

No. 92
STATE OF MICHIGAN
Journal of the Senate
100th Legislature
REGULAR SESSION OF 2020

Senate Chamber, Lansing, Wednesday, December 9, 2020.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Garlin D. Gilchrist II.

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

Alexander—present
Ananich—present
Barrett—present
Bayer—excused
Bizon—present
Brinks—present
Bullock—present
Bumstead—present
Chang—present
Daley—present
Geiss—present
Hertel—present
Hollier—present

Horn—present
Irwin—present
Johnson—present
LaSata—present
Lauwers—present
Lucido—present
MacDonald—present
MacGregor—present
McBroom—present
McCann—present
McMorrow—present
Moss—present
Nesbitt—present

Outman—present
Polehanki—present
Runestad—present
Santana—present
Schmidt—present
Shirkey—present
Stamas—present
Theis—present
VanderWall—present
Victory—present
Wojno—present
Zorn—present

Senator Kevin Daley of the 31st District offered the following invocation:

Heavenly Father, we give thanks to You during this second week of Advent for the gift of Your Son. As we face new challenges and struggles, we are reminded that those who labor and are overburdened should come to You, and You will give them rest. You give strength to the weary and the powerless, and though you will never tire, we pray that You grant healing to the sick and suffering, keep safe those working in healthcare, and protect all those who serve to protect us. We ask that You grant us wisdom in our actions here today, and that Your will be done.

In Jesus' name I pray. Amen.

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

Senator Alexander entered the Senate Chamber.

Motions and Communications

Senator MacGregor moved that Senator Schmidt be temporarily excused from today's session. The motion prevailed.

Senator Chang moved that Senators Ananich, Geiss, Santana, Hollier and Hertel be temporarily excused from today's session. The motion prevailed.

Senator Chang moved that Senator Bayer be excused from today's session. The motion prevailed.

The following communication was received:
Office of Senator John Bizon

December 9, 2020

Per Senate Rule 1.110(c), I respectfully request that my name be added as a co-sponsor to Senate Bill 1253, introduced by Senator Theis.

If you have any questions, please do not hesitate to contact my office. Thank you for your attention to this matter.

Sincerely,
John Bizon, M.D.
State Senator
19th District

The communication was referred to the Secretary for record.

The following communications were received:
Office of Senator Ruth A. Johnson

December 9, 2020

I respectfully request to be added as a cosponsor to Senate Bill 1253. Thank you.

December 9, 2020

I respectfully request to be added as a cosponsor to Senate Bill 464. Thank you.

December 9, 2020

I respectfully request to be added as a cosponsor to Senate Bill 465. Thank you.

December 9, 2020

I respectfully request to be added as a cosponsor to Senate Bill 862.
Thank you.

Sincerely,
Ruth A. Johnson
State Senator
14th District

The communications were referred to the Secretary for record.

Senator MacGregor moved that rule 3.901 be suspended to allow filming and photographs to be taken from the Senate Gallery.

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

Senator Ananich entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of
Resolutions

Senator MacGregor moved that the Senate proceed to consideration of the following resolution:

Senate Resolution No. 155

The motion prevailed.

Senators Hollier and Geiss entered the Senate Chamber.

Senator Shirkey offered the following resolution:

Senate Resolution No. 155.

A resolution of tribute offered as a memorial for Arthur Miller, Jr., former member of the Senate.

Whereas, It is with deep sadness that the members of this legislative body learned of the passing of Arthur "Art" Miller, Jr. He had an enduring commitment to serve his constituents in Macomb County and his hometown of Warren during his tenure in the Senate and career as a public servant; and

Whereas, Art Miller was a lifelong resident of Warren, the son of the city's first mayor and the first woman elected Macomb County Clerk. He graduated from Eastern Michigan University before marrying his wife, Marsha, and raising their four children. Not long after college, Art Miller followed his parents into public service and was elected in 1971 to the first of three terms on the Warren City Council, which prepared him for his time in the Senate; and

Whereas, Art Miller was first elected to the state Senate in 1977, overcoming long odds to emerge victorious in a special election. During his tenure in the Senate, he worked on many issues, serving as the chair or vice chair of the Commerce; Government Operations; Environmental and Agricultural Affairs; Financial Services; Local, Urban, and State Affairs; and Banking and Financial Institutions committees. He was known for his willingness to fight to secure funding for the city of Warren and Macomb County and as a champion for public education, public safety, and labor rights. In 1985, he was elected to serve as the Senate Minority Leader by his colleagues in the Democratic Caucus, a role he held for ten years until stepping down at the end of 1995. He would go on to serve another seven years before his retirement in 2002; and

Whereas, Art Miller was known for his bipartisan approach to policymaking. He was willing to work with anyone who wanted to be part of efforts to improve the lives of his constituents or people throughout the state. As Senate Minority Leader, he took pride in his role in bringing people together to find solutions. While known for his easygoing and collaborative style, he fought hard for his district, when necessary; and

Whereas, Art Miller's time in the Senate was also defined by the friendships he formed with those he worked with. His colleagues appreciated his generosity and willingness to take time to help those around him. Like his approach to policymaking, these friendships extended to both sides of the aisle; and

Whereas, Sometimes referred to as "Mr. Warren," Art Miller's commitment to serving his hometown continued after retiring from public service. His consulting firm was hired by Warren to advocate for the community's interests, and he remained a presence in Lansing; and

Whereas, Art Miller was a consummate public servant who spent more than three decades serving his community. He was a leader who worked to bring people together in addressing the issues facing Michigan. His legacy of professionalism and dedication to his constituents provides an example for other legislators to follow and a source of pride for his family; now, therefore, be it

Resolved by the Senate, That we offer this expression of our highest tribute to honor the memory of Arthur Miller, Jr., a member of this legislative body from 1977 to 2002; and be it further

Resolved, That copies of this resolution be transmitted to the Miller family as evidence of our lasting esteem for his memory.

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

Senator MacGregor moved that the rule be suspended.

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

The resolution was adopted by a unanimous standing vote of the Senate.

Senator MacGregor moved that rule 3.204 be suspended to name the entire membership of the Senate and the Lieutenant Governor as co-sponsors of the resolution.

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

A moment of silence was observed in memory of Art Miller, Jr., former member of the Senate.

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

The motion prevailed.

Senator Ananich's statement is as follows:

Some of you may remember back in June when Senator Miller passed a number of us spoke about what he meant to us and our state, but when we do these memorials it's an opportunity to reflect on the important work that we all do. I've been here ten years and we've memorialized a number of people I've known and some I haven't. Either way, obviously, you're recognizing and thanking them for the service they provided to our state and the work they've done. It's always difficult when you're memorializing a legend. Art was a legend in these halls and a legend in Warren. It's great to have his family here—former colleague Derek and his family. I've lost my father. It's always a difficult experience to talk about it; whether they were 90 or whether they were 29, it doesn't really matter, the pain is still deep.

I wanted to speak a little bit about the importance of the work that Senator Miller did for his state, his community, and for all of us. Often when you're in these jobs you have to balance the important work we do with the important work of being at home with your family. I can't speak for Derek and Art and his sisters about whether he always hit that balance the way he wanted to—I know I do the best I can and I don't always do it—but for those who maybe weren't following the work that Senator Miller did for so long, I want to say thank you to all of his family for sharing him with us. The work he did was extremely important and he continued to do—as mentioned, he was called Mr. Warren by many—because he never forgot where he came from and he always put the work of his constituents and the sacrifice of being away from home into driving hard to make sure he was their voice, as we all try to do here every day.

I really just wanted to take a moment to thank you all—his children, his wife, his grandkids—because your sacrifice was our gain and it really means a lot to have you here. Of course, our thoughts and prayers are with you. Senator Shirkey and I talked and I said because of him coming from our side of the aisle I would speak on behalf of leadership, but as you can see behind me are all the representatives from Macomb because he had an impact not just on the Democrats but on everyone.

Thank you so much for being here; thank you so much for sharing him with us.

Senator Wojno's statement is as follows:

I just wanted to add some additional words to Senator Ananich and what he said. I first want to extend the best wishes from the Warren House delegation who are unable to be here today—Representatives John Chirkun, Lori Stone, and Nate Shannon. After Art's passing, there were a number of articles, numerous articles, that were written about Art and the institution he was here in Lansing, but unless you knew him personally like myself and also Senator Ananich, sometimes you feel that there just wasn't enough that was said about this legend here in Lansing.

I know it's impossible to encapsulate everything into a tribute or a news article, but Art Miller truly was something special. For those of you who knew Art Miller, you know what I'm talking about. For those of you who may not have known Art but had the opportunity to serve with Derek in the House of Representatives or work with his son Art Jr. or know their daughters Holly and Nicole, you know that his children share his commitment to public service and his gift for getting along with people and always finding common ground. He was respected in this chamber by so many individuals he served with through the years on both sides of the aisle. Gary Peters, Debbie Stabenow, Dick Posthumus, and John Engler—all of them recognized Art upon his passing and all of them through the years were very good friends of his. I had the special privilege of serving in the House when Art was here in the Senate and I also had the privilege of having him as a friend for over 30 years. I knew Art's grandparents and his aunt very well.

I remember when Art ran for mayor in 1995, there was a group of us who were knocking doors on a cold October weekend and when we were finished, Art insisted that we go to his brother's greenhouse—it was a greenhouse on 14 Mile Road in Warren—and Art insisted that we pick up some pumpkins there. Of course knowing Art, when we got there we had to choose the largest pumpkins, and then as we were going through the pumpkins, Art took it upon himself to order cider and, of course, pizza. And that was Art. He always wanted to sit down with you, break bread with you, and get to know you.

He also did this here in Lansing. When we were in session, each and every week Art would be at Kelly's holding court, meeting with the Warren delegation and so many members of the House and Senate to talk with you. He was loyal. He was loyal to his friends and true friends that he made here. His staff—Connie Platte, whom I'm so fortunate to have work for me now; and also Jerry Gill, who was his chief of staff for many years—and I know that Connie and Jerry and myself and so many others every Christmas would receive that ginormous Honey Baked Ham that Art would always send to us, and he usually came in a U-Haul truck, and when you went to your mailbox, you knew the Christmas card that came from Art Miller because it was the widest card and if you look into the west Gallery, you can see part of his family and he always had the picture with everyone on that card.

Art was loyal to his friends but most loyal to his family and to his wife Marsha of almost 50 years. Some of you may not be aware of this, but when Art was sick and getting treatment this past spring, Marsha was not feeling well but she never shared that with Art. After Art's passing, Marsha then went to see a doctor and had several tests done and she was informed that she had terminal pancreatic cancer. Just a little more than ten and a half weeks after Art's passing, Marsha passed as well.

Words can't express what myself and so many others feel about Art Miller, and our hearts and our prayers are with his family. I'm indeed privileged to have known Art as State Senator, friend, and to serve in the seat that he once represented. In my heart, he will always be my State Senator.

In closing, I know that Art and Marsha are looking down on us today in heaven and knowing Art, he's just turning to the Lord and he's saying, "My God, phenomenal!"

Senator Lucido's statement is as follows:

Members of the chamber, the Miller family stands tall. The Lucido family goes way back with the Miller family. Like Al Kaline is to baseball—called 'Mr. Baseball'—Art Miller, he was 'Mr. Warren.' As Senator Ananich and Senator Wojno indicated, he was a man that you could only respect. The love he had for his city, and generational in politics, gave a breath of fresh air to what is someday a little bit tenuous on all of us. Art Miller was a guy that you could get on the phone and he'd talk to you. His wife, Marsha, loving mother, caring grandmother, superwoman. Both of them are in the Lord's hands right now and are, as Senator Wojno indicated, looking down and loving each and every day that they spent on this earth, but a life of love in heaven. God bless Art Miller and his entire family.

Recess

Senator MacGregor moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 10:20 a.m.

10:50 a.m.

The Senate was called to order by the President, Lieutenant Governor Gilchrist.

During the recess, Senators Schmidt and Santana entered the Senate Chamber.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator MacGregor moved that the Committee on Appropriations be discharged from further consideration of the following bills:

House Bill No. 4694, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 61 (MCL 38.1361), as amended by 2018 PA 482.

House Bill No. 5333, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 50501, 50502, and 50507 (MCL 324.50501, 324.50502, and 324.50507), sections 50501 and 50502 as amended by 2004 PA 124 and section 50507 as amended by 2018 PA 116.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

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

Senate Bill No. 1244, entitled

A bill to amend 1964 PA 170, entitled “An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts,” by amending section 8 (MCL 691.1408), as amended by 2002 PA 400.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator MacGregor moved that the Committee on Health Policy and Human Services be discharged from further consideration of the following bills:

Senate Bill No. 879, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 3406o (MCL 500.3406o), as amended by 2016 PA 276, and by adding section 3406v.

Senate Bill No. 920, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 17713; and to repeal acts and parts of acts.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

Senator MacGregor moved that the rules be suspended and that the following bills, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 4694**House Bill No. 5333****Senate Bill No. 1244****Senate Bill No. 879****Senate Bill No. 920**

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

Senator MacGregor 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:

Senate Bill No. 1254

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

By unanimous consent the Senate returned to the order of

Resolutions

Senator Bumstead offered the following resolution:

Senate Resolution No. 154.

A resolution to amend the tribal-state gaming compact between the Little River Band of Ottawa Indians and the state of Michigan made and entered on December 3, 1998.

Whereas, The Little River Band of Ottawa Indians (the “Tribe”) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat 491) with the United States. The Tribe’s status was reaffirmed by federal law in P.L. 103-324 (1994); and

Whereas, The Tribe is a federally recognized Indian tribe with rights under federal law to operate gaming as a means of economic development within states that allow such gaming. The state of Michigan permits Class III (casino-style) gaming to be operated under state law, including the Michigan Gaming Control and Revenue Act, 1996 IL 1, MCL 432.201 to 432.226; and

Whereas, Under the federal Indian Gaming Regulatory Act, P.L. 100-497 (1988) (“IGRA”), before a tribe may engage in Class III gaming, the tribe must be a party to a tribal-state gaming compact with the state in which the tribe is going to engage in gaming; and

Whereas, IGRA requires a state that permits gaming for any purpose by any person, organization, or entity, upon the request of a tribe that has eligible Indian lands in the state, to negotiate in good faith for a tribal-state gaming compact; and

Whereas, While IGRA prohibits a state from taxing a tribal gaming facility, revenue-sharing payments from tribal gaming to a state may be lawful under IGRA when such payments are bargained for in exchange for meaningful concessions from the state, i.e., quantifiable economic benefits over which the state is not required to negotiate under IGRA, such as substantial exclusive rights to engage in Class III gaming; and

Whereas, IGRA allows a tribe to engage in gaming on land taken into trust after IGRA’s passage in 1988 (“After Acquired Lands”) only if the land qualifies under specific statutory criteria; and

Whereas, The Tribe and the state of Michigan (the “State”) made and entered into a tribal-state gaming compact on December 3, 1998 (the “Compact”). The Compact was initially approved by the Michigan Legislature with the adoption of House Concurrent Resolution No. 115 on December 11, 1998; and

Whereas, The Michigan Supreme Court in *Taxpayers of Michigan Against Casinos v State of Michigan*, 471 Mich. 306; 685 N.W.2d 221 (2004), cert. denied, 543 U.S. 1146 (2005), ruled that the Michigan Legislature holds the power to bind the State to a tribal-state gaming compact and may do so by means of a resolution; and

Whereas, The Michigan Supreme Court in *Taxpayers of Michigan Against Casinos v State of Michigan*, 478 Mich. 99; 732 N.W.2d 487 (2007), ruled that the Michigan Legislature, through the provisions of Section 16 of the Compact, properly delegated the ability to enter into amendments to tribal-state gaming compacts to the Governor of the State; and

Whereas, The Tribe and the State have previously amended the Compact, through an amendment dated January 24, 2008, by means of the Governor acting for the State; and

Whereas, The Compact defines “eligible Indian lands” as “trust or reservation lands acquired under 25 U.S.C. § 1300k-4(b) within Manistee or Mason Counties. A total of one (1) tribal Class III gaming facility may be located on eligible Indian lands”; and

Whereas, Section 16 of the Compact prohibits amendment of “the definition of ‘eligible Indian lands’ to include counties” other than Manistee or Mason Counties; and

Whereas, While the Legislature thereby does not allow the Governor to amend the Compact to include additional counties in the definition of “eligible Indian lands”, one Legislature cannot constrain the authority of a future Legislature to exercise its powers, and therefore, the 100th Legislature, with the agreement of the Tribe, may act to amend the definition of “eligible Indian lands”; and

Whereas, Only three of the state of Michigan’s twelve tribal-state gaming compacts limit tribes to a single gaming facility. Two compacts entered into by the state of Michigan with other tribes simultaneously with the Compact have since been amended to allow those tribes to operate multiple gaming facilities, and six Michigan tribes currently operate multiple gaming facilities; and

Whereas, While at the time of the Compact, the Tribe did not have trust or reservation lands outside of Manistee County, the Tribe has the right under federal law to obtain additional trust lands, and those After Acquired Lands may be eligible for gaming under IGRA if they satisfy statutory criteria allowing gaming on After Acquired Lands; and

Whereas, One means provided in IGRA for a tribe to engage in gaming on After Acquired Lands is if the United States Secretary of Interior determines that gaming on such land would be in the best interest of the tribe and not detrimental to the surrounding community, and the governor of the state, at her discretion, concurs in that determination (a “2-Part Determination”); and

Whereas, Ten tribal casinos operating in the state of Michigan today are sited on After Acquired Lands, including one on land made eligible by a 2-Part Determination following the concurrence of then Governor John Engler. Two other 2-Part Determinations have been approved by the federal government, but governors did not concur in the federal decision; and

Whereas, In 2007, the Tribe acquired the former Great Lakes Downs thoroughbred racetrack in Fruitport Township, Muskegon County, and on February 25, 2015, filed an application with the federal

government to have 60 acres of land at that location (the “Muskegon Site”) taken into trust for the benefit of the Tribe and for a 2-Part Determination to allow the Tribe to develop a gaming facility and related amenities (the “Muskegon Project”) on the Muskegon Site; and

Whereas, The process for the federal government to decide to take the Muskegon Site into trust and issue a 2-Part Determination has included multiple public hearings with hundreds of attendees; public opportunities to comment on thousands of pages of reports and studies; federal consultation with federal and state and local governments and agencies; and the publication of a Final Environmental Impact Statement (“FEIS”) on October 23, 2020; and

Whereas, The FEIS, after considering a range of alternatives, concluded that the Muskegon Project is the preferred federal alternative, and the federal government can issue a Record of Decision granting the federal portion of the 2-Part Determination as soon as December 1, 2020; and

Whereas, The Muskegon Project enjoys overwhelming local support, including unanimous resolutions of support by the Muskegon County Commission and Fruitport Township; resolutions of support from other nearby governments; the support of local business organizations and organized labor; and tremendous citizen support, exceeding 90 percent among those commenting at public hearings; and

Whereas, The Tribe has entered into Municipal Services and Law Enforcement Agreements with Muskegon County and Fruitport Township; and

Whereas, The Muskegon Project will lead to investment and jobs without the use of any tax dollars, including well over \$100 million in construction costs, approximately 1,500 construction jobs, approximately 1,500 permanent jobs, and an upgrade to the I-96/US-31 interchange; and

Whereas, Through revenue sharing with the state of Michigan, the State can also see increased revenues as a result of the Muskegon Project; and

Whereas, The Tribe has long ties to Muskegon, as the Tribe’s membership criteria trace back to the Ogemuk of villages in Muskegon County; one of the former reservations of the Tribe’s predecessors is located in Muskegon County 17 miles from the Muskegon Site; and grave sites and historic trails of the Tribe’s predecessors are within 10 miles of the Muskegon Site; and

Whereas, The Tribe also maintains modern ties to Muskegon County, as more of the Tribe’s members live in Muskegon County than any other county in the State. The Muskegon area is home to 45 percent of the Tribe’s Michigan populace, and the Tribe has operated a Muskegon government office for many years, just six miles from the Muskegon Site; and

Whereas, No Michigan tribe has bargained for market exclusivity with respect to Muskegon County. While a number of Michigan tribes do not pay revenue sharing to the state of Michigan, the Michigan tribes that do make revenue sharing payments to the State in exchange for market exclusivity have identified multiple counties as their “Competitive Market Areas” for purposes of gaming exclusivity, but no Michigan tribe has designated Muskegon County; and

Whereas, Governor Rick Snyder, acting for the State, waived Section 9 of the Compact to allow the Tribe to proceed with federal applications for the Muskegon Project, just as Governor John Engler waived Section 9 of the State’s tribal-state gaming compact with the Keweenaw Bay Indian Community, before concurring in a 2-Part Determination by which the Keweenaw Bay Indian Community now operates a gaming facility on After Acquired Lands near Marquette, which actions were found permissible by the United States District Court for the Western District of Michigan; and

Whereas, A 2004 amendment to Article IV, Section 41 of the *Constitution of the State of Michigan of 1963* expressly allows the authorization of tribal casinos on Indian lands without the requirement of a statewide vote, as demonstrated by the opening of seven tribal gaming facilities without such a vote since 2004; and

Whereas, The State and the Tribe, in recognition of the sovereign rights of each party and in a spirit of cooperation in the interests of the citizens of the State and the members of the Tribe, wish to realize the benefits of approval of the Tribe’s Muskegon Project; now, therefore, be it

Resolved by the Senate, That, subject to the agreement of the Tribe and approval by the Michigan House of Representatives, Section 2(B)(1) of the Compact made and entered on the 3rd day of December, 1998, by and between the Little River Band of Ottawa Indians and the State, and approved by the Secretary of the Interior by publication in the Federal Register on February 18, 1999, at 64 Fed. Reg. 8111, and subsequently amended and approved by the Secretary of the Interior by publication in the Federal Register on April 21, 2008, at 73 Fed. Reg. 21362, is hereby amended to read as follows:

(B) (1) “Eligible Indian lands” means trust and reservation lands acquired by the tribe within Manistee, Mason, or Muskegon Counties, Michigan. A total of two (2) tribal Class III gaming facilities may be located on eligible Indian lands; provided however, if any tribe which attains federal recognition subsequent to the date of this Compact is granted the right, under a valid Compact with the State of Michigan, to operate more

than two (2) Class III gaming facilities on its eligible Indian lands, the Tribe shall be afforded the same right subject to the same terms and conditions imposed on such newly recognized tribe.

; and be it further

Resolved, That all provisions of the Compact not explicitly added or amended herein shall remain in full force and effect; and be it further

Resolved, That we urge the Governor to concur in a 2-Part Determination in favor of the Tribe’s Muskegon Project, subject to such reasonable conditions as the Governor may request on behalf of the State, including, at a minimum, an increase in revenue sharing payments to reflect the greater value of exclusivity provided to the Tribe; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan House of Representatives, the Governor, representatives of the Tribe, and the United States Secretary of the Interior.

Pursuant to rule 3.204, the resolution was referred to the Committee on Government Operations.

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senator Ananich introduced

Senate Bill No. 1255, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” by amending section 261 (MCL 18.1261), as amended by 2020 PA 174.

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

Recess

Senator MacGregor moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 10:53 a.m.

10:58 a.m.

The Senate was called to order by the President, Lieutenant Governor Gilchrist.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator MacGregor moved that the Committee on Appropriations be discharged from further consideration of the following bill:

Senate Bill No. 1225, entitled

A bill to amend 2008 PA 549, entitled “Michigan promise zone authority act,” by amending section 3 (MCL 390.1663), as amended by 2013 PA 210.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator MacGregor moved that the rules be suspended and that the following bill, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

Senate Bill No. 1225

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

Recess

Senator MacGregor moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 10:59 a.m.

12:11 p.m.

The Senate was called to order by the President, Lieutenant Governor Gilchrist.

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

Senator MacGregor moved that the Senate proceed to consideration of the following bill:
Senate Bill No. 73
The motion prevailed.

Senate Bill No. 73, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 40b, 307, and 310 (MCL 257.40b, 257.307, and 257.310), section 40b as amended by 2012 PA 498, section 307 as amended by 2018 PA 604, and section 310 as amended by 2020 PA 93, and by adding section 310f.

(This bill was returned from the House on December 1 with a House substitute (H-3), immediate effect and title amendment, and was laid over under the rules. See Senate Journal No. 89, p. 2221.)

The question being on concurring in the substitute made to the bill by the House, Senator Chang offered the following substitute to the House substitute:
Substitute (S-2).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on concurring in the House substitute as substituted,

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

Roll Call No. 471

Yeas—36

Alexander	Geiss	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn

Nays—0

Excused—2

Bayer	Hertel
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Not Voting—0

In The Chair: President

Senate Bill No. 74, entitled

A bill to amend 2008 PA 23, entitled “Enhanced driver license and enhanced official state personal identification card act,” by amending section 4 (MCL 28.304), as amended by 2020 PA 243.

(This bill was returned from the House on December 1 with a House substitute (H-3), immediate effect and title amendment, and was laid over under the rules. See Senate Journal No. 89, p. 2221.)

The question being on concurring in the substitute made to the bill by the House, Senator Geiss offered the following substitute to the House substitute: Substitute (S-1).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on concurring in the House substitute as substituted,

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

Roll Call No. 472

Yeas—36

Alexander	Geiss	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn

Nays—0

Excused—2

Bayer	Hertel
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Not Voting—0

In The Chair: President

Senate Bill No. 75, entitled

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending sections 1, 1a, and 2 (MCL 28.291, 28.291a, and 28.292), section 1 as amended by 2020 PA 92, section 1a as amended by 2008 PA 31, and section 2 as amended by 2020 PA 242, and by adding section 2a.

(This bill was returned from the House on December 1 with a House substitute (H-4), immediate effect and title amendment, and was laid over under the rules. See Senate Journal No. 89, p. 2221.)

The question being on concurring in the substitute made to the bill by the House, Senator Theis offered the following substitute to the House substitute: Substitute (S-2).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on concurring in the House substitute as substituted,

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

Roll Call No. 473

Yeas—36

Alexander	Geiss	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt

Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn

Nays—0

Excused—2

Bayer	Hertel
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Not Voting—0

In The Chair: President

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

Senator MacGregor 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, Lieutenant Governor Gilchrist, designated Senator McBroom as Chairperson.

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

Senate Bill No. 1251, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending sections 2, 4, 7, and 23 (MCL 125.2002, 125.2004, 125.2007, and 125.2023), sections 4 and 23 as amended by 2014 PA 507 and section 7 as amended by 2014 PA 454.

Senate Bill No. 1252, entitled

A bill to amend 2000 PA 489, entitled “Michigan trust fund act,” by amending section 2 (MCL 12.252), as amended by 2016 PA 193, and by adding section 11.

Senate Bill No. 1246, entitled

A bill to amend 1976 PA 267, entitled “Open meetings act,” by amending sections 3 and 3a (MCL 15.263 and 15.263a), section 3 as amended and section 3a as added by 2020 PA 228.

House Bill No. 5054, entitled

A bill to amend 2014 PA 319, entitled “Sexual assault victim’s access to justice act,” by amending section 4 (MCL 752.954).

House Bill No. 5055, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15c of chapter IV (MCL 764.15c), as amended by 2001 PA 210.

House Bill No. 5056, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 2a, 6, and 13a (MCL 780.752a, 780.756, and 780.763a), section 2a as added and section 13a as amended by 2006 PA 461 and section 6 as amended by 2005 PA 184.

House Bill No. 5057, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 61b, 66, and 78a (MCL 780.811b, 780.816, and 780.828a), section 61b as added and section 78a as amended by 2006 PA 461 and section 66 as amended by 2000 PA 503.

House Bill No. 5058, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 31a, 36, and 41a (MCL 780.781a, 780.786, and 780.791a), section 31a as added and section 41a as amended by 2006 PA 461 and section 36 as amended by 2000 PA 503.

House Bill No. 5333, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 50501, 50502, and 50507 (MCL 324.50501, 324.50502, and 324.50507), sections 50501 and 50502 as amended by 2004 PA 124 and section 50507 as amended by 2018 PA 116.

Senate Bill No. 465, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 11b (MCL 400.11b), as amended by 2012 PA 175.

Senate Bill No. 862, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 11d (MCL 400.11d), as added by 1982 PA 519.

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. 1254, entitled

A bill to amend 1965 PA 213, entitled “An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties,” by amending section 1c (MCL 780.621c), as added by 2020 PA 187.

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:

House Bill No. 4694, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending section 61 (MCL 38.1361), as amended by 2018 PA 482.

Substitute (S-6)

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. 1244, entitled

A bill to amend 1964 PA 170, entitled “An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers

thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts,” by amending section 8 (MCL 691.1408), as amended by 2002 PA 400.

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. 879, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 3406o (MCL 500.3406o), as amended by 2016 PA 276, and by adding section 3406v.

Substitute (S-4)

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. 920, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 17713; and to repeal acts and parts of acts.

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. 1102, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 691 (MCL 206.691), as amended by 2014 PA 14.

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.

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

Senate Bill No. 464, entitled

A bill to require financial institutions to report financial exploitation of their customers or members; to allow financial institutions to freeze customer or member transactions or assets under certain circumstances; to provide immunity from criminal, civil, or administrative liability to financial institutions for actions taken in good faith under this act; and to provide for the powers and duties of certain governmental officers and entities.

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.

Recess

Senator MacGregor moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 12:41 p.m.

12:54 p.m.

The Senate was called to order by the President, Lieutenant Governor Gilchrist.

During the recess, Senator Hertel entered the Senate Chamber.

Recess

Senator MacGregor moved that the Senate recess until 1:30 p.m.
The motion prevailed, the time being 12:55 p.m.

The Senate reconvened at the expiration of the recess and was called to order by the President pro tempore, Senator Nesbitt.

Recess

Senator MacGregor moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 1:31 p.m.

1:42 p.m.

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

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator MacGregor moved that the rules be suspended and that the following bills, now on Third Reading of Bills, be placed on their immediate passage:

Senate Bill No. 1251
Senate Bill No. 1252
Senate Bill No. 1246
House Bill No. 5054
House Bill No. 5055
House Bill No. 5056
House Bill No. 5057
House Bill No. 5058
House Bill No. 4694
House Bill No. 5333
Senate Bill No. 879
Senate Bill No. 920
Senate Bill No. 1102
Senate Bill No. 464
Senate Bill No. 465
Senate Bill No. 862
Senate Bill No. 1254
Senate Bill No. 1244

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

By unanimous consent the Senate proceeded to the order of

Third Reading of Bills

Senator MacGregor moved that the Senate proceed to consideration of the following bills:

Senate Bill No. 1251
Senate Bill No. 1252

Senate Bill No. 1246
House Bill No. 5054
House Bill No. 5055
House Bill No. 5056
House Bill No. 5057
House Bill No. 5058
House Bill No. 4694
House Bill No. 5333
Senate Bill No. 879
Senate Bill No. 920
Senate Bill No. 1102
Senate Bill No. 464
Senate Bill No. 465
Senate Bill No. 862
Senate Bill No. 1254
Senate Bill No. 1244
 The motion prevailed.

The following bill was read a third time:

Senate Bill No. 1251, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending sections 2, 4, 7, and 23 (MCL 125.2002, 125.2004, 125.2007, and 125.2023), sections 4 and 23 as amended by 2014 PA 507 and section 7 as amended by 2014 PA 454.

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. 474

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: Nesbitt

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

The following bill was read a third time:

Senate Bill No. 1252, entitled

A bill to amend 2000 PA 489, entitled “Michigan trust fund act,” by amending section 2 (MCL 12.252), as amended by 2016 PA 193, and by adding section 11.

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. 475

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: Nesbitt

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

The following bill was read a third time:

Senate Bill No. 1246, entitled

A bill to amend 1976 PA 267, entitled “Open meetings act,” by amending sections 3 and 3a (MCL 15.263 and 15.263a), section 3 as amended and section 3a as added by 2020 PA 228.

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. 476

Yeas—36

Alexander	Geiss	MacDonald	Santana
Ananich	Hertel	MacGregor	Schmidt
Barrett	Hollier	McCann	Shirkey
Bizon	Horn	McMorrow	Stamas
Brinks	Irwin	Moss	Theis

Bullock	Johnson	Nesbitt	VanderWall
Bumstead	LaSata	Outman	Victory
Chang	Lauwers	Polehanki	Wojno
Daley	Lucido	Runestad	Zorn

Nays—1

McBroom

Excused—1

Bayer

Not Voting—0

In The Chair: Nesbitt

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

The following bill was read a third time:

House Bill No. 5054, entitled

A bill to amend 2014 PA 319, entitled “Sexual assault victim’s access to justice act,” by amending section 4 (MCL 752.954).

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. 477

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: Nesbitt

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 create a sexual assault victim’s access to justice act; to provide for certain victim’s rights in sexual assault cases; to require certain notifications; and to require certain duties of certain state and local officials and agencies;”

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

Motions and Communications**Recess**

Senator MacGregor moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 1:56 p.m.

2:49 p.m.

The Senate was called to order by the President, Lieutenant Governor Gilchrist.

Senator MacGregor moved that rule 2.107 be suspended to allow committees to meet during Senate session.

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

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator MacGregor moved that the Senate proceed to consideration of the following bills:

House Bill No. 5055

House Bill No. 5056

House Bill No. 5057

House Bill No. 5058

House Bill No. 4694

House Bill No. 5333

Senate Bill No. 879

Senate Bill No. 920

Senate Bill No. 1102

Senate Bill No. 464

Senate Bill No. 465

Senate Bill No. 862

Senate Bill No. 1244

Senate Bill No. 1254

The motion prevailed.

The following bill was read a third time:

House Bill No. 5055, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15c of chapter IV (MCL 764.15c), as amended by 2001 PA 210

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. 478

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

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 revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5056, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 2a, 6, and 13a (MCL 780.752a, 780.756, and 780.763a), section 2a as added and section 13a as amended by 2006 PA 461 and section 6 as amended by 2005 PA 184.

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. 479

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

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 establish the rights of victims of crime and juvenile offenses; to provide for certain procedures; to establish certain immunities and duties; to limit convicted criminals from deriving profit under certain circumstances; to prohibit certain conduct of employers or employers’ agents toward victims; and to provide for penalties and remedies.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5057, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 61b, 66, and 78a (MCL 780.811b, 780.816, and 780.828a), section 61b as added and section 78a as amended by 2006 PA 461 and section 66 as amended by 2000 PA 503.

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. 480

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt

Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

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 establish the rights of victims of crime and juvenile offenses; to provide for certain procedures; to establish certain immunities and duties; to limit convicted criminals from deriving profit under certain circumstances; to prohibit certain conduct of employers or employers’ agents toward victims; and to provide for penalties and remedies.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5058, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 31a, 36, and 41a (MCL 780.781a, 780.786, and 780.791a), section 31a as added and section 41a as amended by 2006 PA 461 and section 36 as amended by 2000 PA 503.

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. 481

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

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 establish the rights of victims of crime and juvenile offenses; to provide for certain procedures; to establish certain immunities and duties; to limit convicted criminals from deriving profit under certain circumstances; to prohibit certain conduct of employers or employers’ agents toward victims; and to provide for penalties and remedies.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4694, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending section 61 (MCL 38.1361), as amended by 2018 PA 482.

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. 482

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

Senator MacGregor moved that the bill be given immediate effect.

The motion prevailed, 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 a retirement system for the public school employees of this state; to create certain funds for this retirement system; to provide for the creation of a retirement board; to prescribe the powers and duties of the retirement board; to prescribe the powers and duties of certain state departments, agencies, officials, and employees; to authorize and make appropriations for the retirement system; 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. 5333, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 50501, 50502, and 50507 (MCL 324.50501, 324.50502, and 324.50507), sections 50501 and 50502 as amended by 2004 PA 124 and section 50507 as amended by 2018 PA 116.

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. 483

Yeas—36

Alexander	Geiss	MacDonald	Runestad
Ananich	Hertel	MacGregor	Santana
Barrett	Hollier	McBroom	Schmidt
Bizon	Horn	McCann	Shirkey
Brinks	Irwin	McMorrow	Stamas
Bullock	Johnson	Moss	VanderWall
Bumstead	LaSata	Nesbitt	Victory
Chang	Lauwers	Outman	Wojno
Daley	Lucido	Polehanki	Zorn

Nays—1

Theis

Excused—1

Bayer

Not Voting—0

In The Chair: President

Senator MacGregor moved that the bill be given immediate effect.

The motion prevailed, 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. 879, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 3406o (MCL 500.3406o), as amended by 2016 PA 276, and by adding section 3406w.

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. 484

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 920, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 17713.

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. 485

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 1102, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 691 (MCL 206.691), as amended by 2014 PA 14.

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. 486

Yeas—24

Barrett	LaSata	McMorrow	Shirkey
Bizon	Lauwers	Nesbitt	Stamas
Bumstead	Lucido	Outman	Theis
Daley	MacDonald	Polehanki	VanderWall
Horn	MacGregor	Runestad	Victory
Johnson	McBroom	Schmidt	Zorn

Nays—13

Alexander	Chang	Hollier	Moss
Ananich	Geiss	Irwin	Santana
Brinks	Hertel	McCann	Wojno
Bullock			

Excused—1

Bayer

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 464, entitled

A bill to require financial institutions to report financial exploitation of their customers or members; to allow financial institutions to freeze customer or member transactions or assets under certain circumstances; to provide immunity from criminal, civil, or administrative liability to financial institutions for actions taken in good faith under this act; and to provide for the powers and duties of certain governmental officers and entities.

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. 487

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory
Chang	Lucido	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn
Geiss			

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 465, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 11b (MCL 400.11b), as amended by 2012 PA 175.

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. 488

Yeas—37

Alexander	Hertel	MacGregor	Santana
Ananich	Hollier	McBroom	Schmidt
Barrett	Horn	McCann	Shirkey
Bizon	Irwin	McMorrow	Stamas
Brinks	Johnson	Moss	Theis
Bullock	LaSata	Nesbitt	VanderWall
Bumstead	Lauwers	Outman	Victory

Chang
Daley
Geiss

Lucido
MacDonald

Polehanki
Runestad

Wojno
Zorn

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 862, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 11d (MCL 400.11d), as added by 1982 PA 519.

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. 489

Yeas—37

Alexander
Ananich
Barrett
Bizon
Brinks
Bullock
Bumstead
Chang
Daley
Geiss

Hertel
Hollier
Horn
Irwin
Johnson
LaSata
Lauwers
Lucido
MacDonald

MacGregor
McBroom
McCann
McMorrow
Moss
Nesbitt
Outman
Polehanki
Runestad

Santana
Schmidt
Shirkey
Stamas
Theis
VanderWall
Victory
Wojno
Zorn

Nays—0

Excused—1

Bayer

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 1244, entitled

A bill to amend 1964 PA 170, entitled “An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts,” by amending section 8 (MCL 691.1408), as amended by 2002 PA 400.

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. 490

Yeas—23

Alexander	Horn	McBroom	Stamas
Barrett	Johnson	Nesbitt	Theis
Bizon	LaSata	Outman	VanderWall
Bumstead	Lauwers	Runestad	Victory
Chang	Lucido	Schmidt	Zorn
Daley	MacGregor	Shirkey	

Nays—13

Ananich	Hertel	McCann	Polehanki
Brinks	Hollier	McMorrow	Santana
Bullock	Irwin	Moss	Wojno
Geiss			

Excused—1

Bayer

Not Voting—1

MacDonald

In The Chair: President

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

The following bill was read a third time:

Senate Bill No. 1254, entitled

A bill to amend 1965 PA 213, entitled “An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties,” by amending section 1c (MCL 780.621c), as added by 2020 PA 187.

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. 491

Yeas—29

Alexander	Geiss	Lucido	Santana
Ananich	Hertel	MacGregor	Schmidt
Barrett	Hollier	McBroom	Shirkey
Bizon	Horn	Moss	Stamas
Bullock	Irwin	Nesbitt	VanderWall
Bumstead	LaSata	Outman	Victory
Chang	Lauwers	Runestad	Zorn
Daley			

Nays—7

Brinks	McCann	Polehanki	Wojno
Johnson	McMorrow	Theis	

Excused—1

Bayer

Not Voting—1

MacDonald

In The Chair: President

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of
Statements

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

The motion prevailed.

Senator McMorrow’s statement is as follows:

Once again I rise disappointed because once again we were here for a long day where we took up many bills, some on some really good issues, but once again not one bill to address the spread of COVID-19 head-on.

And today outside of this building, our flags are flying at half-staff because unfortunately we crossed a devastating milestone with 10,000 Michiganders who have lost their lives. Ten thousand Michiganders—our friends, and our family, and our neighbors—are gone. And it’s really hard when I hear stories of people who have lost loved ones or people who are sick and the more that I talk to colleagues in this chamber, everybody knows somebody, or has lost somebody, or has gotten it themselves, or is going through it right now, and it’s hard to get in the mindset of working through bills that don’t relate to the crisis that’s facing us right now. And there is this narrative out there that you’re either on the side of public health or you’re on the side of small business, and that is incredibly, incredibly frustrating.

My sister who's 22 graduated from college and like many college students her plans were all cancelled. Her internship fell apart and she didn't have a job after college, so she's been working at a restaurant. And even when they were still open—they still are open, in Pennsylvania—she wasn't making nearly as much as she was before the pandemic hit because people were afraid to come in. And then she got COVID, so she's been quarantining at home, not making the \$2 an hour plus tips that she usually makes. She's young, she'll be okay, and very candidly she and I were talking—if she gets in a bind, our mom will help her, I'll help her out. But she works with a lot of people that are older and are vulnerable and have families themselves who can't afford that, who can't afford two weeks off of work, who can't afford to get sick and are making this choice between their life and their livelihood.

What we know right now here in Michigan is medical experts are telling us the efforts we're making are working. Cases are starting to come down and knowing that—when medical experts tell us, “This is working,” it should be on all of us to say, “Okay, what do we need to do to make sure that everybody can afford to do the things we're asking them to do to get through to the other side of this thing.” Because there is another side of this. In the United Kingdom, people are starting to get vaccinated right now. The FDA put out their report of Pfizer's vaccine and it's incredibly promising.

I just encourage, with four session days left—four left—that we take this seriously. And it's hard to look across the hall and realize a COVID outbreak has cancelled work here. They're out for the week. And we don't even have a contingency plan to keep our house in order here in this building, but people are relying on this legislative body to make decisions. I introduced a resolution 229 days ago that would allow the Legislature to meet remotely to continue its work if it becomes unsafe to meet here in person. That hasn't happened on the other side of this building. The work has ground to a halt and we have four session days left to address this. People are begging us to address this head-on, to bring cases down, and to get people desperately-needed relief so they can pay their bills, so they can do the right thing, so they can stay home if they need to and not have to choose between their life or their livelihood.

So I'll be up here every session day until we do take up legislation to respond to this crisis that's in front of us, because that's the phone calls that I'm getting every single day. I hope we don't go four session days without addressing this despite dozens of bills that come across our desk.

Announcements of Printing and Enrollment

The Secretary announced that the following bill was printed and filed on Tuesday, December 8, and is available on the Michigan Legislature website:

House Bill No. 6507

Committee Reports

The Committee on Local Government reported

House Bill No. 5126, entitled

A bill to amend 1956 PA 40, entitled “The drain code of 1956,” by amending sections 135 and 154 (MCL 280.135 and 280.154), section 135 as amended by 2017 PA 62 and section 154 as amended by 2018 PA 646.

With the recommendation that the bill pass.

Dale W. Zorn
Chairperson

To Report Out:

Yeas: Senators Zorn, Daley and Moss

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Local Government reported

House Bill No. 5504, entitled

A bill to amend 1956 PA 40, entitled “The drain code of 1956,” by amending sections 31, 196, 221, and 434 (MCL 280.31, 280.196, 280.221, and 280.434), section 196 as amended by 2008 PA 509, section 221 as amended by 2016 PA 27, and section 434 as amended by 2002 PA 406.

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

Dale W. Zorn
Chairperson

To Report Out:

Yeas: Senators Zorn, Johnson, Daley and Moss

Nays: None

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

COMMITTEE ATTENDANCE REPORT

The Committee on Local Government submitted the following:

Meeting held on Tuesday, December 8, 2020, at 10:30 a.m., Room 1100, Binsfeld Office Building

Present: Senators Zorn (C), Johnson, Daley and Moss

Excused: Senator Alexander

The Committee on Judiciary and Public Safety reported

Senate Bill No. 216, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding sections 1508 and 1526b.

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

Peter J. Lucido

Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

Nays: None

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

The Committee on Judiciary and Public Safety reported

Senate Bill No. 217, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 16279 and 16279a.

With the recommendation that the bill pass.

Peter J. Lucido

Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

Senate Bill No. 218, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13n of chapter XVII (MCL 777.13n), as amended by 2018 PA 583.

With the recommendation that the bill pass.

Peter J. Lucido

Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

Senate Bill No. 219, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 90 (MCL 750.90).

With the recommendation that the bill pass.

Peter J. Lucido

Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

Senate Bill No. 220, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2016 PA 88.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

Senate Bill No. 1254, entitled

A bill to amend 1965 PA 213, entitled “An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties,” by amending section 1c (MCL 780.621c), as added by 2020 PA 187.

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

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Runestad, Chang and Irwin
Nays: None
The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 4370, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16213, 16299, 20175, 20175a, and 20199 (MCL 333.16213, 333.16299, 333.20175, 333.20175a, and 333.20199), sections 16213 and 20175a as added and section 20175 as amended by 2006 PA 481 and section 16299 as amended by 2012 PA 499, and by adding sections 16213a, 16429, 17029, 17529, 17829, 17909, and 20175b.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 4371, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 13n of chapter XVII (MCL 777.13n), as amended by 2018 PA 583.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 4372, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16221 (MCL 333.16221), as amended by 2018 PA 463.

With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

Nays: None

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

The Committee on Judiciary and Public Safety reported

House Bill No. 4373, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16226 (MCL 333.16226), as amended by 2018 PA 463.

With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

Nays: None

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

The Committee on Judiciary and Public Safety reported

House Bill No. 4374, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 483a (MCL 750.483a), as added by 2000 PA 451.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 4376, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending section 3 (MCL 722.623), as amended by 2016 PA 35.

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

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Johnson, Runestad, Chang and Irwin

Nays: Senator Barrett

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

The Committee on Judiciary and Public Safety reported

House Bill No. 4377, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” (MCL 722.621 to 722.638) by adding section 3b.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 4378, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 13 (MCL 15.243), as amended by 2018 PA 68.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 4383, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 478b.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson, Runestad, Chang and Irwin
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 5368, entitled

A bill to amend 1965 PA 203, entitled "Michigan commission on law enforcement standards act," by amending section 2 (MCL 28.602), as amended by 2016 PA 289.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Chang and Irwin
Nays: Senators Barrett and Runestad
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 5369, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 42, 46, 48, 49, 63, 69, 618a, 634, 660, 660a, 660d, 673, 674, 675d, and 676b (MCL 257.42, 257.46, 257.48, 257.49, 257.63, 257.69, 257.618a, 257.634, 257.660, 257.660a, 257.660d, 257.673, 257.674, 257.675d, and 257.676b), section 42 as amended by 2016 PA 304, section 618a as amended by 2014 PA 303, section 634 as amended by 1988 PA 346, sections 660 and 660d as amended by 2018 PA 394, section 660a as added by 2006 PA 339, section 674 as amended by 2000 PA 268, section 675d as amended by 2010 PA 211, and section 676b as amended by 2018 PA 75, and by adding sections 63a, 64a, 64b, and chapter VIA.

With the recommendation that the bill pass.

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Chang and Irwin
Nays: Senators Barrett and Runestad
The bill was referred to the Committee of the Whole.

The Committee on Judiciary and Public Safety reported

House Bill No. 5795, entitled

A bill to amend 1998 PA 386, entitled “Estates and protected individuals code,” by amending section 2502 (MCL 700.2502) and by adding section 2504a.

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

Peter J. Lucido
Chairperson

To Report Out:

Yeas: Senators Lucido, VanderWall, Barrett, Johnson and Runestad

Nays: Senators Chang and Irwin

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

COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary and Public Safety submitted the following:

Meeting held on Tuesday, December 8, 2020, at 8:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Lucido (C), VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

The Committee on Regulatory Reform reported

House Bill No. 4213, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 1114 (MCL 436.2114), as amended by 2011 PA 27, and by adding section 1116.

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

Aric Nesbitt
Chairperson

To Report Out:

Yeas: Senators Nesbitt, Theis, Johnson, Lauwers, VanderWall, Moss and Wojno

Nays: Senators Zorn and Polehanki

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

The Committee on Regulatory Reform reported

House Bill No. 4437, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending sections 1801, 1804, 1805, 1806, 1807, 1809, 1809a, and 1810 (MCL 339.1801, 339.1804, 339.1805, 339.1806, 339.1807, 339.1809, 339.1809a, and 339.1810), sections 1801 and 1810 as amended by 2006 PA 300, section 1806 as amended by 2013 PA 80, and section 1809a as added by 2009 PA 149, and by adding section 1806b.

With the recommendation that the substitute (S-2) be adopted and that the bill then pass.

Aric Nesbitt
Chairperson

To Report Out:

Yeas: Senators Nesbitt, Johnson, Lauwers, VanderWall, Zorn, Moss, Polehanki and Wojno

Nays: Senator Theis

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

The Committee on Regulatory Reform reported

House Bill No. 6313, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending section 2504a (MCL 339.2504a), as amended by 2017 PA 56.

With the recommendation that the bill pass.

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

Aric Nesbitt
Chairperson

To Report Out:

Yeas: Senators Nesbitt, Theis, Johnson, Lauwers, VanderWall, Zorn, Moss, Polehanki and Wojno

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Reform submitted the following:

Meeting held on Tuesday, December 8, 2020, at 3:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Nesbitt (C), Theis, Johnson, Lauwers, VanderWall, Zorn, Moss, Polehanki and Wojno

COMMITTEE ATTENDANCE REPORT

The Committee on Oversight submitted the following:

Meeting held on Tuesday, December 8, 2020, at 10:15 a.m., Room 403, Capitol Building

Present: Senators McBroom (C), Lucido, Theis, MacDonald and Irwin

Scheduled Meetings

Advice and Consent - Thursday, December 10, 12:00 noon, Room 1100, Binsfeld Office Building (517) 373-5314

Oversight - Thursday, December 10, 9:30 a.m., Room 403, 4th Floor, Capitol Building (517) 373-5312

Senator MacGregor moved that the Senate adjourn.

The motion prevailed, the time being 3:26 p.m.

The President, Lieutenant Governor Gilchrist, declared the Senate adjourned until Thursday, December 10, 2020, at 10:00 a.m.

MARGARET O'BRIEN
Secretary of the Senate

