker (C), MacGregor and Hertel

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Licensing and Regulatory Affairs submitted the following:

Meeting held on Thursday, March 1, 2018 at 2:00 p.m., Room 1100, Binsfeld Office Building

Present: Senators Knollenberg (C) and Marleau

Excused: Senator Young

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Judiciary submitted the following:

Meeting held on Tuesday, March 6, 2018, at 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Proos (C), Schuitmaker and Young

Scheduled Meetings**Appropriations -****Subcommittees -**

Agriculture and Rural Development - Tuesdays, March 13 and March 20, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

Capital Outlay - Wednesday, March 7, 4:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Corrections - Wednesday, March 7, 3:30 p.m., Room 1100, Binsfeld Office Building (373-2768)

General Government - Thursdays, March 8, March 15, and March 22, 8:30 a.m., Room 1300, Binsfeld Office Building (373-2768)

Higher Education - Thursday, March 15, 1:45 p.m., Rooms 402 and 403, Capitol Building (373-2768)

K-12, School Aid, Education - Wednesday, March 7, 8:00 a.m., Room 1300, Binsfeld Office Building; Wednesday, March 14, 8:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building; and Wednesday, March 21, 8:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

State Police and Military Affairs - Tuesdays, March 13 and March 20; and Wednesday, March 14, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-2768)

Transportation - Thursday, March 8, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Criminal Justice Policy Commission - Wednesday, March 7, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-0212)

Michigan Competitiveness - Wednesday, March 7, 8:30 a.m., Room 1100, Binsfeld Office Building (373-5323)

Natural Resources - Wednesday, March 7, 12:30 p.m., Room 1300, Binsfeld Office Building (373-5312)

Outdoor Recreation and Tourism - Wednesday, March 7, 12:30 p.m., Room 1200, Binsfeld Office Building (373-1721)

Regulatory Reform - Wednesday, March 7, 1:00 p.m., Room 1100, Binsfeld Office Building (373-5314)

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

Senator Kowall moved that the Senate adjourn.
The motion prevailed, the time being 11:09 a.m.

The President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Wednesday, March 7, 2018, at 10:00 a.m.

JEFFREY F. COBB
Secretary of the Senate

