

**No. 11**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**101st Legislature**  
**REGULAR SESSION OF 2022**

---

---

House Chamber, Lansing, Tuesday, February 8, 2022.

1:30 p.m.

The House was called to order by Associate Speaker Pro Tempore Lightner.

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

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

e/d/s = entered during session

Rep. John N. Damoose, from the 107th District, offered the following invocation:

“I simply cannot think of a more profound prayer for what we are doing than the prayer of St. Francis of Assisi. It is so much a part of the purpose of our government that we have it emblazoned on the walls of this very Capitol. Please join me in prayer:

‘Lord, make me an instrument of Your peace.

Where there is hatred, let me sow love;

where there is injury, pardon;

where there is doubt, faith;

where there is despair, hope;

where there is darkness, light;

and where there is sadness, joy.

O Divine Master, grant that I may not so much seek

to be consoled as to console;

to be understood as to understand;

to be loved as to love.

For it is in giving that we receive;

it is in pardoning that we are pardoned;

and it is in dying that we are born to eternal life.’

We pray this in the name of Jesus.

Amen.”

---

The Speaker Pro Tempore assumed the Chair.

---

Rep. Rabhi moved that Rep. Brenda Carter be excused from today’s session.

The motion prevailed.

Rep. Frederick moved that Rep. Eisen be excused from today’s session.

The motion prevailed.

### **Motions and Resolutions**

Rep. Frederick moved that Rule 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

Rep. Frederick moved that the Committee on Appropriations be discharged from further consideration of **House Bill No. 4410**.

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

The bill was placed on the order of Messages from the Senate.

### **Messages from the Senate**

#### **House Bill No. 5523, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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

The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.

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

Rep. Frederick moved that Rule 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

Rep. Markkanen moved to amend the Senate substitute (S-1) as follows:

1. Amend page 7, line 27, by striking out all of section 227.

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

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

The substitute (S-1), as amended, was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 32**

**Yeas—98**

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

**Nays—6**

Berman	Johnson, S	Maddock	Reilly
Carra	LaFave		

In The Chair: Hornberger

The Speaker laid before the House

**House Bill No. 4410, entitled**

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2021 and September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

(The bill was received from the Senate on June 30, 2021, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until July 1, 2021, see House Journal No. 63 of 2021, p. 1305; discharged from the Committee on Appropriations on February 8, see today's journal, p. 106.)

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

Rep. Markkanen moved to substitute (H-4) the Senate substitute (S-1).

The motion prevailed and the substitute (H-4) was adopted, a majority of the members serving voting therefor.

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

The substitute (S-1), as substituted (H-4), was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 33**

**Yeas—104**

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

**Nays—0**

In The Chair: Hornberger

The question being on agreeing to the title of the bill,

Rep. Frederick moved to amend the title to read as follows:

A bill to make, supplement, and adjust appropriations for capital outlay purposes for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The motion prevailed.

The House agreed to the title as amended.

By unanimous consent the House returned to the order of  
**Reports of Standing Committees**

The Speaker laid before the House  
**Senate Concurrent Resolution No. 7.**

A concurrent resolution to urge the Natural Resources Commission to authorize, and the Department of Natural Resources to organize, wolf hunting and trapping as part of the state's wolf management efforts beginning in 2021.

(For text of concurrent resolution, see House Journal No. 21 of 2021, p. 290.)

(The concurrent resolution was reported by the Committee on Natural Resources and Outdoor Recreation on January 27, with substitute (H-1).)

(For substitute, see House Journal No. 7, p. 72.)

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 concurrent resolution,

The concurrent resolution was adopted.

Rep. Cavanagh moved that her name be removed as co-sponsor of the concurrent resolution.

The motion prevailed.

By unanimous consent the House returned to the order of  
**Motions and Resolutions**

Rep. Frederick moved that Rule 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

Rep. Frederick moved that the Committee on Natural Resources and Outdoor Recreation be discharged from further consideration of **House Resolution No. 219.**

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

The Speaker laid before the House  
**House Resolution No. 219.**

A resolution to urge the Wolf Management Advisory Council and the Natural Resources Commission to authorize, and the Department of Natural Resources to organize, wolf hunting and trapping as part of the state's wolf management efforts beginning in 2022.

(For text of resolution, see House Journal No. 8, p. 78.)

(The resolution was discharged from the Committee on Natural Resources and Outdoor Recreation on February 8.)

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Bellino, Berman, Beson, Bezotte, Bollin, Damoose, Frederick, Green, Griffin, Hoytenga, Hornberger, Maddock, Marino, Martin, O'Malley, Paquette, Rendon, Roth, and Wakeman were named co-sponsors of the resolution.

Reps. Martin, Bezotte, Cavanagh, Cherry, Haadsma, Morse, Sabo, Sneller, Thanedar and Weiss offered the following resolution:

**House Resolution No. 222.**

A resolution to declare February 2022 as Career and Technical Education Month in the state of Michigan.

Whereas, A competitive economy requires workers who are prepared for skilled professions; and  
 Whereas, Career and technical education (CTE) training matches employability skills with workforce demand and provides relevant academic and technical coursework leading to industry-recognized credentials for secondary, post-secondary, and adult learners; and

Whereas, CTE ensures that competitive and skilled workers are ready, willing, and capable of holding jobs in high-wage, high-skill, and in-demand career fields such as science, technology, engineering, mathematics, nursing, allied health, construction, information technology, energy sustainability, and many other career fields that are vital in keeping Michigan competitive in our global economy; and

Whereas, Investing in CTE training for Michigan schools helps meet the very real and immediate challenges of economic development, student achievement, and competitiveness; and

Whereas, Providing real-world training to Michigan students during their secondary education gives them experience in multiple career field opportunities; and

Whereas, Over 529,000 Michigan job openings are projected annually through the year 2028, with a current average income of \$48,545 per year for skilled trades jobs that do not require a bachelor's degree yet increasingly require some level of postsecondary education; and

Whereas, Over 102,988 Michigan high school students were enrolled in CTE during the 2020-2021 school year. More than 95% of Michigan students who focused their education in CTE go on to participate in postsecondary educational opportunities, seek further advanced career and technical education training, volunteer for military service, or find employment within a year of graduation; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare February 2022 as Career and Technical Education Month in the state of Michigan. We urge continued awareness of career and technical training for the students of Michigan to ensure the sustainability of Michigan's workforce for the years to come; and be it further

Resolved, That copies of this resolution be transmitted to the Governor of Michigan and the State Superintendent.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Thanedar, Cavanagh, Haadsma, Manooogian, Sabo, Sneller and Young offered the following resolution:

**House Resolution No. 223.**

A resolution to declare February 2022 as Fitness Month in the state of Michigan.

Whereas, Fitness has significant health benefits for hearts, bodies, and minds. These benefits can include, but are not limited to, reduced risk of cardiovascular disease, Type 2 diabetes, cancer, healthy weight management, and reduced risk of depression and anxiety; and

Whereas, The International Physical Literacy Association reports that confidence, physical competence, knowledge, and understanding to value and take responsibility for engagement in physical activities for life, is critical for child development; and

Whereas, Adults under 65 should engage in 150 to 300 minutes of moderate cardio activity each week, in addition to two strength related workouts, according to U.S. Department of Health and Human Services' Physical Activity Guidelines for Americans. However, fewer than half of Americans meet both recommendations, according to the Centers for Disease Control and Prevention (CDC).

Whereas, The percentage of Michigan adults who met the federal physical activity guidelines from 2015-2019 never exceeded 25%, according to a CDC Behavioral Risk Factor Surveillance System study; and

Whereas, The state of Michigan is home to over 1,000 health clubs that service over 2.5 million residents. The fitness industry helps combat a 33% adult obesity rate and lowers healthcare costs, 83% of which are spent on chronic diseases; and

Whereas, Health clubs are a key economic asset to the state of Michigan, bringing in more than \$776 million in revenue and employing over 46,000 residents; and

Whereas, The Michigan Fitness Club Association (MFCA) is a statewide membership organization dedicated to educating and promoting fitness and wellness and connecting exercise centers with our healthcare delivery system. MDCA brings together organizations such as Planet Fitness, Burn Fitness, Orangetheory Fitness, and more, to empower fitness professionals and improve health outcomes in Michigan; and

Whereas, In the month of February, health clubs and volunteers will come together throughout the state of Michigan to raise awareness about the importance of fitness to achieve their mission of delivering health and wellness to the public; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare February 2022 as Fitness Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. LaGrand, Lasinski, Hertel, Tate, Hope, O'Neal, Breen, Puri, Peterson, Thanedar, Brixie, Neeley, Scott, Cherry, Sneller, Cynthia Johnson, Cavanagh, Haadsma, Morse, Sabo, Sowerby, Weiss and Young offered the following resolution:

**House Resolution No. 224.**

A resolution to create the House Select Committee on Ethics.

Whereas, Article XI, Section 1 of the *Constitution of the State of Michigan of 1963* provides, in relevant part:

All officers, legislative, executive and judicial, before entering upon the duties of their respective offices, shall take and subscribe the following oath or affirmation: I do solemnly swear (or affirm) that I will support the Constitution of the United States and the constitution of this state, and that I will faithfully discharge the duties of the office of ..... according to the best of my ability...

; and

Whereas, Rule 74(4) of the Standing Rules of the House of Representatives states:

A Member shall not convert for personal, business and/or campaign use, unrelated to House business, any supplies, services, facilities, or staff provided by the State of Michigan. This includes, but is not limited to, telephones, telecopy machines, computers, postage, and copy machines.

; now, therefore, be it

Resolved by the House of Representatives, That the House Select Committee on Ethics is created. The select committee shall consist of six members. Three members of the select committee shall be members of the House Republican Caucus. Three members of the select committee shall be members of the House Democratic Caucus. The Speaker of the House and the House Minority Leader shall each designate a co-chair of the select committee; and be it further

Resolved, That the House Select Committee on Ethics may subpoena witnesses, administer oaths, and examine the books, records, and tapes of any person, partnership, association, or corporation, public or private, involved in a matter properly before the committee; may call upon the services and personnel of any agency of the state and its political subdivisions; and may engage such assistance as it deems necessary; and be it further

Resolved, That the House Select Committee on Ethics shall have the power to investigate impropriety, unjust or illicit self-enrichment, or gross misconduct, and to work in conjunction with law enforcement on suspected criminal activity by current and former members of the House of Representatives for the purposes of transparency, to inform the public, and to consider disciplinary action; and be it further

Resolved, That the House Select Committee on Ethics shall:

1. Act only on complaints made publicly, tendered with an offer of proof and subject to criminal penalties for knowingly false statements in tendered complaints.
2. Open investigations only by vote of a majority of each Caucus' members serving on the select committee.
3. Conduct all deliberations in public, and make all documents tendered to the select committee freely available to the public and comply with the Open Meetings Act.

; and be it further

Resolved, That the House Select Committee on Ethics shall report its findings and recommendations to the House of Representatives.

The resolution was referred to the Committee on Oversight.

Reps. Breen, Cavanagh, Cherry, Haadsma, Manoogian, Morse, Sabo, Sneller, Sowerby, Thanedar, Weiss and Young offered the following resolution:

**House Resolution No. 225.**

A resolution to declare February 4, 2022, as School Safety Awareness Day in the state of Michigan.

Whereas, In the 2017-2018 school year, more than 3,659 threats and incidents of violence occurred in American K-12 schools; and

Whereas, The 2017-2018 school year saw 279 incidents of violence compared to 131 events in the 2016-2017 school year; and

Whereas, November 30, 2021, ended with the loss of Hana St. Juliana, Tate Myre, Madisyn Baldwin, and Justin Shilling from Oxford High School. This tragedy has shattered our state and we grieve with their families, friends, and the entire Oxford community; and

Whereas, This loss of life and innocence at Oxford High School, Parkland, Columbine, Sandy Hook Elementary, and all other schools in America is unbearable, soul crushing, unacceptable, and perhaps even preventable; and

Whereas, It is incumbent upon us to collectively raise our voices and say not one more, and take all measures and actions to ensure the safety and wellbeing of our children, educators, and school staff; and

Whereas, Schools and communities across our state lack the mental health experts, counselors, social workers, and psychologists to identify and assist students showing warning signs for depression and violence; and

Whereas, Schools need the resources to significantly invest and plan against acts of violence, which includes building security updates, coordination with law enforcement, creating threat assessment teams, and ensuring mental health resources and social emotional learning programs are available; and

Whereas, Creating safe school environments requires a comprehensive, coordinated effort including schoolwide, districtwide, and communitywide strategies where all institutions, organizations and individuals must accept responsibility for their critical roles and collaborate to establish a positive environment for teaching and learning; and

Whereas, Safe schools provide an environment where teaching and learning are not distracted; disruptions are minimized; drugs, violence, bullying and fear are not present; students are not discriminated against; expectations for behavior are clearly communicated and standards of behavior are maintained; and consequences for infractions are consistently and fairly applied; and

Whereas, Even if the incident is not experienced directly, the number of incidents, the intense level of attention, and the elevated anxiety impacts educators, students and their communities; and

Whereas, Acts of violence have multiple causes and will require multiple solutions to prevent as many tragedies as we can, and heal from the acts we are unable to stop; now, therefore, be it

Resolved by the House of Representatives, That members of this legislative body declare February 4, 2022, as School Safety Awareness Day in the state of Michigan.

The question being on the adoption of the resolution,

Rep. Breen moved to substitute (H-1) the resolution as follows:

**Substitute for House Resolution No. 225.**

A resolution to declare February 4, 2022, as School Safety Awareness Day in the state of Michigan.

Whereas, In the 2017-2018 school year, more than 3,659 threats and incidents of violence occurred in American K-12 schools; and

Whereas, The 2017-2018 school year saw 279 incidents of violence compared to 131 events in the 2016-2017 school year; and

Whereas, November 30, 2021, ended with the loss of Hana St. Juliana, Tate Myre, Madisyn Baldwin, and Justin Shilling from Oxford High School. This tragedy has shattered our state and we grieve with their families, friends, and the entire Oxford community; and

Whereas, This loss of life and innocence at Oxford High School, Parkland, Columbine, Sandy Hook Elementary, and all other schools in America is unbearable, soul crushing, unacceptable, and perhaps even preventable; and

Whereas, It is incumbent upon us to collectively raise our voices and say not one more, and take all measures and actions to ensure the safety and wellbeing of our children, educators, and school staff; and

Whereas, Creating safe school environments requires a comprehensive, coordinated effort including schoolwide, districtwide, and communitywide strategies where all institutions, organizations and individuals must accept responsibility for their critical roles and collaborate to establish a positive environment for teaching and learning; and

Whereas, Safe schools provide an environment where teaching and learning are not distracted; disruptions are minimized; drugs, violence, bullying and fear are not present; students are not discriminated against; expectations for behavior are clearly communicated and standards of behavior are maintained; and consequences for infractions are consistently and fairly applied; and

Whereas, Even if the incident is not experienced directly, the number of incidents, the intense level of attention, and the elevated anxiety impacts educators, students and their communities; and

Whereas, Acts of violence have multiple causes and will require multiple solutions to prevent as many tragedies as we can, and heal from the acts we are unable to stop; now, therefore, be it

Resolved by the House of Representatives, That members of this legislative body declare February 4, 2022, as School Safety Awareness Day in the state of Michigan.

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

The question being on the adoption of the resolution,

The resolution was adopted.

---

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



### Second Reading of Bills

**House Bill No. 4887, entitled**

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 16 of chapter XIIA (MCL 712A.16), as amended by 2019 PA 102.

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

The motion prevailed.

**House Bill No. 5074, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 22215 (MCL 333.22215), as amended by 2002 PA 619.

The bill was read a second time.

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

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

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

The motion prevailed.

**House Bill No. 5075, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 22219 (MCL 333.22219), as added by 2002 PA 619.

The bill was read a second time.

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

The motion prevailed.

**House Bill No. 5076, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 22221 (MCL 333.22221), as amended by 2002 PA 619.

The bill was read a second time.

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

The motion prevailed.

**House Bill No. 5077, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 22213 (MCL 333.22213), as amended by 2002 PA 619.

The bill was read a second time.

Rep. Cambensy moved to amend the bill as follows:

1. Amend page 3, line 5, after “**than**” by striking out “**72 hours**” and inserting “**14 calendar days**”.
2. Amend page 3, line 9, after “**than**” by striking out “**7**” and inserting “**14**”.
3. Amend page 3, line 13, by striking out “**7**” and inserting “**14**”.

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

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

The motion prevailed.

**House Bill No. 5558, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 2688, 2690, and 2836 (MCL 333.2688, 333.2690, and 333.2836), section 2690 as amended by 2016 PA 386 and section 2836 as added by 2012 PA 499.

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

The motion prevailed.

#### **House Bill No. 5559, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 13k of chapter XVII (MCL 777.13k), as amended by 2018 PA 587.

The bill was read a second time.

Rep. Kahle 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, February 4, 2022

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

Representatives,

Today, I am returning **Enrolled House Bill 4031** without my approval.

Every Michigander has the right to a safe workplace under both state and federal law. Among other requirements, federal law requires our state to maintain workplace standards at least as effective as those set forth in the federal Occupational Health and Safety Act (OSHA).

It is a terrible tragedy whenever a person dies as a result of an on-the-job injury. Federal law requires employers to report the death of any employee from a work-related incident within 8 hours, ensuring that OSHA inspectors can identify and help mitigate whatever hazard caused the death before further tragedies ensue. The Michigan Occupational Health and Safety Administration (MIOSHA) is required to enforce at least the minimum standards for workplace safety required by federal law. Accordingly, MIOSHA Rule 408.22129 mirrors the federal reporting requirement.

HB 4031 would require MIOSHA to automatically reduce the penalty for late reporting of a workplace death on certain family farms by the maximum amount allowable, even when the employer makes no effort to timely cooperate with an investigation. MIOSHA policies already allow for the agency to reduce fines on family farms by up to 90% for employers that cooperate with MIOSHA investigations. The law, however, should not require the agency to waive fines for employers that do not cooperate in good faith.

Moreover, HB 4031 imports a definition of “family farm” from the federal tax code that would be inconsistent with how federal OSHA regulates small farms. That definition would create confusion and could result in MIOSHA falling out of compliance with federal standards.

For the foregoing reasons, I am vetoing HB 4031 of 2021.

Respectfully,  
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 Agriculture.

The motion prevailed.

---

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, February 3:

**House Bill Nos. 5724 5725**

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, February 8:

**Senate Bill Nos. 856 857 858 859 860 861 862 863**

**Reports of Standing Committees**

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

**House Bill No. 5686, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 18 (MCL 388.1618), as amended by 2021 PA 48.

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. Camilleri, Koleszar 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, February 8, 2022

Present: Reps. Hornberger, Paquette, Green, Markkanen, O'Malley, Beeler, Damoose, Posthumus, Camilleri, Koleszar, Shannon and Stone

Absent: Rep. Brenda Carter

Excused: Rep. Brenda Carter

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

**House Bill No. 5304, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 552.

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, Garza, 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, February 8, 2022

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

The Committee on Elections and Ethics, by Rep. Bollin, Chair, reported

**House Bill No. 4163, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 47 (MCL 169.247), as amended by 2015 PA 269.

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. Bollin, Wendzel, Calley, Steven Johnson, Filler, Koleszar and Whitsett

Nays: None

The Committee on Elections and Ethics, by Rep. Bollin, Chair, reported

**House Bill No. 5335, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 735 (MCL 168.735), as amended by 2004 PA 92, and by adding section 730b.

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. Bollin, Wendzel, Calley, Steven Johnson and Filler

Nays: Reps. Koleszar and Whitsett

## 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, February 8, 2022

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

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

**House Bill No. 5657, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7b (MCL 722.627b), as amended by 2011 PA 89.

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. Wakeman, Meerman, Rendon, Roth, Tisdell, Pohutsky and Camilleri

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, February 8, 2022

Present: Reps. Wakeman, Meerman, Rendon, Roth, Tisdell, Pohutsky, Camilleri and Aiyash

Absent: Rep. Brenda Carter

Excused: Rep. Brenda Carter

## 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, February 8, 2022

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

Absent: Reps. Eisen and LaFave

Excused: Reps. Eisen and LaFave

## 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, February 8, 2022

Present: Reps. LaFave, Beeler, Bezotte, Martin, Rogers, Anthony, Coleman and Steenland

Absent: Rep. Eisen

Excused: Rep. Eisen

**Announcements by the Clerk**

February 1, 2022

Received from the Auditor General a copy of the:

- Report on Internal Control, Compliance, and Other Matters of the State of Michigan 401K Plan (071-0156-22), Fiscal Year Ended September 30, 2021.
- Report on Internal Control, Compliance, and Other Matters of the State of Michigan 457 Plan (071-0157-22), Fiscal Year Ended September 30, 2021.

Gary L. Randall  
Clerk of the House

---

Rep. Bolden moved that the House adjourn.  
The motion prevailed, the time being 5:00 p.m.

Associate Speaker Pro Tempore Lightner declared the House adjourned until Wednesday, February 9, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives

