

No. 31
STATE OF MICHIGAN
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House of Representatives
100th Legislature
REGULAR SESSION OF 2019

House Chamber, Lansing, Tuesday, April 9, 2019.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

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

Afendoulis—present	Filler—present	Kahle—present	Reilly—present
Albert—present	Frederick—present	Kennedy—present	Rendon—present
Alexander—present	Garrett—present	Koleszar—present	Robinson—present
Allor—present	Garza—present	Kuppa—present	Sabo—present
Anthony—present	Gay-Dagnogo—present	LaFave—present	Schroeder—present
Bellino—present	Glenn—present	LaGrand—present	Shannon—present
Berman—present	Green—present	Lasinski—present	Sheppard—present
Bolden—present	Greig—present	Leutheuser—present	Slagh—present
Bollin—present	Griffin—present	Liberati—present	Sneller—present
Brann—present	Guerra—present	Lightner—present	Sowerby—present
Brixie—present	Haadsma—present	Lilly—present	Stone—present
Byrd—present	Hall—present	Love—present	Tate—present
Calley—present	Hammoud—present	Lower—present	VanSingel—present
Cambensy—present	Hauck—present	Maddock—present	VanWoerkom—present
Camilleri—present	Hernandez—present	Manoogian—present	Vaupel—present
Carter, B.—present	Hertel—present	Marino—present	Wakeman—present
Carter, T.—present	Hoadley—present	Markkanen—present	Warren—present
Chatfield—present	Hoitenga—present	Meerman—present	Webber—present
Cherry—present	Hood—present	Miller—present	Wendzel—present
Chirkun—present	Hope—present	Mueller—present	Wentworth—present
Clemente—present	Hornberger—present	Neeley—present	Whiteford—present
Cole—present	Howell—present	O'Malley—present	Whitsett—present
Coleman—present	Huizenga—present	Pagan—present	Wittenberg—present
Crawford—present	Iden—present	Paquette—present	Witwer—present
Eisen—present	Inman—present	Peterson—present	Wozniak—present
Elder—present	Johnson, C.—present	Pohutsky—present	Yancey—excused
Ellison—present	Johnson, S.—present	Rabhi—present	Yaroch—present
Farrington—present	Jones—present		

e/d/s = entered during session

Dr. Nadeem Siddiqui, Imam of Muslim Community of the Western Suburbs of Detroit in Canton, offered the following invocation:

“Assalamu’Alaikum [Greetings of Peace]

God Almighty commands us: ‘Worship God associating none with Him, and show kindness to parents, and to relatives, and the orphans, and the poor, and to close neighbors, and very distant neighbors, and your companions, and foreigners, and the captives. Surely, God does not love the proud and the boastful.’ (Quran 4:36)

God, our Lord. Today we pray to You to increase our faith and teach us kindness.

Cause us to be kind to our colleagues in the legislature.

Cause us to be kind to our parents.

Cause us to be kind to our relatives.

Our Lord, cause us to be kind to the orphans in Michigan.

Cause us to be kind to the poor in Michigan.

Cause us to be kind to our close neighbors, who live in our city or township.

Cause us to be kind to our distant neighbors who live in other far away cities and townships across Michigan.

O Merciful Lord, cause us to be kind to our companions.

Cause us to be kind to foreigners.

Cause us to be kind to the captives & those imprisoned.

And let that kindness be reflected not just in word, but in deed, in laws, and in legislation.

Remove from us the sins of pride and boastfulness.

Our Lord, favor our representatives with Your guidance and Divine Light.

Enable them to serve You by serving the citizens of this great state, regardless of their race, gender, or religion.

Make them Your instruments to deliver Your Mercy and Compassion.

Fill their hearts and minds with passion and determination to improve the lives of their fellow human beings.

Grant them success to erase poverty, ignorance, racism and hate in this state.

Make them the peacemakers, healers and bridge builders, so urgently needed in our wounded and broken times.

Bless us, God, this day and every day, we ask in Your good Name.

Ameen.”

The Speaker assumed the Chair.

Rep. Rabhi moved that Rep. Yancey be excused from today’s session.
The motion prevailed.

The Speaker called the Speaker Pro Tempore to the Chair.

Introduction of Bills

Reps. Elder, Cherry, Tyrone Carter, Hope, Sabo, Kuppa, Hertel, Bolden, Kennedy, Garza, Stone, Wittenberg and Jones introduced

House Bill No. 4425, entitled

A bill to require employers to provide unpaid leave for employees to attend academic activities of their children; to provide the conditions for granting the leave; and to prohibit discrimination against employees who request or use the leave.

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

Reps. Koleszar, Shannon, Sabo, Yaroch, Bellino, Manoogian, Chirkun, Vaupel, Pohutsky, Miller, Brann, Wozniak, Marino, Mueller, Elder, Howell, Bolden, Kuppa, Witwer, Tyrone Carter, Wittenberg and Pagan introduced

House Bill No. 4426, entitled

A bill to amend 1996 PA 195, entitled “Police officer’s and fire fighter’s survivor tuition grant act,” by amending sections 2 and 3 (MCL 390.1242 and 390.1243), section 2 as amended by 2016 PA 295 and section 3 as amended by 2012 PA 470.

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

Reps. Garrett, Hope, Garza, Whitsett, Hammoud, Neeley, Camilleri, Gay-Dagnogo, Manoogian and Rabhi introduced

House Bill No. 4427, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending the title and sections 282 and 383a (MCL 750.282 and 750.383a), the title as amended by 2010 PA 107, section 282 as amended by 1987 PA 32, and section 383a as amended by 2008 PA 413.

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

Reps. Garza, Hope, Garrett, Whitsett, Hammoud, Neeley, Camilleri, Gay-Dagnogo, Manoogian and Rabhi introduced

House Bill No. 4428, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending sections 160 and 16s of chapter XVII (MCL 777.160 and 777.16s), section 160 as amended by 2012 PA 169 and section 16s as amended by 2008 PA 414.

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

Reps. Cherry, Hope, Garrett, Whitsett, Hammoud, Neeley, Camilleri, Gay-Dagnogo, Manoogian and Rabhi introduced

House Bill No. 4429, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding sections 14m, 14n, 14o, 14p, and 14q.

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

Reps. Hammoud, Cherry, Hope, Garrett, Garza, Neeley, Camilleri, Gay-Dagnogo, Manoogian, Rabhi and Whitsett introduced

House Bill No. 4430, entitled

A bill to prescribe the powers and duties of providers of water, sewerage, and stormwater service in this state; to require providers of water, sewerage, and stormwater service in this state to file certain reports with the department of environmental quality; to provide for the powers and duties of certain state and local governmental officers and entities; and to provide for civil fines.

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

Reps. Neeley, Hope, Garrett, Garza, Whitsett, Hammoud, Camilleri, Gay-Dagnogo, Manoogian and Rabhi introduced

House Bill No. 4431, entitled

A bill to amend 1939 PA 178, entitled “An act to provide for the collection of water or sewage system rates, assessments, charges, or rentals; and to provide a lien for water or sewage system services furnished by municipalities as defined by this act,” by amending the title and section 6 (MCL 123.166), as amended by 1981 PA 132, and by adding sections 1a, 1b, 1c, 1d, and 1e.

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

Reps. Garrett, Cherry, Garza, Whitsett, Hammoud, Neeley, Camilleri, Gay-Dagnogo, Manoogian and Rabhi introduced

House Bill No. 4432, entitled

A bill to prescribe the powers and duties of certain providers of water and sewerage service in this state; to prescribe the powers and duties of certain state officers and entities; to prohibit certain acts and practices of providers of water and sewerage service; and to provide for remedies and penalties for certain violations of this act.

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

Reps. Hope, Cherry, Garrett, Garza, Whitsett, Hammoud, Neeley, Camilleri and Gay-Dagnogo introduced **House Bill No. 4433, entitled**

A bill to amend 1939 PA 3, entitled “An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the powers and duties of certain state governmental officers and entities; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” by amending sections 6 and 6a (MCL 460.6 and 460.6a), section 6 as amended by 2005 PA 190 and section 6a as amended by 2016 PA 341, and by adding section 6aa.

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

Reps. Hall, LaGrand, Robinson, Neeley, Yancey, Tyrone Carter, Alexander, Lightner, Afendoulis, Marino, LaFave, Hornberger, Haadsma, Slagh, Chirkun, Steven Johnson, Reilly, Cherry, Markkanen, Cambensy, Hoytenga, Rendon, Garrett, Wendzel, Bollin, Paquette, Meerman, Mueller, Gay-Dagnogo, Brann, Eisen, Witwer and Jones introduced

House Bill No. 4434, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 227 (MCL 750.227), as amended by 1986 PA 8.

The bill was read a first time by its title and referred to the Committee on Military, Veterans and Homeland Security.

Reps. Reilly, Hoytenga, Steven Johnson, Miller, Meerman, Paquette, Markkanen, Hornberger, LaFave, Eisen and Mueller introduced

House Bill No. 4435, entitled

A bill to protect the right of free speech and assembly on the campuses of public universities and community and junior colleges; to provide for enforcement of that right; and to provide remedies.

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

Reps. Reilly, Hoytenga, Steven Johnson, Miller, Meerman, Paquette, Markkanen, Hornberger, LaFave, Eisen and Mueller introduced

House Bill No. 4436, entitled

A bill to promote and safeguard the right of free speech and assembly on the campuses of public universities and community and junior colleges; and to provide for the powers and duties of certain state and local governmental officers and entities.

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

Reps. Wakeman, Tate and Marino introduced

House Bill No. 4437, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending sections 1801, 1803, 1804, 1806, and 1809 (MCL 339.1801, 339.1803, 339.1804, 339.1806, and 339.1809), section 1801 as amended by 2006 PA 300 and section 1806 as amended by 2013 PA 80, and by adding section 1806b.

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

Rep. Wakeman introduced

House Bill No. 4438, entitled

A bill to amend 1979 PA 152, entitled “State license fee act,” by amending section 43 (MCL 338.2243), as amended by 2015 PA 75.

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

Rep. Cole introduced

House Bill No. 4439, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40111a (MCL 324.40111a), as amended by 2015 PA 265.

The bill was read a first time by its title and referred to the Committee on Natural Resources and Outdoor Recreation.

Rep. Lilly introduced

House Bill No. 4440, entitled

A bill to amend 2016 PA 281, entitled “Medical marihuana facilities licensing act,” by amending section 402 (MCL 333.27402), as amended by 2018 PA 582.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4014, entitled

A bill to amend 1976 PA 442, entitled “Freedom of information act,” (MCL 15.231 to 15.246) by adding section 55.

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

Roll Call No. 36

Yeas—109

Afendoulis	Filler	Jones	Rabhi
Albert	Frederick	Kahle	Reilly
Alexander	Garrett	Kennedy	Rendon
Allor	Garza	Koleszar	Robinson
Anthony	Gay-Dagnogo	Kuppa	Sabo
Bellino	Glenn	LaFave	Schroeder
Berman	Green	LaGrand	Shannon
Bolden	Greig	Lasinski	Sheppard
Bollin	Griffin	Leutheuser	Slagh
Brann	Guerra	Liberati	Sneller
Brixie	Haadsma	Lightner	Sowerby
Byrd	Hall	Lilly	Stone
Calley	Hammoud	Love	Tate
Cambensy	Hauck	Lower	VanSingel
Camilleri	Hernandez	Maddock	VanWoerkom
Carter, B.	Hertel	Manoogian	Vaupel
Carter, T.	Hoadley	Marino	Wakeman
Chatfield	Hoitenga	Markkanen	Warren
Cherry	Hood	Meerman	Webber
Chirkun	Hope	Miller	Wendzel
Clemente	Hornberger	Mueller	Wentworth
Cole	Howell	Neeley	Whiteford
Coleman	Huizenga	O’Malley	Whitsett
Crawford	Iden	Pagan	Wittenberg
Eisen	Inman	Paquette	Witwer
Elder	Johnson, C.	Peterson	Wozniak
Ellison	Johnson, S.	Pohutsky	Yaroch
Farrington			

Nays—0

In The Chair: Wentworth

The question being on agreeing to the title of the bill,
Rep. Cole moved to amend the title to read as follows:

A bill to amend 1976 PA 442, entitled “Freedom of information act,” (MCL 15.231 to 15.246) by adding section 25.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Brann, Brenda Carter, Cambensy, Cherry, Chirkun, Cynthia Johnson, Eisen, Ellison, Garrett, Garza, Gay-Dagnogo, Greig, Hertel, Hoadley, Jones, Koleszar, Kuppa, LaFave, Markkanen, Mueller, O’Malley, Pagan, Paquette, Peterson, Pohutsky, Rabhi, Rendon, Sneller, Sowerby, Tyrone Carter, Vaupel, Wakeman, Warren, Webber, Wentworth, Whitsett, Witwer and Yaroch were named co-sponsors of the bill.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Hope, Hammoud, Manoogian, Hood, Lasinski, Sowerby, Kennedy, Brixie, Garza, Love, Sneller and Stone offered the following resolution:

House Resolution No. 57.

A resolution to urge the President and the United States Department of Health and Human Services to repeal the new rule changing funding eligibility for the Title X family planning program.

Whereas, The U.S. Department of Health and Human Services released a new rule rendering organizations ineligible for Title X funding if they provide or refer patients for abortions, effective May 3, 2019. First enacted in 1970, Title X of the Public Health Service Act is the only federal grant program solely dedicated to funding family planning and preventive health services for low-income patients; and

Whereas, The new rule threatens access to fundamental medical services for the 4 million low-income patients who rely on Title X-funded organizations for their health care. The rule creates barriers to the numerous health care services provided by these organizations, including services that are completely unrelated to abortion, such as screenings for breast and cervical cancer and testing and treatment for sexually transmitted infections; and

Whereas, Michigan receives approximately \$7.4 million per year in Title X funding; and

Whereas, 62,700 Michigan residents received Title X services through local health departments or Planned Parenthood; and

Whereas, The Michigan Department of Health and Human Services (MDHHS), which oversees the Title X funds in the state, stated that the new rule presents “challenges for all the providers in our network”; and

Whereas, Nineteen leading medical and health care organizations representing more than 4.3 million health care providers, including the American College of Obstetricians and Gynecologists and American College of Physicians, opposed the rule change in a joint letter citing its disregard for evidence-based medicine and the expertise of the scientific and medical community; and

Whereas, The rule will cause irreversible harm to the provider-patient relationship by requiring providers to omit critical health care information thus undermining patient confidence in their care; now, therefore, be it

Resolved by the House of Representatives, That we urge the President and the United States Department of Health and Human Services to repeal the new rule changing funding eligibility for the Title X family planning program; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States and the Secretary of Health and Human Services.

The resolution was referred to the Committee on Families, Children, and Seniors.

Third Reading of Bills

House Bill No. 4102, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 49 (MCL 750.49), as amended by 2018 PA 461.

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

Roll Call No. 37

Yeas—108

Afendoulis
Albert

Farrington
Filler

Johnson, S.
Jones

Pohutsky
Rabhi

Alexander	Frederick	Kahle	Reilly
Allor	Garrett	Kennedy	Rendon
Anthony	Garza	Koleszar	Sabo
Bellino	Gay-Dagnogo	Kuppa	Schroeder
Berman	Glenn	LaFave	Shannon
Bolden	Green	LaGrand	Sheppard
Bollin	Greig	Lasinski	Slagh
Brann	Griffin	Leutheuser	Sneller
Brixie	Guerra	Liberati	Sowerby
Byrd	Haadsma	Lightner	Stone
Calley	Hall	Lilly	Tate
Cambensy	Hammoud	Love	VanSingel
Camilleri	Hauck	Lower	VanWoerkom
Carter, B.	Hernandez	Maddock	Vaupel
Carter, T.	Hertel	Manoogian	Wakeman
Chatfield	Hoadley	Marino	Warren
Cherry	Hoitenga	Markkanen	Webber
Chirkun	Hood	Meerman	Wendzel
Clemente	Hope	Miller	Wentworth
Cole	Hornberger	Mueller	Whiteford
Coleman	Howell	Neeley	Whitsett
Crawford	Huizenga	O'Malley	Wittenberg
Eisen	Iden	Pagan	Witwer
Elder	Inman	Paquette	Wozniak
Ellison	Johnson, C.	Peterson	Yaroch

Nays—1

Robinson

In The Chair: Wentworth

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

House Bill No. 4103, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 157m (MCL 750.157m), as amended by 1988 PA 335.
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays as follows:

Roll Call No. 38

Yeas—108

Afendoulis	Farrington	Johnson, S.	Pohutsky
Albert	Filler	Jones	Rabhi
Alexander	Frederick	Kahle	Reilly
Allor	Garrett	Kennedy	Rendon
Anthony	Garza	Koleszar	Sabo
Bellino	Gay-Dagnogo	Kuppa	Schroeder
Berman	Glenn	LaFave	Shannon
Bolden	Green	LaGrand	Sheppard

Bollin	Greig	Lasinski	Slagh
Brann	Griffin	Leutheuser	Sneller
Brixie	Guerra	Liberati	Sowerby
Byrd	Haadsma	Lightner	Stone
Calley	Hall	Lilly	Tate
Cambensy	Hammoud	Love	VanSingel
Camilleri	Hauck	Lower	VanWoerkom
Carter, B.	Hernandez	Maddock	Vaupel
Carter, T.	Hertel	Manoogian	Wakeman
Chatfield	Hoadley	Marino	Warren
Cherry	Hoitenga	Markkanen	Webber
Chirkun	Hood	Meerman	Wendzel
Clemente	Hope	Miller	Wentworth
Cole	Hornberger	Mueller	Whiteford
Coleman	Howell	Neeley	Whitsett
Crawford	Huizenga	O'Malley	Wittenberg
Eisen	Iden	Pagan	Witwer
Elder	Inman	Paquette	Wozniak
Ellison	Johnson, C.	Peterson	Yaroch

Nays—1

Robinson

In The Chair: Wentworth

The House agreed to the title of the bill.

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

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

House Bill No. 4104, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 159g (MCL 750.159g), as amended by 2014 PA 300.

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

Roll Call No. 39

Yeas—108

Afendoulis	Farrington	Johnson, S.	Pohutsky
Albert	Filler	Jones	Rabhi
Alexander	Frederick	Kahle	Reilly
Allor	Garrett	Kennedy	Rendon
Anthony	Garza	Koleszar	Sabo
Bellino	Gay-Dagnogo	Kuppa	Schroeder
Berman	Glenn	LaFave	Shannon
Bolden	Green	LaGrand	Sheppard
Bollin	Greig	Lasinski	Slagh
Brann	Griffin	Leutheuser	Sneller
Brixie	Guerra	Liberati	Sowerby
Byrd	Haadsma	Lightner	Stone
Calley	Hall	Lilly	Tate
Cambensy	Hammoud	Love	VanSingel

Camilleri	Hauck	Lower	VanWoerkom
Carter, B.	Hernandez	Maddock	Vaupel
Carter, T.	Hertel	Manoogian	Wakeman
Chatfield	Hoadley	Marino	Warren
Cherry	Hoitenga	Markkanen	Webber
Chirkun	Hood	Meerman	Wendzel
Clemente	Hope	Miller	Wentworth
Cole	Hornberger	Mueller	Whiteford
Coleman	Howell	Neeley	Whitsett
Crawford	Huizenga	O'Malley	Wittenberg
Eisen	Iden	Pagan	Witwer
Elder	Inman	Paquette	Wozniak
Ellison	Johnson, C.	Peterson	Yaroch

Nays—1

Robinson

In The Chair: Wentworth

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

House Bill No. 4105, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 174 (MCL 750.174), as amended by 2006 PA 573.

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

Roll Call No. 40

Yeas—108

Afendoulis	Farrington	Johnson, S.	Pohutsky
Albert	Filler	Jones	Rabhi
Alexander	Frederick	Kahle	Reilly
Allor	Garrett	Kennedy	Rendon
Anthony	Garza	Koleszar	Sabo
Bellino	Gay-Dagnogo	Kuppa	Schroeder
Berman	Glenn	LaFave	Shannon
Bolden	Green	LaGrand	Sheppard
Bollin	Greig	Lasinski	Slagh
Brann	Griffin	Leutheuser	Sneller
Brixie	Guerra	Liberati	Sowerby
Byrd	Haadsma	Lightner	Stone
Calley	Hall	Lilly	Tate
Cambensy	Hammoud	Love	VanSingel
Camilleri	Hauck	Lower	VanWoerkom
Carter, B.	Hernandez	Maddock	Vaupel
Carter, T.	Hertel	Manoogian	Wakeman
Chatfield	Hoadley	Marino	Warren
Cherry	Hoitenga	Markkanen	Webber
Chirkun	Hood	Meerman	Wendzel

Clemente	Hope	Miller	Wentworth
Cole	Hornberger	Mueller	Whiteford
Coleman	Howell	Neeley	Whitsett
Crawford	Huizenga	O'Malley	Wittenberg
Eisen	Iden	Pagan	Witwer
Elder	Inman	Paquette	Wozniak
Ellison	Johnson, C.	Peterson	Yaroch

Nays—1

Robinson

In The Chair: Wentworth

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

House Bill No. 4106, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 248 (MCL 750.248), as amended by 2011 PA 206.

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

Roll Call No. 41

Yeas—108

Afendoulis	Farrington	Johnson, S.	Pohutsky
Albert	Filler	Jones	Rabhi
Alexander	Frederick	Kahle	Reilly
Allor	Garrett	Kennedy	Rendon
Anthony	Garza	Koleszar	Sabo
Bellino	Gay-Dagnogo	Kuppa	Schroeder
Berman	Glenn	LaFave	Shannon
Bolden	Green	LaGrand	Sheppard
Bollin	Greig	Lasinski	Slagh
Brann	Griffin	Leutheuser	Sneller
Brixie	Guerra	Liberati	Sowerby
Byrd	Haadsma	Lightner	Stone
Calley	Hall	Lilly	Tate
Cambensy	Hammoud	Love	VanSingel
Camilleri	Hauck	Lower	VanWoerkom
Carter, B.	Hernandez	Maddock	Vaupel
Carter, T.	Hertel	Manoogian	Wakeman
Chatfield	Hoadley	Marino	Warren
Cherry	Hoitenga	Markkanen	Webber
Chirkun	Hood	Meerman	Wendzel
Clemente	Hope	Miller	Wentworth
Cole	Hornberger	Mueller	Whiteford
Coleman	Howell	Neeley	Whitsett
Crawford	Huizenga	O'Malley	Wittenberg
Eisen	Iden	Pagan	Witwer
Elder	Inman	Paquette	Wozniak
Ellison	Johnson, C.	Peterson	Yaroch

Nays—1

Robinson

In The Chair: Wentworth

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

House Bill No. 4107, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 411j (MCL 750.411j), as amended by 2009 PA 82.

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

Roll Call No. 42

Yeas—108

Afendoulis	Farrington	Johnson, S.	Pohutsky
Albert	Filler	Jones	Rabhi
Alexander	Frederick	Kahle	Reilly
Allor	Garrett	Kennedy	Rendon
Anthony	Garza	Koleszar	Sabo
Bellino	Gay-Dagnogo	Kuppa	Schroeder
Berman	Glenn	LaFave	Shannon
Bolden	Green	LaGrand	Sheppard
Bollin	Greig	Lasinski	Slagh
Brann	Griffin	Leutheuser	Sneller
Brixie	Guerra	Liberati	Sowerby
Byrd	Haadsma	Lightner	Stone
Calley	Hall	Lilly	Tate
Cambensy	Hammoud	Love	VanSingel
Camilleri	Hauck	Lower	VanWoerkom
Carter, B.	Hernandez	Maddock	Vaupel
Carter, T.	Hertel	Manoogian	Wakeman
Chatfield	Hoadley	Marino	Warren
Cherry	Hoitenga	Markkanen	Webber
Chirkun	Hood	Meerman	Wendzel
Clemente	Hope	Miller	Wentworth
Cole	Hornberger	Mueller	Whiteford
Coleman	Howell	Neeley	Whitsett
Crawford	Huizenga	O'Malley	Wittenberg
Eisen	Iden	Pagan	Witwer
Elder	Inman	Paquette	Wozniak
Ellison	Johnson, C.	Peterson	Yaroch

Nays—1

Robinson

In The Chair: Wentworth

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

House Bill No. 4185, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 377b (MCL 750.377b).

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

Roll Call No. 43

Yeas—105

Afendoulis	Farrington	Jones	Pohutsky
Albert	Filler	Kahle	Reilly
Alexander	Frederick	Kennedy	Rendon
Allor	Garza	Koleszar	Sabo
Anthony	Gay-Dagnogo	Kuppa	Schroeder
Bellino	Glenn	LaFave	Shannon
Berman	Green	LaGrand	Sheppard
Bolden	Greig	Lasinski	Slagh
Bollin	Griffin	Leutheuser	Sneller
Brann	Guerra	Liberati	Sowerby
Brixie	Haadsma	Lightner	Stone
Byrd	Hall	Lilly	Tate
Calley	Hauck	Love	VanSingel
Cambensy	Hernandez	Lower	VanWoerkom
Camilleri	Hertel	Maddock	Vaupel
Carter, B.	Hoadley	Manoogian	Wakeman
Carter, T.	Hoitenga	Marino	Warren
Chatfield	Hood	Markkanen	Webber
Cherry	Hope	Meerman	Wendzel
Chirkun	Hornberger	Miller	Wentworth
Clemente	Howell	Mueller	Whiteford
Cole	Huizenga	Neeley	Whitsett
Coleman	Iden	O'Malley	Wittenberg
Crawford	Inman	Pagan	Witwer
Eisen	Johnson, C.	Paquette	Wozniak
Elder	Johnson, S.	Peterson	Yaroch
Ellison			

Nays—4

Garrett	Hammoud	Rabhi	Robinson
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In The Chair: Wentworth

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

Second Reading of Bills

House Bill No. 4226, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 3240 (MCL 600.3240), as amended by 2014 PA 431.

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

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Cole moved that House Committees be given leave to meet during the balance of today's session.
The motion prevailed.

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

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

**House Bill Nos. 4410 4411 4412 4413 4414 4415 4416 4417 4418 4419 4420 4421 4422
 4423 4424**

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, April 9:

Senate Bill Nos. 250 251 252 253 254

The Clerk announced that the following Senate bills had been received on Tuesday, April 9:

Senate Bill Nos. 29 30 112

Reports of Standing Committees

The Committee on Military, Veterans and Homeland Security, by Rep. LaFave, Chair, referred
House Bill No. 4083, entitled

A bill to prohibit local units of government from enacting or enforcing any law, ordinance, policy, or rule that limits local officials, officers, or employees from communicating or cooperating with appropriate federal officials concerning the immigration status of individuals; to prescribe the powers and duties of certain state and local officers, officials, and employees; and to prescribe penalties and remedies.

to the Committee on Ways and Means with the recommendation that the substitute (H-1) be adopted.

Favorable Roll Call

To Refer:

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis and Markkanen

Nays: Reps. Jones, Chirkun, Tyrone Carter and Manoogian

The bill and substitute were referred to the Committee on Ways and Means.

The Committee on Military, Veterans and Homeland Security, by Rep. LaFave, Chair, referred
House Bill No. 4090, entitled

A bill to prohibit counties from enacting or enforcing any law, ordinance, policy, or rule that limits local officials, officers, or employees from communicating or cooperating with appropriate federal officials concerning the immigration status of individuals; to prescribe the powers and duties of certain state and local officers, officials, and employees; and to prescribe penalties and remedies.

to the Committee on Ways and Means with the recommendation that the substitute (H-1) be adopted.

Favorable Roll Call

To Refer:

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis and Markkanen

Nays: Reps. Jones, Chirkun, Tyrone Carter and Manoogian

The bill and substitute were referred to the Committee on Ways and Means.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. LaFave, Chair, of the Committee on Military, Veterans and Homeland Security, was received and read:

Meeting held on: Tuesday, April 9, 2019

Present: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, Chirkun, Tyrone Carter and Manoogian

The Committee on Ways and Means, by Rep. Iden, Chair, reported

House Bill No. 4051, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding section 165.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

Nays: None

The Committee on Ways and Means, by Rep. Iden, Chair, reported

House Bill No. 4121, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 78q (MCL 211.78q), as amended by 2016 PA 518.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

Nays: None

The Committee on Ways and Means, by Rep. Iden, Chair, reported

House Bill No. 4156, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 68c (MCL 38.68c), as amended by 2018 PA 357.

With the recommendation that the substitute (H-5) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

Nays: None

The Committee on Ways and Means, by Rep. Iden, Chair, reported

House Bill No. 4224, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7104 (MCL 333.7104), as amended by 2001 PA 233.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

Nays: None

The Committee on Ways and Means, by Rep. Iden, Chair, reported

House Bill No. 4225, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7303a (MCL 333.7303a), as amended by 2018 PA 101.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Iden, Chair, of the Committee on Ways and Means, was received and read:

Meeting held on: Tuesday, April 9, 2019

Present: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

The Committee on Judiciary, by Rep. Filler, Chair, reported

Senate Bill No. 203, entitled

A bill to amend 2016 PA 281, entitled "Medical marihuana facilities licensing act," by amending section 102 (MCL 333.27102), as amended by 2018 PA 648.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder and Bolden

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 9, 2019

Present: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder and Bolden

Absent: Rep. Yancey

Excused: Rep. Yancey

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 9, 2019

Present: Reps. Hornberger, Paquette, Crawford, Vaupel, Reilly, Hall, Markkanen, O'Malley, Wakeman, Camilleri, Sowerby, Brenda Carter, Tyrone Carter and Koleszar

Absent: Rep. Stone

Excused: Rep. Stone

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 9, 2019

Present: Reps. Howell, Wakeman, Calley, Reilly, Rendon, Eisen, Sowerby, Cambensy and Pohutsky

Messages from the Senate

Senate Bill No. 29, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as amended by 2016 PA 488.

The Senate has passed the bill.

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

Senate Bill No. 30, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2018 PA 374.

The Senate has passed the bill.

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

Senate Bill No. 112, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2918 (MCL 600.2918), as amended by 2014 PA 223.

The Senate has passed the bill.

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

House Bill No. 4061, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 21b.

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

The House agreed to the full title.

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

Notices

March 22, 2019

Mr. Gary L. Randall, Clerk
Michigan House of Representatives
PO Box 30014
Lansing, MI 48909

Dear Mr. Clerk,

Pursuant to Public Act 549 of 2008, I am reappointing Mark Johnston to the Saginaw Promise Zone Authority Board for the term of March 25, 2019 to March 24, 2023.

Mark Johnston
635 Westfield St
Saginaw, MI, 48602-2749

If you have any questions or concerns, please do not hesitate to contact my office.

Sincerely,
Lee Chatfield
Speaker
Michigan House of Representatives

March 22, 2019

Mr. Gary L. Randall, Clerk
Michigan House of Representatives
PO Box 30014
Lansing, MI 48909

Dear Mr. Clerk,

Pursuant to Public Act 549 of 2008, I am appointing Bishop Urundi B. Knox to the Flint Promise Zone Authority for the term of March 22, 2019 to March 21, 2023.

Urundi B. Knox, Sr. Pastor
4408 Lippincott Blvd
Burton, MI, 48519-1158
(810) 515-9025

If you have any questions or concerns, please do not hesitate to contact my office.

Sincerely,
Lee Chatfield
Speaker
Michigan House of Representatives

April 2, 2019

Mr. Gary L. Randall, Clerk
Michigan House of Representatives
PO Box 30014
Lansing, MI 48909

Dear Mr. Clerk,

Pursuant to Public Act 368 of 1978 (MLC 380.1280g), I am appointing the following individual to serve on the Peer Review Panel:

David Stuit
c/o Basis Policy Research
1059 Wealthy Street SE, Suite 203
Grand Rapids, MI 49506
(866) 542-7908
solutions@basispolicyresearch.com

Sincerely,
Lee Chatfield
Speaker
Michigan House of Representatives

Communications from State Officers

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

February 22, 2019

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

Attached please find a *Statement of Revenues, Expenditures and Changes in Fund Balances* through year end September 30, 2018. Per the legislation, this annual audit report is due by February 1 but is late due to the delay in the state closing the books.

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

Sincerely,
Debi Cain
Executive Director

The communication was referred to the Clerk.

The following communication from the Department of State Police was received and read:

April 1, 2019

In accordance with Section 3 of the Methamphetamine Reporting Act, PA 262 of 2006, the Michigan State Police (MSP) is notifying the Legislature that the Methamphetamine-Related Criminal Incidents Report FY18 has been posted to the MSP website listed below and titled "Methamphetamine-Related Criminal Incidents Report FY18, 04/01/19".

https://www.michigan.gov/documents/msp/FY18_Meth_Related_Criminal_Incidents_651356_7.pdf.

The direct line to MSP's Appropriation Required Reports is as follows:

https://www.michigan.gov/msp/0,4643,7-123-1586_3501_91653---,00.html

Please direct any questions regarding this report to Ms. Amanda Baker, Director, Budget and Financial Services Division, Michigan State Police at 517-599-5774.

Thank you,
Nichole Kalisek
Executive Assistant to:
Ms. Amanda Baker, Director
Budget and Financial Services
Michigan State Police
517-284-3286

The communication was referred to the Clerk.

The following communication from the Department of Technology, Management and Budget was received and read:

April 1, 2019

Michigan Public School Employees' Retirement System Summary Annual Report for FY 2018

Required by Section 13 (3) of PA 314 of 1965 as amended and Sections 28 (1) and 41 (17) of PA 300 of 1980 as amended.

Available at:

www.michigan.gov/documents/orsschools/MPERS_Summary_Annual_Report_FY18_651365_7.pdf.

Prepared for The Governor, Legislature, House and Senate Appropriations Committees, House and Senate Fiscal Agencies, Retirement Allowance Recipients and members of the Michigan Public School Employees' Retirement System.

Department of Technology, Management and Budget
Office of Retirement Services
Published April 1, 2019

The communication was referred to the Clerk.

Announcements by the Clerk

March 28, 2019

Received from the Auditor General a copy of the:

- Performance audit report on Statewide Integrated Governmental Management Applications (SIGMA) – Selected Application Controls and Service Level Requirements, State Budget Office (071-0595-18), March 2019.

April 4, 2019

Received from the Auditor General a copy of the:

- Report on Internal Control, Compliance, and Other Matters for the Michigan State Employees' Retirement System (071-0151-19), Fiscal Year Ended September 30, 2018.

- Report on Internal Control, Compliance, and Other Matters for the Michigan Judges' Retirement System (071-0153-19), Fiscal Year Ended September 30, 2018.
- Report on Internal Control, Compliance, and Other Matters for the Michigan State Police Retirement System (071-0154-19), Fiscal Year Ended September 30, 2018.
- Report on Internal Control, Compliance, and Other Matters for the Michigan Military Retirement Provisions (071-0158-19), Fiscal Year Ended September 30, 2018.
- Report on Internal Control, Compliance, and Other Matters for the Michigan Legislative Retirement System (900-0140-19), Fiscal Year Ended September 30, 2018.

Gary L. Randall
Clerk of the House

April 3, 2019

Received from the Supreme Court a notice that the motion of the Michigan Legislature to file a reply to the brief amicus curiae filed by the Michigan One Fair Wage *et al.* is GRANTED and the reply submitted on March 27, 2019, is accepted for filing.

April 3, 2019

Received from the Supreme Court the request by the House of Representatives and the Senate for an advisory opinion on the constitutionality of 2018 PA 368 and 2018 PA 369 are considered and scheduled oral argument for Wednesday, July 17, 2019, at 9:30 a.m. MCR 7.308(B)(3). The requests by the House of Representatives and the Senate for an advisory opinion remain pending.

Gary L. Randall
Clerk of the House

Rep. Pagan moved that the House adjourn.
The motion prevailed, the time being 3:20 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, April 10, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives

