

No. 91
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House of Representatives
101st Legislature
REGULAR SESSION OF 2021

House Chamber, Lansing, Tuesday, November 2, 2021.

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.

Aiyash—present	Damoose—present	Kuppa—present	Rogers—present
Albert—present	Eisen—present	LaFave—present	Roth—present
Alexander—present	Ellison—present	LaGrand—present	Sabo—present
Allor—present	Farrington—present	Lasinski—present	Scott—present
Anthony—present	Filler—present	Liberati—present	Shannon—present
Beeler—present	Fink—present	Lightner—present	Slagh—present
Bellino—present	Frederick—present	Lilly—present	Sneller—present
Berman—present	Garza—excused	Maddock—present	Sowerby—present
Beson—present	Glenn—present	Manoogian—excused	Steckloff—present
Bezotte—present	Green—present	Marino—excused	Steenland—present
Bolden—present	Griffin—present	Markkanen—present	Stone—present
Bollin—present	Haadsma—present	Martin—present	Tate—present
Borton—present	Hall—present	Meerman—present	Thanedar—present
Brabec—present	Hammoud—excused	Morse—present	Tisdell—present
Brann—present	Hauck—present	Mueller—present	VanSingel—present
Breen—present	Hertel—present	Neeley—excused	VanWoerkom—present
Brixie—present	Hoitenga—present	O’Malley—present	Wakeman—present
Calley—present	Hood—present	O’Neal—present	Weiss—present
Cambensy—present	Hope—present	Outman—present	Wendzel—present
Camilleri—present	Hornberger—present	Paquette—present	Wentworth—present
Carra—present	Howell—present	Peterson—present	Whiteford—present
Carter, B—present	Huizenga—present	Pohutsky—present	Whitsett—present
Carter, T—present	Johnson, C—present	Posthumus—present	Witwer—present
Cavanagh—present	Johnson, S—present	Puri—present	Wozniak—present
Cherry—present	Jones—excused	Rabhi—present	Yancey—present
Clemente—present	Kahle—present	Reilly—excused	Yaroch—present
Clements—present	Koleszar—present	Rendon—present	Young—present
Coleman—present			

e/d/s = entered during session

Rep. John R. Roth, from the 104th District, offered the following invocation:

“Dear Lord, as we gather to meet this new day, let our chamber be filled with love, joy, peace and goodness. Let us desire to work with one another, communicate with one another, and treat one another with the utmost respect.

Strengthen us as we make tough decisions. Empower us to do the will of the people with a clear mind and an unrelenting efficiency. Enable us to think and strategize in ways that will achieve the best results. Purify our thoughts and motives so that each one of us enters today, and every day, with profound spirit and fair debate.

We thank You for another opportunity to meet here today. And we pledge to do our best in the presence of Your wisdom and guidance. Amen.”

The Speaker Pro Tempore called Associate Speaker Pro Tempore Paquette to the Chair.

Rep. Rogers moved that Reps. Garza, Hammoud, Jones, Manoogian and Neeley be excused from today’s session.

The motion prevailed.

Rep. Frederick moved that Reps. Marino and Reilly be excused from today’s session.

The motion prevailed.

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 186.

A resolution to call on the state of Michigan to act quickly to replace lead service lines that have contaminated drinking water sources in the city of Hamtramck.

(For text of resolution, see House Journal No. 87, p. 1970.)

(The resolution was reported by the Committee on Natural Resources and Outdoor Recreation on October 28, with substitute (H-1).)

(For substitute, see House Journal No. 90, p. 2019.)

The question being on the adoption of the proposed substitute (H-1) recommended by the Committee,

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

The question being on the adoption of the resolution,

Rep. Aiyash moved to substitute (H-3) the resolution as follows:

Substitute for House Resolution No. 186.

A resolution to call on the state of Michigan to quickly address the lead service lines that have contaminated drinking water sources in the city of Hamtramck.

Whereas, A reliable system that delivers safe, quality drinking water is crucial to a community’s vitality and its residents’ health and well-being; and

Whereas, Exposure to lead can cause serious harm to the health of children and adults. Children are especially vulnerable to lead poisoning and can experience damage to the brain and nervous system, slowed growth and development, and other significant harm to their health, including long-term impacts; and

Whereas, The U.S. Environmental Protection Agency’s 90th percentile value lead action level in drinking water is 15 parts per billion (ppb); and

Whereas, An October 15, 2021, letter from the Department of Environment, Great Lakes, and Energy to Hamtramck about lead and copper monitoring indicates that the community water supply’s 90th percentile value exceeded the 15 ppb lead action level during testing from June 1 to September 30, 2021. The 90th percentile value for lead was 17 ppb, with sample results reaching as high as 36 ppb. Among the sources of the lead contamination, the letter notes that the city’s service lines may contain lead; now, therefore, be it

Resolved by the House of Representatives, That we call on the state of Michigan to quickly address the lead service lines that have contaminated drinking water sources in the city of Hamtramck; and be it further

Resolved, That copies of this resolution be transmitted to the Governor and the Director of the Department of Environment, Great Lakes, and Energy.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Bollin, Allor, Bezotte, Breen, Cavanagh, Clemente, Haadsma, Hood, Hope, Kuppa, Morse, Pohutsky, Rogers, Sneller, Steenland, Stone, Thanedar, Witwer and Young offered the following resolution:

House Resolution No. 188.

A resolution to declare November 2021 as Stomach Cancer Awareness Month in the state of Michigan.

Whereas, Stomach cancer, also known as gastric cancer, is one of the most difficult cancers to detect in the early stages of the disease, which contributes to high mortality rates; and

Whereas, Stomach cancer occurs when cancer cells develop in the lining of the stomach; and

Whereas, Stomach cancer is the sixth most common type of cancer worldwide; and

Whereas, In 2021, an estimated 26,520 cases of stomach cancer will be diagnosed in the United States and over 11,000 people in the country will die from the disease; and

Whereas, The estimated 5-year survival rate for stomach cancer is only 31 percent; and

Whereas, Approximately 1 in 96 men and 1 in 152 women will be diagnosed with stomach cancer during his or her lifetime; and

Whereas, In the United States, stomach cancer is more prevalent among racial and ethnic minorities; and

Whereas, Increased awareness of and education about stomach cancer among patients and healthcare providers could improve timely recognition of stomach cancer symptoms; and

Whereas, More research into early diagnosis, screening, and treatment for stomach cancer is needed; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare November 2021 as Stomach Cancer Awareness Month in the state of Michigan. We support the goals of awareness of, and education about, the condition among the general public of Michigan and recognize the need for additional research into early diagnosis, screening, and treatment for stomach cancer.

The question being on the adoption of the resolution,

The resolution was adopted.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4059, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 109n.

(The bill was received from the Senate on October 26, with amendments and full title inserted by the Senate, consideration of which, under the rules, was postponed until October 27, see House Journal No. 88, p. 1982.)

The question being on concurring in the amendments made to the bill by the Senate,

The amendments were concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 516

Yeas—101

Aiyash
Albert

Coleman
Damoose

Kuppa
LaFave

Sabo
Scott

Alexander	Eisen	LaGrand	Shannon
Allor	Ellison	Lasinski	Slagh
Anthony	Farrington	Liberati	Sneller
Beeler	Filler	Lightner	Sowerby
Bellino	Fink	Lilly	Steckloff
Berman	Frederick	Maddock	Steenland
Beson	Glenn	Markkanen	Stone
Bezotte	Green	Martin	Tate
Bolden	Griffin	Meerman	Thanedar
Bollin	Haadsma	Morse	Tisdell
Borton	Hall	Mueller	VanSingel
Brabec	Hauck	O'Malley	VanWoerkom
Brann	Hertel	O'Neal	Wakeman
Breen	Hoitenga	Outman	Weiss
Brixie	Hood	Paquette	Wendzel
Calley	Hope	Peterson	Wentworth
Cambensy	Hornberger	Pohutsky	Whiteford
Camilleri	Howell	Posthumus	Whitsett
Carter, B	Huizenga	Puri	Witwer
Carter, T	Johnson, C	Rabhi	Wozniak
Cavanagh	Johnson, S	Rendon	Yancey
Cherry	Kahle	Rogers	Yaroch
Clemente	Koleszar	Roth	Young
Clements			

Nays—1

Carra

In The Chair: Paquette

The House agreed to the full title.

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

Second Reading of Bills

House Bill No. 5097, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1278 (MCL 380.1278), as amended by 2016 PA 170.

The bill was read a second time.

Rep. Lilly moved to amend the bill as follows:

1. Amend page 5, line 18, by striking out all of subparagraph (v) and renumbering the remaining subparagraphs.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Yancey moved to amend the bill as follows:

1. Amend page 5, following line 29, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4412 of the 101st Legislature is enacted into law.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Yancey moved to substitute (H-1) the bill.

The motion did not prevail and the substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

House Bill No. 4939, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending sections 1 and 25 (MCL 205.51 and 205.75), section 1 as amended by 2018 PA 2 and section 25 as amended by 2020 PA 29.

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

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

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

The motion prevailed.

House Bill No. 4940, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2 and 21 (MCL 205.92 and 205.111), section 2 as amended by 2018 PA 1 and section 21 as amended by 2020 PA 30.

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

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

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

The motion prevailed.

House Bill No. 4920, entitled

A bill to amend 1846 RS 2, entitled "Of the legislature," (MCL 4.82 to 4.85) by adding section 2a.

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

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

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

The motion prevailed.

House Bill No. 5281, entitled

A bill to require the public disclosure of certain information related to the settlement of certain claims and actions involving sexual assault and sexual harassment; and to prescribe the powers and duties of certain state departments and agencies.

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

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

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

The motion prevailed.

Senate Bill No. 683, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 3 and 5 (MCL 712A.3 and 712A.5), section 3 as amended by 2019 PA 109 and section 5 as amended by 1996 PA 409.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 153, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 4 and 21 (MCL 205.94 and 205.111), section 4 as amended by 2018 PA 679 and section 21 as amended by 2020 PA 30.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5368, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 1429.

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

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

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

The motion prevailed.

Messages from the Governor

The following veto message from the Governor was received and read:

Executive Office, Lansing, October 29, 2021

Michigan House of Representatives
State Capitol Building
Lansing, MI 48909-7514

Representatives,

Today I am returning **Enrolled House Bill 5007** to you without approval.

Every citizen of Michigan has the constitutionally guaranteed right to vote and deserves to exercise that right in safe and secure elections.

HB 5007 is tie-barred to enrolled Senate Bills 303 and 304 – bills that would eliminate the option for Michigan voters to submit an affidavit, signed under penalty of perjury, attesting to their identity and eligibility when attempting to vote without a photo ID. To be clear, there is no evidence that use of affidavit ballots is related to voter fraud. In fact, the Michigan Senate Oversight Committee recently concluded that the 2020 election produced no significant evidence of fraud. Yet this voting restriction would disenfranchise the more than 18,000 voters who relied on the affidavit ballot in recent elections.

SB 303 and 304 would disproportionately harm communities of color. After the 2016 election, a random sample of affidavit ballots revealed that about 0.5% of voters lacked access to ID on election day, yet nearly all of those affidavit ballot voters actually possessed state-issued identification. Non-white voters were about five times more likely to lack access to ID on election day than white voters. Voting restrictions that produce such a racially disparate impact must never become law in this state.

Nevertheless, I would be proud to sign common sense election reforms that would strengthen our democracy, including bills:

- improving military families access to the ballot by allowing active-duty Michiganders and spouses serving overseas to vote electronically,
- removing barriers to voting absentee by establishing a permanent absent voter list, and,
- expediting election returns by allowing sufficient time for preprocessing of absentee ballots.

As the late John Lewis said: "Freedom is not a state; it is an act. Freedom is the continuous action we all must take, and each generation must do its part to create an even more fair, more just society."

Sincerely,
Gretchen Whitmer
Governor

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding, Rep. Frederick moved that the bill be re-referred to the Committee on Government Operations.
The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 4771, entitled**

A bill to amend 1974 PA 154, entitled "Michigan occupational safety and health act," by amending sections 4, 35, and 36 (MCL 408.1004, 408.1035, and 408.1036), section 4 as amended by 2012 PA 416 and sections 35 and 36 as amended by 1991 PA 105.

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

Roll Call No. 517**Yeas—88**

Aiyash	Clemente	Kuppa	Slagh
Albert	Clements	LaGrand	Sneller
Alexander	Coleman	Lasinski	Sowerby
Allor	Damoose	Liberati	Steckloff
Anthony	Eisen	Lightner	Steenland
Bellino	Ellison	Lilly	Stone
Beson	Farrington	Markkanen	Tate
Bezotte	Filler	Martin	Thanedar
Bolden	Frederick	Morse	Tisdell
Bollin	Green	O'Malley	VanSingel
Borton	Griffin	O'Neal	VanWoerkom
Brabec	Haadsma	Peterson	Wakeman
Brann	Hall	Pohutsky	Weiss
Breen	Hauck	Posthumus	Wendzel
Brixie	Hertel	Puri	Wentworth
Calley	Hood	Rabhi	Whiteford
Cambensy	Hope	Rendon	Whitsett
Camilleri	Howell	Rogers	Witwer
Carter, B	Huizenga	Roth	Wozniak
Carter, T	Johnson, C	Sabo	Yancey
Cavanagh	Kahle	Scott	Yaroch
Cherry	Koleszar	Shannon	Young

Nays—14

Beeler	Glenn	LaFave	Mueller
Berman	Hoitenga	Maddock	Outman
Carra	Hornberger	Meerman	Paquette
Fink	Johnson, S		

In The Chair: Paquette

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

Rep. Frederick moved that **House Bill No. 5097** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 5097, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278 (MCL 380.1278), as amended by 2016 PA 170.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Berman moved to amend the bill as follows:

1. Amend page 2, line 6, after "include" by inserting "the promotion of".

2. Amend page 3, line 19, after “include” by inserting “the promotion of”.

The motion was seconded and the amendments were adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 518

Yeas—55

Albert	Damoose	Huizenga	Posthumus
Alexander	Eisen	Johnson, S	Rendon
Allor	Farrington	Kahle	Roth
Beeler	Filler	LaFave	Slagh
Bellino	Fink	Lightner	Tisdell
Berman	Frederick	Lilly	VanSingel
Beson	Glenn	Maddock	VanWoerkom
Bezotte	Green	Markkanen	Wakeman
Bollin	Griffin	Martin	Wendzel
Borton	Hall	Meerman	Wentworth
Brann	Hauck	Mueller	Whiteford
Calley	Hoitenga	O’Malley	Wozniak
Carra	Hornberger	Outman	Yaroch
Clements	Howell	Paquette	

Nays—0

In The Chair: Paquette

The House agreed to the title of the bill.

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

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

Rep. Frederick 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, October 28:

House Bill Nos. 5488 5489 5490 5491 5492 5493 5494 5495 5496 5497 5498 5499 5500

The Clerk announced the enrollment printing and presentation to the Governor on Friday, October 29, for her approval of the following bills:

- Enrolled House Bill No. 5404 at 11:06 a.m.**
- Enrolled House Bill No. 5405 at 11:08 a.m.**
- Enrolled House Bill No. 4207 at 11:10 a.m.**
- Enrolled House Bill No. 4485 at 11:12 a.m.**
- Enrolled House Bill No. 5267 at 11:14 a.m.**
- Enrolled House Bill No. 4295 at 11:16 a.m.**
- Enrolled House Bill No. 4066 at 11:18 a.m.**

The Clerk announced that the following Senate bills had been received on Tuesday, November 2:
Senate Bill Nos. 396 397 398 399 463

Reports of Standing Committees

The Committee on Education, by Rep. Hornberger, Chair, reported

House Bill No. 5190, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1278a and 1278b (MCL 380.1278a and 380.1278b), section 1278a as amended by 2020 PA 158 and section 1278b as amended by 2018 PA 230.

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. Hornberger, Paquette, Green, Markkanen, O’Malley, Beeler, Damoose and Posthumus

Nays: Reps. Brenda Carter, Koleszar, Shannon and Stone

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, November 2, 2021

Present: Reps. Hornberger, Paquette, Green, Markkanen, O’Malley, Beeler, Damoose, Posthumus, Brenda Carter, Koleszar, Shannon and Stone

Absent: Rep. Camilleri

Excused: Rep. Camilleri

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

House Bill No. 4798, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” (MCL 780.751 to 780.834) by adding section 8a.

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. Filler, Mueller, Kahle, Rendon, Berman, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope and Breen

Nays: Rep. Steven Johnson

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

House Bill No. 4974, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” (MCL 760.1 to 777.69) by adding section 40b to chapter VII.

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. Filler, Mueller, Kahle, Rendon, Berman, Wozniak, Clements, Yancey, Bolden, Hope and Breen

Nays: Rep. Steven Johnson

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, November 2, 2021

Present: Reps. Filler, Mueller, Steven Johnson, Kahle, Rendon, Berman, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope and Breen

The Committee on Transportation, by Rep. O'Malley, Chair, reported

House Bill No. 5327, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," by amending section 67 (MCL 250.1067), as added by 2003 PA 195.

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. O'Malley, Eisen, Howell, Griffin, Berman, Carra, Roth, Sneller, Clemente, Shannon, Liberati and Puri

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. O'Malley, Chair, of the Committee on Transportation, was received and read:

Meeting held on: Tuesday, November 2, 2021

Present: Reps. O'Malley, Eisen, Howell, Griffin, Berman, Carra, Roth, Sneller, Clemente, Shannon, Liberati and Puri

Absent: Rep. LaFave

Excused: Rep. LaFave

The Committee on Families, Children, and Seniors, by Rep. Wakeman, Chair, reported

House Resolution No. 157.

A resolution to urge the members of Congress to take action to mitigate the depletion of the Social Security and Medicare Trust Funds.

(For text of resolution, see House Journal No. 72, p. 1401.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wakeman, Wozniak, Rendon, Roth, Tisdell, Pohutsky, Camilleri, Brenda Carter and Aiyash

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Wakeman, Chair, of the Committee on Families, Children, and Seniors, was received and read:

Meeting held on: Tuesday, November 2, 2021

Present: Reps. Wakeman, Wozniak, Rendon, Roth, Tisdell, Pohutsky, Camilleri, Brenda Carter and Aiyash

The Committee on Regulatory Reform, by Rep. Hauck, Chair, reported

House Bill No. 4232, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 707 (MCL 436.1707), as amended by 2008 PA 11.

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. Hauck, Hoytenga, Bellino, Hall, Mueller, Wendzel, Clements, Damoose, Outman, Hertel, Yancey, Witwer and Steenland

Nays: None

The Committee on Regulatory Reform, by Rep. Hauck, Chair, reported

House Bill No. 4710, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 525 and 529 (MCL 436.1525 and 436.1529), section 525 as amended by 2016 PA 434.

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. Hauck, Hoytenga, Bellino, Hall, Mueller, Wendzel, Clements, Damoose and Outman

Nays: Reps. Hertel, Yancey, Witwer, Steenland and Young

The Committee on Regulatory Reform, by Rep. Hauck, Chair, reported

House Bill No. 5126, entitled

A bill to amend 2016 PA 281, entitled "Medical marijuana facilities licensing act," by amending section 408 (MCL 333.27408).

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. Hauck, Hoytenga, Bellino, Hall, Mueller, Wendzel, Clements, Damoose, Outman, Hertel, Yancey, Witwer, Steenland and Young

Nays: None

The Committee on Regulatory Reform, by Rep. Hauck, Chair, reported

House Bill No. 5127, entitled

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

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. Hauck, Hoytenga, Bellino, Hall, Mueller, Wendzel, Clements, Damoose, Outman, Hertel, Yancey, Witwer, Steenland and Young

Nays: None

The Committee on Regulatory Reform, by Rep. Hauck, Chair, reported

Senate Bill No. 461, entitled

A bill to amend 2016 PA 281, entitled “Medical marihuana facilities licensing act,” by amending section 408 (MCL 333.27408).

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. Hauck, Hoitenga, Bellino, Hall, Mueller, Wendzel, Clements, Damoose, Outman, Hertel, Yancey, Witwer, Steenland and Young

Nays: None

The Committee on Regulatory Reform, by Rep. Hauck, Chair, reported

Senate Bill No. 462, 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.

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. Hauck, Hoitenga, Bellino, Hall, Mueller, Wendzel, Clements, Damoose, Outman, Hertel, Yancey, Witwer, Steenland and Young

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hauck, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, November 2, 2021

Present: Reps. Hauck, Hoitenga, Bellino, Hall, Mueller, Wendzel, Clements, Damoose, Outman, Hertel, Yancey, Witwer, Steenland and Young

Absent: Rep. Garza

Excused: Rep. Garza

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bollin, Chair, of the Committee on Elections and Ethics, was received and read:

Meeting held on: Tuesday, November 2, 2021

Present: Reps. Bollin, Wendzel, Calley, Steven Johnson, Filler, Koleszar and Whitsett

Messages from the Senate

House Bill No. 4117, entitled

A bill to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for

the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending section 226 (MCL 257.226), as amended by 2021 PA 71.

The Senate has concurred in the House substitute (H-2) to the Senate substitute (S-3) and agreed to the title as amended.

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

House Bill No. 4281, entitled

A bill to amend 1951 PA 33, entitled "An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and certain cities; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal acts and parts of acts," by amending section 10 (MCL 41.810), as amended by 2020 PA 64.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 4501, entitled

A bill to amend 1974 PA 154, entitled "Michigan occupational safety and health act," (MCL 408.1001 to 408.1094) by adding section 38.

The Senate has passed the bill 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.

House Bill No. 4778, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 270.

The Senate has substituted (S-1) the bill.

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

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Senate Bill No. 396, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending sections 2, 8, 9, 10, 12, 14, 17, 19, 20, 20a, and 22 (MCL 431.302, 431.308, 431.309, 431.310, 431.312, 431.314, 431.317, 431.319, 431.320, 431.320a, and 431.322), sections 2, 10, 12, and 14 as amended by 2016 PA 271 and sections 8, 9, 17, 19, 20, and 22 as amended and section 20a as added by 2019 PA 153, and by adding sections 15a and 16a; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 397, entitled

A bill to amend 1972 PA 239, entitled “McCauley-Traxler-Law-Bowman-McNeely lottery act,” by amending the title and sections 3, 11, 23, 32, and 41 (MCL 432.3, 432.11, 432.23, 432.32, and 432.41), the title and section 11 as amended by 2012 PA 293, section 3 as amended by 1996 PA 167, section 23 as amended by 2008 PA 142, section 32 as amended by 2014 PA 388, and section 41 as amended by 2009 PA 25, and by adding a heading for article 1, and by adding section 2 and article 2.

The Senate has passed the bill.

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

Senate Bill No. 398, entitled

A bill to amend 1996 IL 1, entitled “Michigan Gaming Control and Revenue Act,” by amending sections 9b and 12 (MCL 432.209b and 432.212), as amended by 2019 PA 158.

The Senate has passed the bill by a 3/4 vote.

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

Senate Bill No. 399, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 14d (MCL 777.14d), as amended by 2020 PA 14.

The Senate has passed the bill.

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

Senate Bill No. 463, entitled

A bill to amend 2000 PA 161, entitled “Michigan education savings program act,” by amending sections 2 and 16 (MCL 390.1472 and 390.1486), section 2 as amended by 2010 PA 6.

The Senate has passed the bill.

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

Messages from the Governor

Date: October 29, 2021

Time: 10:05 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4431 (Public Act No. 92, I.E.), being

An act to amend 1972 PA 382, entitled “An act to license and regulate the conducting of bingo, millionaire parties, and certain other forms of gambling; to provide for the conducting of charity games, raffles, and numeral games; to provide for exemptions from licensing requirements under certain circumstances; to impose certain duties and authority upon certain state departments, agencies, and officers; to provide a tax exemption; and to provide penalties,” by amending section 3 (MCL 432.103), as amended by 2019 PA 159.

(Filed with the Secretary of State on October 29, 2021, at 11:48 a.m.)

Date: October 29, 2021

Time: 10:07 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4712 (Public Act No. 93, I.E.), being

An act to amend 2007 PA 36, entitled “An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations,” by amending section 437 (MCL 208.1437), as amended by 2021 PA 27.

(Filed with the Secretary of State on October 29, 2021, at 11:50 a.m.)

Date: October 29, 2021
Time: 10:09 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4659 (Public Act No. 94, I.E.), being

An act to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending section 17754a (MCL 333.17754a), as added by 2020 PA 134.

(Filed with the Secretary of State on October 29, 2021, at 11:52 a.m.)

Date: October 29, 2021
Time: 10:11 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4087 (Public Act No. 95), being

An act to amend 1976 PA 390, entitled “An act to provide for planning, mitigation, response, and recovery from natural and human-made disaster within and outside this state; to create the Michigan emergency management advisory council and prescribe its powers and duties; to prescribe the powers and duties of certain state and local agencies and officials; to prescribe immunities and liabilities; to provide for the acceptance of gifts; and to repeal acts and parts of acts,” (MCL 30.401 to 30.421) by adding section 7b.

(Filed with the Secretary of State on October 29, 2021, at 11:54 a.m.)

Date: October 29, 2021
Time: 10:13 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4026 (Public Act No. 96), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending section 805 (MCL 257.805), as amended by 2013 PA 82.

(Filed with the Secretary of State on October 29, 2021, at 11:56 a.m.)

Date: October 29, 2021

Time: 10:15 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4637 (Public Act No. 97), being

An act to amend 1846 RS 16, entitled “Of the powers and duties of townships, the election and duties of township officers, and the division of townships,” (MCL 41.1a to 41.110c) by adding section 2a.

(Filed with the Secretary of State on October 29, 2021, at 11:58 a.m.)

Introduction of Bills

Rep. Clements introduced

House Bill No. 5501, entitled

A bill to amend 1990 PA 187, entitled “The pupil transportation act,” by amending sections 5 and 20 (MCL 257.1805 and 257.1820), section 5 as amended by 2006 PA 107 and section 20 as added by 2021 PA 52.

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

Reps. Tisdell, Calley, Ellison, Cavanagh and Hall introduced

House Bill No. 5502, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 9m (MCL 211.9m), as amended by 2017 PA 261.

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

Reps. Farrington, Tisdell, Calley, Ellison, Cavanagh and Hall introduced

House Bill No. 5503, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 9n (MCL 211.9n), as amended by 2017 PA 261.

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

Reps. Calley, Tisdell, Ellison, Cavanagh and Hall introduced

House Bill No. 5504, entitled

A bill to amend 2014 PA 92, entitled “State essential services assessment act,” by amending section 7 (MCL 211.1057), as amended by 2018 PA 541.

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

Reps. Cavanagh, Tisdell, Calley, Ellison and Hall introduced

House Bill No. 5505, entitled

A bill to amend 2014 PA 93, entitled “Alternative state essential services assessment act,” by amending section 7 (MCL 211.1077), as amended by 2018 PA 505.

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

Reps. Ellison, Tisdell, Calley, Cavanagh and Hall introduced

House Bill No. 5506, entitled

A bill to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending section 6 (MCL 207.556), as amended by 2013 PA 85.

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

Reps. Steckloff, Stone, Shannon, Breen, Hope, Scott, Sabo, Rogers, Aiyash, Haadsma and Brixie introduced

House Bill No. 5507, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5431 (MCL 333.5431), as amended by 2002 PA 691.

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

Reps. Tyrone Carter, Puri and Cynthia Johnson introduced

House Bill No. 5508, entitled

A bill to amend 1949 PA 300, entitled "Revised judicature act of 1961," by amending sections 8379 and 8396 (MCL 600.8379 and 600.8396), section 8379 as amended by 2000 PA 93 and section 8396 as added by 1994 PA 12.

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

Reps. Puri and Tyrone Carter introduced

House Bill No. 5509, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 682, 907, and 909 (MCL 257.682, 257.907, and 257.909), section 682 as amended by 2021 PA 50, section 907 as amended by 2020 PA 382, and section 909 as amended by 2000 PA 94.

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

Reps. Meerman and Steven Johnson introduced

House Bill No. 5510, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 724 (MCL 257.724), as amended by 2018 PA 651.

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

Reps. Hammoud, Aiyash, Anthony, Tyrone Carter, Ellison, Cavanagh, Bolden, Manoogian, Cynthia Johnson and Hood introduced

House Bill No. 5511, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 471 (MCL 206.471), as amended by 2011 PA 38, and by adding section 51h.

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

Reps. Calley, LaGrand, Mueller, Beson, Yaroch, Stone, Kuppa, Sowerby, Filler, Meerman, Bezotte, Witwer, Green, Wozniak, Brann and Slagh introduced

House Bill No. 5512, entitled

A bill to amend 2008 IL 1, entitled "Michigan Medical Marihuana Act," by amending section 7 (MCL 333.26427), as amended by 2016 PA 546.

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

Announcements by the Clerk

October 29, 2021

Received from the Auditor General a copy of the:

- Report from our report on internal control over financial reporting of the Michigan State Employees' Retirement System Schedule of Employer Allocations and Schedules of Pension and Other Postemployment Benefit Amounts by Employer for the fiscal year ended September 30, 2020 (071-0165-21).

Gary L. Randall
Clerk of the House

Rep. Damoose moved that the House adjourn.
The motion prevailed, the time being 5:10 p.m.

Associate Speaker Pro Tempore Paquette declared the House adjourned until Wednesday, November 3, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives