No. 36 STATE OF MICHIGAN

JOURNAL OF THE

House of Representatives

102nd Legislature REGULAR SESSION OF 2023

House Chamber, Lansing, Wednesday, April 26, 2023.

1:30 p.m.

The House was called to order by the Speaker.

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

Aiyash—present Alexander—present Andrews-present Aragona—present Arbit—present Beeler-present BeGole-present Beson-present Bezotte—present Bierlein-present Bollin—present Borton-present Brabec—present Breen-present Brixie-present Bruck—excused Byrnes—present Carra—present Carter, B.—present Carter, T .- present Cavitt-present Churches—present Coffia—present Coleman—present Conlin—present DeBoer-present DeBoyer-present DeSana—present

Dievendorf—present Edwards—present Farhat—present Filler—present Fink—present Fitzgerald—present Fox—present Friske—present Glanville—present Grant—present Green, P.—present Greene, J.—present Haadsma—present Hall—present Harris—present Hill—present Hoadley—present Hood—present Hope—present Hoskins-present Johnsen-present Koleszar—present Kuhn—present Kunse—present Liberati—present Lightner—present MacDonell—present Maddock—present

Markkanen—present Martin-present Martus-present McFall-present McKinney—present Meerman—present Mentzer-present Miller-present Morgan-present Morse—present Mueller—present Neeley-present Neyer—present O'Neal-present Outman-present Paiz—present Paquette—present Pohutsky-present Posthumus-present Prestin-present Price-present Puri-present Rheingans—present Rigas—present Rogers—present Roth-present Schmaltz—present

Schriver—present Schuette-present Scott-present Shannon—present Skaggs—present Slagh-present Smit-present Snyder-present St. Germaine—present Steckloff—present Steele—present Stone-present Tate—present Thompson-excused Tisdel-present Tsernoglou—present VanderWall—present VanWoerkom—present Wegela—present Weiss-present Wendzel-present Whitsett—present Wilson—present Witwer—present Wozniak-present Young—present Zorn-present

e/d/s = entered during session

Rep. Neil W. Friske, from the 107th District, offered the following invocation:

"Almighty Father, let us give thanks to You for the blessings we receive each and every day. As we, the representatives of the people, prepare to proceed to our legislative duties, let us **not harden our hearts**, but rather **carry out Your will** and do what we know in our hearts is morally right.

Lord, as we prepare in this sacred chamber, we remember what You commanded unto Joshua, to be strong and courageous, to not be afraid, and to never lose faith; As You have promised to be with us **then**, **now**, and **forever**. Almighty God, grant us Your divine mercy and goodness, so that we can bring about a **more peaceful** and **better tomorrow** for the people of this state. Heavenly Father, grant us Your **strength and resolve**, the tenacity to do what must be done to keep our constituents **safe and prosperous**. Lord Jesus, give unto us Your **selflessness and determination**, so that we may work and strive to be **more like You**, and provide a **light in the darkness**.

For You are the **Lamb of God**; He who takes away the sins of the world. Grant us peace and salvation from our sins O' Lord and deliver us from evil through the power of the Holy Spirit. For in Your name we pray, now and forever: **Amen**."

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Posthumus moved that Reps. Bruck and Thompson be excused from today's session. The motion prevailed.

Motions and Resolutions

Rep. Neeley moved that the Committee on Tax Policy be discharged from further consideration of **Senate Bill No. 97**.

(For first notice see House Journal No. 35, p. 483.)

The question being on the motion made by Rep. Neeley,

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

The bill was placed on the order of Second Reading of Bills.

Rep. Neeley moved that the Committee on Judiciary be discharged from further consideration of Senate Bill No. 160.

(For first notice see House Journal No. 35, p. 483.)

The question being on the motion made by Rep. Neeley,

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

The bill was placed on the order of Second Reading of Bills.

Second Reading of Bills

Senate Bill No. 97, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 40 (MCL 205.94o), as amended by 2015 PA 204.

The bill was read a second time.

Rep. VanWoerkom moved to amend the bill as follows:

1. Amend page 7, line 19, by striking out all of subsection (8) and renumbering the remaining subsection.

- 2. Amend page 9, line 15, after "No." by striking out "4055" and inserting "4054".
- 3. Amend page 9, following line 16, by inserting:

"Enacting section 2. It is the intent of the legislature to annually appropriate sufficient funds from the state general fund to the state school aid fund created in section 11 of article IX of the state constitution of 1963 to fully compensate for any loss of revenue to the state school aid fund resulting from the enactment of this amendatory act."

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

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

The motion prevailed.

Senate Bill No. 160, entitled

A bill to amend 1979 PA 72, entitled "An act to require the governor to report certain tax information with the annual budget message to the legislature," by amending section 6 (MCL 21.276), as amended by 1983 PA 7.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 259, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 759a and 764a (MCL 168.759a and 168.764a), section 759a as amended by 2022 PA 197 and section 764a as amended by 2020 PA 177.

The bill was read a second time.

Rep. Tsernoglou moved to substitute (H-2) the bill.

The motion prevailed and the substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Smit moved to amend the bill as follows:

- 1. Amend page 10, line 1, after "is" by striking out "missing or".
- 2. Amend page 10, line 11, after "is" by striking out "missing or".

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

Rep. DeBoyer moved to amend the bill as follows:

1. Amend page 10, line 21, after "any" by striking out "delivery service" and inserting "common carrier". The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. St. Germaine and Haadsma offered the following resolution:

House Resolution No. 83.

A resolution to declare April 29, 2023, as Fraternal Order of Eagles Day in the state of Michigan.

Presidents hold membership, including Theodore Roosevelt, John F. Kennedy, and Ronald Reagan; and

Whereas, In early 1898, six theater owners founded the organization which birthed the "Order of Good Things.". They later claimed the name "The Fraternal Order of Eagles" and established a mission statement to "make human life more desirable by lessening its ill and promoting peace, prosperity, gladness and hope."; and Whereas, Since its establishment in 1898, The Fraternal Order of Eagles has founded 1,500 "Aeries" and 800,000 members throughout the nation and has continually endeavored to support the communities they reside in through the mission statement they exist under. The organization's history has had seven different American

Whereas, The Fraternal Order of Eagles has had a monumental impact on social legislation, its notable achievements include the institution of Mother's Day, ending age-based discrimination with its Jobs After 40 program, and being an avid and influential proponent for worker's compensation; and

Whereas, The Fraternal Order of Eagles has raised, donated, and provided matching grants worth millions of dollars to health care institutions, drug education programs, Diabetes Research Center, and Saint Jude's Children's Research Hospital to name a few; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 29, 2023, as Fraternal Order of Eagles Day in the state of Michigan.

The question being on the adoption of the resolution,

Rep. Aiyash moved that consideration of the resolution be postponed for the day. The motion prevailed.

Reps. Tyrone Carter, O'Neal, Stone, Witwer, Shannon, Martus, Breen, Weiss, Glanville, Jaime Greene, Haadsma, Hoskins, McFall, Morse and Rogers offered the following resolution:

House Resolution No. 84.

A resolution to declare April 23-29, 2023, as Crime Victims' Rights Week in the state of Michigan.

Whereas, With the implementation of the Crime Victim's Rights Act in 1985 and the passage of a constitutional amendment in 1988, the state of Michigan has adopted some of the nation's most comprehensive laws to protect the rights of crime victims; and

Whereas, Crime victims possess the right to be treated with fairness and respect for their dignity and privacy throughout the criminal justice process; and

Whereas, Though Michigan continues to make strides in reducing the crime rate, there are still far too many victims of crime. Research going back 40 years indicates that less than half of violent crimes and less than 40 percent of property crimes are reported. Recent National Intimate Partner and Sexual Violence Survey results have estimated that today in Michigan there are over 1,700,000 survivors of sexual violence; and

Whereas, In the six years from 2011-2016, over 2.6 million people reported being the victim of a crime in Michigan. If it is accurate that less than half of crimes are reported, then Michigan residents have actually been the victims of far more than 5 million crimes in those 6 years; and

Whereas, Victims need to be believed and services must be available to assist them in their journey from being a victim to becoming a survivor. Let us focus on the importance of early intervention and victim services in establishing trust with victims, which, in turn, begins to restore their hope for healing and recovery; and

Whereas, In response to the courageous stands and victim impact statements of victims of sexual assault, the Michigan Legislature is working diligently to create a policy and real life environment for victims that is safe, supportive, and effective; and

Whereas, Intervening early with services that support and empower victims provides a pathway to recovery from crime and abuse; and

Whereas, National Crime Victims' Rights Week is an opportune time to commit to ensuring that all victims of crime are offered accessible and appropriate services in the aftermath of crime; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 23-29, 2023, as Crime Victims' Rights Week in the state of Michigan. We affirm this state's commitment to protecting the rights of crime victims and addressing their needs.

The question being on the adoption of the resolution,

Rep. Aiyash moved that consideration of the resolution be postponed for the day. The motion prevailed.

Reps. Churches, Arbit, Puri, Martus, Breen, Coffia, Andrews, Brenda Carter, Farhat, Byrnes, Hill, Snyder, Liberati, McFall, Weiss, Hoskins, Conlin, Stone, Wilson, Tsernoglou, Mentzer, Grant, Fitzgerald, Brixie, Wegela, Brabec, Hope, Price, Coleman, Paiz, Morgan, Edwards, Dievendorf, Young, Scott, Neeley, O'Neal, Rheingans, Rogers, Morse, MacDonell, Aiyash, Whitsett, Glanville and Haadsma offered the following resolution:

House Resolution No. 85.

A resolution to affirm the Governor's proclamation on workplace safety and call on the Governor, the Michigan Department of Labor and Economic Opportunity, the Michigan Occupational Safety and Health Administration, and all those responsible for the safety of Michigan's workers to do everything in their power to decrease workplace deaths and make worksites safer for all hardworking Michiganders.

Whereas, Federal and Michigan law promise every worker the right to a safe job. Michigan's Occupational Safety and Health Act declares that all employees shall be provided safe and healthful work environments free of recognized hazards. The Governor's commitment to this mandate is evidenced by her proclamation designating April 28, 2023, as Worker's Memorial Day; and

Whereas, Still, workplace hazards kill and disable approximately 125,000 workers each year – an estimated 5,000 from traumatic injuries and an estimated 120,000 from occupational disease. The U.S. Bureau of Labor Statistics estimated that there were 5,190 workplace fatalities in 2021, meaning a worker died every 101 minutes from an occupational injury; an 8.9 percent increase from 2020; and

Whereas, The U.S. Bureau of Labor Statistics reported 140 Michigan workers lost their lives in workplace accidents in 2021. Untold more suffered disabling injury and illness. As recently as April 18, 2023, a young Michigander only 19-years-old was tragically killed in a workplace accident when he was fatally crushed by heavy machinery; and

Whereas, Michigan's workforce is the backbone of this state's economic growth. Every effort needs to be made to improve workplace health and safety conditions, to increase workplace safety standards and enforcement, and to provide hardworking Michiganders with fair and just compensation; now, therefore, be it

Resolved by the House of Representatives, That we affirm the Governor's proclamation on workplace safety and call on the Governor, the Michigan Department of Labor and Economic Opportunity, the Michigan Occupational Safety and Health Administration, and all those responsible for the safety of Michigan's workers to do everything in their power to decrease workplace deaths and make worksites safer for all hardworking Michiganders; and be it further

Resolved, That copies of this resolution be transmitted to the Governor of Michigan, the Director of the Michigan Department of Labor and Economic Opportunity, and the Director of the Michigan Occupational Safety and Health Administration.

The resolution was referred to the Committee on Government Operations.

Reps. MacDonell, Wegela, Morgan, McFall, Grant, Stone, Conlin, Hood, Fitzgerald, Glanville, Jaime Greene, Haadsma, Hoskins, McFall, Morse and Rogers offered the following resolution:

House Resolution No. 86.

A resolution to declare April 2023 as Sjogren's Awareness Month in the state of Michigan.

Whereas, Sjogren's syndrome is a systemic autoimmune disease that affects the whole body. While its most common symptoms are dry eyes and dry mouth, its symptoms can also include profound fatigue, chronic pain, and neuropathies; and

Whereas, Primary Sjogren's means someone has only the syndrome. Secondary Sjogren's occurs as a comorbidity with other immune disorders such as systemic lupus erythematosus (SLE), rheumatoid arthritis (RA), or scleroderma; and

Whereas, Sjogren's can cause dry eyes, dry mouth, cavities, chronic oral thrush, and other symptoms; and Whereas, Four million Americans have Sjogren's. The condition can be challenging for both patients and physicians. Since most of its symptoms are invisible, many people living with Sjogren's report that their experiences with the syndrome are not taken seriously. Early diagnosis and treatment are key to preventing severe complications; and

Whereas, Michiganders living with Sjogren's or others interested in learning more about the syndrome can contact the Sjogren's Foundation to learn more; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2023 as Sjogren's Awareness Month in the state of Michigan.

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. 4054, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4t (MCL 205.54t), as amended by 2015 PA 205.

(The bill was received from the Senate on April 20, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until April 25, see House Journal No. 34, p. 471.)

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

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

- 1. Amend page 7, line 20, by striking out all of subsection (8) and renumbering the remaining subsection.
- 2. Amend page 9, following line 17, by inserting:

"Enacting section 2. It is the intent of the legislature to annually appropriate sufficient funds from the state general fund to the state school aid fund created in section 11 of article IX of the state constitution of 1963 to fully compensate for any loss of revenue to the state school aid fund resulting from the enactment of this amendatory act.".

The motion prevailed and the amendments were 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. 64 Yeas—85

Alexander	Farhat	Liberati
Andrews	Filler	Lightner
Aragona	Fink	MacDonell
Beeler	Fitzgerald	Markkanen
BeGole	Fox	Martin
Beson	Glanville	Martus
Bezotte	Grant	McFall
Bierlein	Green, P.	Meerman
Bollin	Greene, J.	Mentzer
Borton	Haadsma	Miller
Brixie	Hall	Morse
Byrnes	Harris	Mueller
Carter, B.	Hill	Neeley
Carter, T.	Hoadley	Neyer
Cavitt	Hood	Outman
Churches	Hope	Paquette
Coffia	Hoskins	Posthumus
Coleman	Johnsen	Prestin
Conlin	Koleszar	Puri
DeBoer	Kuhn	Rigas
DeBoyer	Kunse	Roth
DeSana		

Snyder
St. Germaine
Steele
Γate
Γisdel
Γsernoglou
VanderWall
VanWoerkom
Wendzel
Whitsett
Wilson
Witwer
Wozniak
Young
Zorn

Schmaltz Schriver Schuette Shannon Slagh Smit

Nays-23

Aiyash	Edwards	Paiz	Skaggs
Arbit	Friske	Pohutsky	Steckloff
Brabec	Maddock	Price	Stone
Breen	McKinney	Rheingans	Wegela
Carra	Morgan	Rogers	Weiss
Dievendorf	O'Neal	Scott	

In The Chair: Pohutsky

The House agreed to the full title.

The Speaker laid before the House

House Bill No. 4146, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit

the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending sections 2, 2b, 5b, and 8 (MCL 28.422, 28.422b, 28.425b, and 28.428), sections 2 and 2b as amended by 2023 PA 19 and sections 5b and 8 as amended by 2017 PA 95.

(The bill was received from the Senate on April 19, with substitute (S-1) and title amendment, consideration of which, under the rules, was postponed until April 20, see House Journal No. 33, p. 458.)

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

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

Roll Call No. 65

Yeas-56

Aiyash Andrews Arbit Brabec Breen Brixie Bymes Carter, B. Carter, T. Churches Coffia Coleman Conlin	Edwards Farhat Fitzgerald Glanville Grant Haadsma Hill Hood Hope Hoskins Koleszar Liberati MacDonell	McFall McKinney Mentzer Miller Morgan Morse Neeley O'Neal Paiz Pohutsky Price Puri Rheingans	Scott Shannon Skaggs Snyder Steckloff Stone Tate Tsernoglou Wegela Weiss Whitsett Wilson Witwer
		Rheingans	Witwer
Dievendorf	Martus	Rogers	Young

Nays—52

Alexander	DeSana	Lightner	Schmaltz
Aragona	Filler	Maddock	Schriver
Beeler	Fink	Markkanen	Schuette
BeGole	Fox	Martin	Slagh
Beson	Friske	Meerman	Smit
Bezotte	Green, P.	Mueller	St. Germaine
Bierlein	Greene, J.	Neyer	Steele
Bollin	Hall	Outman	Tisdel
Borton	Harris	Paquette	VanderWall
Carra	Hoadley	Posthumus	VanWoerkom
Cavitt	Johnsen	Prestin	Wendzel
DeBoer	Kuhn	Rigas	Wozniak
DeBoyer	Kunse	Roth	Zorn

In The Chair: Pohutsky

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 4147, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1908, 2529, and 2559 (MCL 600.1908, 600.2529, and 600.2559), section 2529 as amended by 2014 PA 532 and section 2559 as amended by 2018 PA 261.

(The bill was received from the Senate on April 19, with an amendment and full title inserted by the Senate, consideration of which, under the rules, was postponed until April 20, see House Journal No. 33, p. 458.)

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

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

Roll Call No. 66 Yeas—56

Aiyash	Edwards	McFall	Scott
Andrews	Farhat	McKinney	Shannon
Arbit	Fitzgerald	Mentzer	Skaggs
Brabec	Glanville	Miller	Snyder
Breen	Grant	Morgan	Steckloff
Brixie	Haadsma	Morse	Stone
Byrnes	Hill	Neeley	Tate
Carter, B.	Hood	O'Neal	Tsernoglou
Carter, T.	Hope	Paiz	Wegela
Churches	Hoskins	Pohutsky	Weiss
Coffia	Koleszar	Price	Whitsett
Coleman	Liberati	Puri	Wilson
Conlin	MacDonell	Rheingans	Witwer
Dievendorf	Martus	Rogers	Young

Nays-52

Alexander	DeSana	Lightner	Schmaltz
Aragona	Filler	Maddock	Schriver
Beeler	Fink	Markkanen	Schuette
BeGole	Fox	Martin	Slagh
Beson	Friske	Meerman	Smit
Bezotte	Green, P.	Mueller	St. Germaine
Bierlein	Greene, J.	Neyer	Steele
Bollin	Hall	Outman	Tisdel
Borton	Harris	Paquette	VanderWall
Carra	Hoadley	Posthumus	VanWoerkom
Cavitt	Johnsen	Prestin	Wendzel
DeBoer	Kuhn	Rigas	Wozniak
DeBoyer	Kunse	Roth	Zorn

In The Chair: Pohutsky

The House agreed to the full title.

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

The Speaker laid before the House

House Bill No. 4148, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 15e to chapter XVII.

(The bill was received from the Senate on April 19, with an amendment and full title inserted by the Senate, consideration of which, under the rules, was postponed until April 20, see House Journal No. 33, p. 459.)

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

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

Roll Call No. 67 Yeas—56

Aiyash	Edwards	McFall	Scott
Andrews	Farhat	McKinney	Shannon
Arbit	Fitzgerald	Mentzer	Skaggs
Brabec	Glanville	Miller	Snyder
Breen	Grant	Morgan	Steckloff
Brixie	Haadsma	Morse	Stone
Byrnes	Hill	Neeley	Tate
Carter, B.	Hood	O'Neal	Tsernoglou
Carter, T.	Норе	Paiz	Wegela
Churches	Hoskins	Pohutsky	Weiss
Coffia	Koleszar	Price	Whitsett
Coleman	Liberati	Puri	Wilson
Conlin	MacDonell	Rheingans	Witwer
Dievendorf	Martus	Rogers	Young

Nays-52

Alexander	DeSana	Lightner	Schmaltz
Aragona	Filler	Maddock	Schriver
Beeler	Fink	Markkanen	Schuette
BeGole	Fox	Martin	Slagh
Beson	Friske	Meerman	Smit
Bezotte	Green, P.	Mueller	St. Germaine
Bierlein	Greene, J.	Neyer	Steele
Bollin	Hall	Outman	Tisdel
Borton	Harris	Paquette	VanderWall
Carra	Hoadley	Posthumus	VanWoerkom
Cavitt	Johnsen	Prestin	Wendzel
DeBoer	Kuhn	Rigas	Wozniak
DeBoyer	Kunse	Roth	Zorn

In The Chair: Pohutsky

The House agreed to the full title.

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

Third Reading of Bills

Rep. Aiyash moved that Senate Bill No. 97 be placed on its immediate passage.

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

Senate Bill No. 97, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 40 (MCL 205.94o), as amended by 2015 PA 204.

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

Roll Call No. 68 Yeas—86

Alexander Farhat Lightner Andrews Filler MacDonell Aragona Fink Markkanen Beeler Fitzgerald Martin BeGole Fox Martus Beson Glanville McFall Bezotte Grant Meerman Bierlein Green, P. Mentzer Bollin Greene, J. Miller Borton Haadsma Morse Brixie Hall Mueller Byrnes Harris Neeley Carter, B. Neyer Hill Carter, T. Hoadley O'Neal Cavitt Hood Outman Churches Hope Paquette Coffia Hoskins Posthumus Coleman Johnsen Prestin Conlin Koleszar Puri DeBoer Kuhn Rigas DeBoyer Kunse Roth Liberati DeSana

Shannon Slagh Smit Snyder St. Germaine Steele Tate Tisdel Tsernoglou VanderWall VanWoerkom Wendzel Whitsett Wilson Witwer Wozniak Young Zorn

Schmaltz

Schriver

Schuette

Nays—22

Aiyash	Edwards	Pohutsky	Skaggs
Arbit	Friske	Price	Steckloff
Brabec	Maddock	Rheingans	Stone
Breen	McKinney	Rogers	Wegela
Carra	Morgan	Scott	Weiss
Dievendorf	Paiz		

In The Chair: Pohutsky

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

The House agreed to the full title.

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

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

Rep. Aiyash moved that **Senate Bill No. 160** be placed on its immediate passage.

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

Senate Bill No. 160, entitled

A bill to amend 1979 PA 72, entitled "An act to require the governor to report certain tax information with the annual budget message to the legislature," by amending section 6 (MCL 21.276), as amended by 1983 PA 7.

[&]quot;An act to provide for the levy, assessment, and collection of a specific excise tax on the storage, use, or consumption in this state of tangible personal property and certain services; to appropriate the proceeds of that tax; to prescribe penalties; and to make appropriations,"

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

Roll Call No. 69

Yeas-92

Alexander Andrews	DeSana Farhat	Lightner MacDonell	Schmaltz Schriver
Aragona	Filler	Markkanen	Schuette
Arbit	Fink	Martin	Shannon
Beeler	Fitzgerald	Martus	Skaggs
BeGole	Fox	McFall	Slagh
Beson	Glanville	Meerman	Smit
Bezotte	Grant	Mentzer	Snyder
Bierlein	Green, P.	Miller	St. Germaine
Bollin	Greene, J.	Morgan	Steckloff
Borton	Haadsma	Morse	Steele
Breen	Hall	Mueller	Tate
Byrnes	Harris	Neeley	Tisdel
Carra	Hill	Neyer	Tsernoglou
Carter, B.	Hoadley	O'Neal	VanderWall
Carter, T.	Hood	Outman	VanWoerkom
Cavitt	Hope	Paquette	Wendzel
Churches	Hoskins	Pohutsky	Whitsett
Coffia	Johnsen	Posthumus	Wilson
Coleman	Koleszar	Prestin	Witwer
Conlin	Kuhn	Puri	Wozniak
DeBoer	Kunse	Rigas	Young
DeBoyer	Liberati	Roth	Zorn

Nays—16

Aiyash	Edwards	Paiz	Scott
Brabec	Friske	Price	Stone
Brixie	Maddock	Rheingans	Wegela
Dievendorf	McKinney	Rogers	Weiss

In The Chair: Pohutsky

The House agreed to the title of the bill.

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

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

Rep. Aiyash moved that **Senate Bill No. 259** be placed on its immediate passage.

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

Senate Bill No. 259, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 759a and 764a (MCL 168.759a and 168.764a), section 759a as amended by 2022 PA 197 and section 764a as amended by 2020 PA 177.

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

Roll Call No. 70

Yeas-56

Aiyash Andrews Arbit Brabec Breen Brixie Byrnes Carter, B. Carter, T. Churches Coffia Coleman Conlin	Edwards Farhat Fitzgerald Glanville Grant Haadsma Hill Hood Hope Hoskins Koleszar Liberati MacDonell	McFall McKinney Mentzer Miller Morgan Morse Neeley O'Neal Paiz Pohutsky Price Puri Rheingans	Scott Shannon Skaggs Snyder Steckloff Stone Tate Tsernoglou Wegela Weiss Whitsett Wilson Witwer
		Rheingans Rogers	
210 . 0110011			- 045

Nays-52

DeSana	Lightner	Schmaltz
Filler	Maddock	Schriver
Fink	Markkanen	Schuette
Fox	Martin	Slagh
Friske	Meerman	Smit
Green, P.	Mueller	St. Germaine
Greene, J.	Neyer	Steele
Hall	Outman	Tisdel
Harris	Paquette	VanderWall
Hoadley	Posthumus	VanWoerkom
Johnsen	Prestin	Wendzel
Kuhn	Rigas	Wozniak
Kunse	Roth	Zorn
	Filler Fink Fox Friske Green, P. Greene, J. Hall Harris Hoadley Johnsen Kuhn	Filler Maddock Fink Markkanen Fox Martin Friske Meerman Green, P. Mueller Greene, J. Neyer Hall Outman Harris Paquette Hoadley Posthumus Johnsen Prestin Kuhn Rigas

In The Chair: Pohutsky

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

"An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act,"

The House agreed to the full title.

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

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

Rep. Aiyash 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 and joint resolution had been reproduced and made available electronically on Tuesday, April 25:

House Bill Nos. 4446 4447 4448 4449 4450 4451 4452 4453 4454 4455 4456 4457 4458 4459 4460 4461 4462 4463 4464 4465 4466 4467 4468 4469 4470 4471 4472 4473 Senate Bill Nos. 286 287 288 289 290 291 292 293 294 295 285 **Senate Joint Resolution** C

The Clerk announced that the following Senate bill had been received on Wednesday, April 26: Senate Bill No. 185

Messages from the Senate

Senate Bill No. 185, entitled

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; to prescribe means of enforcement and penalties for the violation of the provisions of this act; and to make appropriations," by amending section 1 (MCL 423.201), as amended by 2014 PA 414.

The Senate has passed the bill.

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

Messages from the Governor

Date: April 26, 2023 Time: 10:04 a.m.

To the Speaker of the House of Representatives:

Sir-I have this day approved and signed

Enrolled House Bill No. 4039 (Public Act No. 20, I.E.), being

An act to amend 1933 PA 167, entitled "An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this 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 2021 PA 108.

(Filed with the Secretary of State on April 26, 2023, at 1:05 p.m.)

Date: April 26, 2023 Time: 10:06 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4253 (Public Act No. 21, I.E.), being

An act to amend 1937 PA 94, entitled "An act to provide for the levy, assessment, and collection of a specific excise tax on the storage, use, or consumption in this state of tangible personal property and certain services; to appropriate the proceeds of that tax; to prescribe penalties; and to make appropriations," 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 2021 PA 109.

(Filed with the Secretary of State on April 26, 2023, at 1:07 p.m.)

Date: April 26, 2023 Time: 10:08 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4143 (Public Act No. 22), being

An act to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending sections 11b and 16m of chapter XVII (MCL 777.11b and 777.16m), section 11b as amended by 2016 PA 234 and section 16m as amended by 2018 PA 637.

(Filed with the Secretary of State on April 26, 2023, at 1:09 p.m.)

Date: April 26, 2023 Time: 10:10 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4045 (Public Act No. 23, I.E.), being

An act to create the volunteer employee criminal history system program; to impose a fee for conducting a national and state criminal history record information check; and to provide for the powers and duties of certain state and local governmental officers and entities.

(Filed with the Secretary of State on April 26, 2023, at 1:11 p.m.)

Date: April 26, 2023 Time: 10:12 a.m.

To the Speaker of the House of Representatives:

Sir-I have this day approved and signed

Enrolled House Bill No. 4219 (Public Act No. 24, I.E.), being

An act to amend 1984 PA 270, entitled "An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, certain notes and bonds of the Michigan strategic fund; to create certain boards and funds; to create certain permanent funds; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of this state; to make certain loans, grants, and investments; to provide penalties; to make an appropriation; and to repeal acts and parts of acts," by amending section 5 (MCL 125.2005), as amended by 2014 PA 507.

(Filed with the Secretary of State on April 26, 2023, at 1:13 p.m.)

Introduction of Bills

Reps. Arbit, Puri, Grant, MacDonell, Tsernoglou, Wegela, Morgan, Paiz, Churches, Glanville, Hoskins, McFall, Andrews, Farhat, Coffia, Martus, Breen, McKinney, Wilson, Skaggs, Steckloff, Rogers, Tyrone Carter, Byrnes, Price, Rheingans, Weiss, Brenda Carter, Miller, Hope, Hood, Hill, Brabec, Scott, Conlin, Dievendorf, Young, O'Neal, Neeley, Morse, Brixie, Fitzgerald, Edwards, Aiyash and Whitsett introduced

House Bill No. 4474, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 147b (MCL 750.147b), as added by 1988 PA 371.

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

Reps. Grant, Arbit, Puri, MacDonell, Tsernoglou, Morgan, Wegela, Paiz, Churches, Glanville, Hoskins, McFall, Farhat, Coffia, Andrews, Martus, Breen, McKinney, Wilson, Skaggs, Steckloff, Rogers, Tyrone Carter, Byrnes, Price, Rheingans, Weiss, Brenda Carter, Miller, Hope, Hood, Hill, Brabec, Scott, Conlin, Dievendorf, Young, O'Neal, Neeley, Morse, Brixie, Fitzgerald, Edwards, Aiyash and Whitsett introduced

House Bill No. 4475, 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 2020 PA 50.

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

Reps. Arbit, Puri, Grant, MacDonell, Tsernoglou, Wegela, Morgan, Paiz, Churches, Glanville, Hoskins, McFall, Coffia, Andrews, Rheingans, Mentzer, Farhat, Martus, Breen, McKinney, Wilson, Skaggs, Steckloff, Rogers, Tyrone Carter, Byrnes, Price, Weiss, Brenda Carter, Miller, Hope, Hood, Hill, Brabec, Scott, Conlin, Dievendorf, Young, O'Neal, Neeley, Morse, Brixie, Fitzgerald, Edwards, Shannon, Aiyash and Whitsett introduced

House Bill No. 4476, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 147c

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

Reps. Puri, Arbit, Grant, MacDonell, Tsernoglou, Morgan, Wegela, Paiz, Churches, Glanville, McFall, Andrews, Rheingans, Mentzer, Farhat, Coffia, Martus, Breen, McKinney, Wilson, Skaggs, Steckloff, Rogers, Tyrone Carter, Byrnes, Price, Weiss, Brenda Carter, Miller, Hope, Hood, Hill, Brabec, Scott, Conlin, Dievendorf, Young, O'Neal, Neeley, Morse, Brixie, Fitzgerald, Edwards, Shannon, Aiyash and Whitsett introduced

House Bill No. 4477, 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 2020 PA 50.

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

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4238, entitled

A bill to make, supplement, and adjust appropriations for certain capital outlay projects for the fiscal year ending September 30, 2023; to provide for expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder, Wilson, Lightner, Bollin, Green, Slagh, Beson, Borton, Cavitt, DeBoer and Schuette

Nays: None

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4244, entitled

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder, Wilson and Lightner

Navs: None

The Committee on Appropriations, by Rep. Witwer, Chair, reported House Bill No. 4245, entitled

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Green, Kuhn and Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4248, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Kuhn and Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4249, entitled

A bill to make appropriations for the department of environment, Great Lakes, and energy for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Lightner, Bollin, Green, Slagh, Beson, Borton, Fink, Cavitt, DeBoer, Kuhn, Schuette and Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4280, entitled

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

With the recommendation that the substitute (H-3) 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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Lightner, Bollin, Green, Slagh, Beson, Borton, Fink, Cavitt, DeBoer, Kuhn and Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4281, entitled

A bill to make appropriations for the department of insurance and financial services for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Green, Slagh, Beson, Fink, Cavitt, Kuhn and Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4289, entitled

A bill to make appropriations for the department of agriculture and rural development for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Lightner, Bollin, Green, Slagh, Beson, Borton, Fink, Cavitt, DeBoer, Kuhn, Schuette and Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4290, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

With the recommendation that the substitute (H-3) 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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Green, Slagh, Beson, Fink, Kuhn, Schuette and Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4303, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201 and 206 (MCL 388.1801 and 388.1806), as amended by 2022 PA 144.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Rep. Steele

The Committee on Appropriations, by Rep. Witwer, Chair, reported

House Bill No. 4304, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236 and 241 (MCL 388.1836 and 388.1841), section 236 as amended by 2022 PA 212 and section 241 as amended by 2022 PA 144.

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. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder and Wilson

Nays: Reps. Slagh, Fink and Steele

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, April 26, 2023

Present: Reps. Witwer, O'Neal, Brixie, Hood, Brabec, Morse, Puri, Steckloff, Weiss, Martus, McKinney, Mentzer, Morgan, Price, Skaggs, Snyder, Wilson, Lightner, Bollin, Green, Slagh, Beson, Borton, Fink, Cavitt, DeBoer, Kuhn, Schuette and Steele

Rep. Schmaltz moved that the House adjourn. The motion prevailed, the time being 3:05 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, April 27, at 12:00 Noon.

RICHARD J. BROWN Clerk of the House of Representatives