

No. 42
STATE OF MICHIGAN
Journal of the Senate
102nd Legislature
REGULAR SESSION OF 2023

Senate Chamber, Lansing, Thursday, May 4, 2023.

10:00 a.m.

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

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

Albert—present
Anthony—present
Bayer—present
Bellino—present
Brinks—present
Bumstead—present
Camilleri—present
Cavanagh—present
Chang—present
Cherry—present
Daley—present
Damoose—present
Geiss—present

Hauck—present
Hertel—present
Hoitenga—present
Huizenga—present
Irwin—present
Johnson—present
Klinefelt—present
Lauwers—present
Lindsey—present
McBroom—present
McCann—present
McDonald Rivet—present
McMorrow—present

Moss—present
Nesbitt—present
Outman—present
Polehanki—present
Runestad—present
Santana—present
Shink—present
Singh—present
Theis—present
Victory—present
Webber—present
Wojno—present

Senator Jonathan Lindsey of the 17th District offered the following invocation:

Heavenly Father, we come before You on this National Day of Prayer, joining our prayer with millions of others. We come before You in recognition of Your majesty and glory, and the majesty and glory of Your creation. We come before You with hearts full of gratitude for the many blessings in our lives.

And most of all, we come before You with hearts of contrition. We recognize that government and its agents have done great evil, and we beg Your forgiveness. We have stolen from Your children; we have multiplied suffering and poverty; we have allowed deception to dominate our discourse and corruption to direct policy. We have called evil good, and good evil, and demanded the people we serve do the same. We are grateful that Your grace and mercy are unending. We ask for that mercy and that You may guide our actions towards repentance. In the name of Your Son, Jesus. Amen.

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

Senators Cherry and Albert entered the Senate Chamber.

Motions and Communications

Senator Lauwers moved that Senator Nesbitt be temporarily excused from today's session.
The motion prevailed.

Senator Singh moved that Senators Chang and Hertel be temporarily excused from today's session.
The motion prevailed.

The following communication was received:
Office of Senator Dayna Polehanki

May 3, 2023

Per Senate Rule 1.110(c) I am requesting that my name be added as a co-sponsor to Senate Bill 301 which was introduced on April 27th, 2023 and was referred to the Senate Committee on Health Policy.

Sincerely,
Dayna Polehanki
State Senator, District 5

The communication was referred to the Secretary for record.

Senators Hertel and Chang entered the Senate Chamber.

Senator Singh moved that rule 3.902 be suspended to allow the guests of Senators Singh, Bayer and Moss admittance to the Senate floor.

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

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senators Daley, Klinefelt, Shink and Moss asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Daley's statement is as follows:

I rise today with Senator Klinefelt to make an introduction. Today we have the 2022 Queen's Court from Michigan Sugar here. I have the 2022 Sugar Queen herself—Brianna Kubik—and one of the Sugar Queen's Court is Brooke Pagel. Brooke is a 2021 graduate of Birch Run High School and a former NCAA Division II national champion in soccer. Currently she attends Delta College where she plays volleyball. Brianna, the Queen, is a 2021 Akron-Fairgrove High School graduate. She now is enrolled in the Delta College nursing program and in the future would like to run and own her own medical practice in a rural area.

Senator Klinefelt's statement is as follows:

On the Sugar Queen Court from my district is Adriana Ivezaj. Adriana is from Macomb Township and graduated from Henry Ford High School where she was involved in HOSA. She's pursuing a degree in communications at Oakland University with minors in deaf studies and journalism. She's involved in the American Marketing Association, Creative Writing Club, Women in Business, and Entrepreneurs in Action. Please join us in welcoming our court.

Senator Shink's statement is as follows:

Mr. President, I'd like to recognize our spectacular intern—Joslyn Miller—whose last day is today. She has done great work in my office over the past few months. Joslyn joined my office in January of this year and has done an amazing job managing constituent responses, increasing social media outreach, and conducting policy research. She has shown a passion for migrant and women's health issues, having previously worked with the Ingham County Prosecutor's Office as a domestic violence advocate, and with MSU's Study Abroad program as a refugee services intern.

Joslyn graduates this month from Michigan State University with a Bachelor of Arts degree in interdisciplinary studies and social science. While at MSU, she participated in the Michigan Government Semester Program and was vice president of the Organizational Involvement Women's Council. She will be leaving us to start her career in Washington, D.C., as a project assistant.

I'd like to say thank you again to Joslyn. We all in our office wish you nothing but the best of luck in all future endeavors.

Senator Moss' statement is as follows:

It is that time of year when we bid farewell to those who have spent a semester or more in our office helping them to run. I would like to introduce and honor my intern, Adam Budiansky, who actually joined us last October and was eager to make the transition with us to this new term and spent an extra semester in our office. Adam recently concluded his junior year at MSU where he is majoring in international relations at James Madison College with minors in business and Jewish studies. He's also the treasurer of his fraternity, Sigma Alpha Mu.

Adam was one of the many students who endured the night of terror at MSU and made gun safety a priority of his and I'm really proud of his work ushering those bills to be signed into law. He has also worked tirelessly in our office answering constituent calls and e-mails. He has produced exemplary work in our office with well-written tributes, legislative research, and the work he's done really is far beyond his years. It has been a pleasure having him in our office for two semesters.

He is going back to his hometown in New York—he has assured me he is not seeking an internship with his Congressman, George Santos—but we do want to honor him on the floor today with this plaque and seal from the state of Michigan. Thank you, Adam, for all your work to our constituents.

Senator Nesbitt entered the Senate Chamber.

Senators Irwin, Bayer, Geiss, McMorro, Santana, Chang, Cavanagh and Polehanki introduced **Senate Bill No. 327, entitled**

A bill to amend 2000 PA 92, entitled "Food law," (MCL 289.1101 to 289.8111) by adding section 5106. The bill was read a first and second time by title and referred to the Committee on Energy and Environment.

Senators Hertel, Wojno, Santana, Cherry, Geiss, McMorro and Anthony introduced

Senate Bill No. 328, entitled

A bill to require certain standards for smoke alarm and certain other devices; to prohibit certain conduct and prescribe civil sanctions; to authorize the promulgation of rules; and to provide for the powers and duties of certain state governmental officers and entities.

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

House Bill No. 4084, entitled

A bill to amend 2014 PA 92, entitled "State essential services assessment act," (MCL 211.1051 to 211.1061) by adding section 7a.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Finance, Insurance, and Consumer Protection.

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.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

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

The motion prevailed.

Senator Chang's statement is as follows:

Today I would like to recognize Madison Crum. Madison is an MSW student at Michigan State University studying organization and community leadership. She has been with our office for Team Chang for over a year and she's been a very kind, compassionate, calm, and wonderful human being. She has been amazing assisting us with constituent calls and issues, always talking to them with patience and compassion, and truly understands what it means to serve others. Madison is a great team player, always being one of those who is first to help when the situation calls for it, whether addressing a constituent issue or helping make sure the office is prepared.

I wish her the best of luck on her next internship and look forward to all the amazing things she will continue to do to advocate for our communities. Thank you, Madison.

By unanimous consent the Senate returned to the order of

Resolutions

Senator Singh moved that rule 3.204 be suspended to permit immediate consideration of the following resolutions:

Senate Resolution No. 46

Senate Resolution No. 47

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

Senators Bayer, Chang, McCann, Polehanki, Victory, Johnson, Wojno, Camilleri, Moss, Hertel, Singh, McMorro, Irwin, Cavanagh, Cherry, Brinks and Geiss offered the following resolution:

Senate Resolution No. 46.

A resolution to recognize May 2023 as Stroke Awareness Month.

Whereas, May is Stroke Awareness Month, a time to remember the millions of people and their loved ones who have been affected by one of the nation's leading causes of death and long-term disability; and

Whereas, It is also a time to recognize the modern advancements and medical innovations that are making it more possible for patients to survive and regain independence following a stroke; and

Whereas, According to the Centers for Disease Control and Prevention, nearly 800,000 people in the United States experience a stroke each year; and

Whereas, Every 40 seconds someone in the United States has a stroke, and tragically, every three and a half minutes someone dies from a stroke; and

Whereas, A stroke impacts not only the patient, but their family as they adjust to the recovery of their loved one and the side effects and long-lasting symptoms of surviving a stroke; and

Whereas, There are two different types of strokes: an ischemic stroke and a hemorrhagic stroke; and

Whereas, The most common type of stroke is an ischemic stroke. A severe ischemic stroke, such as Emergent Large Vessel Occlusion (ELVO), occurs when a blood clot forms in one of the major arteries of the brain, restricting the flow of blood and oxygen and killing up to two million brain cells per minute; and

Whereas, A hemorrhagic stroke happens when an artery in the brain is ruptured and the leaked blood puts pressure on brain cells and damages them; and

Whereas, One of the most promising advancements in treatment for strokes today is mechanical thrombectomy. Also known as endovascular therapy, it is a minimally invasive procedure through which the blood clot responsible for the most severe form of stroke is located and removed, restoring blood flow to the brain. It is truly a revolutionary procedure performed by highly trained neurointerventional care teams at Level 1 stroke centers located throughout our state; and

Whereas, Studies have shown that for every five minutes saved when a critical stroke patient obtains the lifesaving care they need, they will experience an additional month of life without disability; and now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize May 2023 as Stroke Awareness Month.

The question being on the adoption of the resolution,

The resolution was adopted.

Senator Santana was named co-sponsor of the resolution.

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

The motion prevailed.

Senator Bayer's statement is as follows:

As many of you know, my husband John experienced a massive stroke four years ago. Our lives were forever changed when I walked into the living room that day and saw him lying on the floor, he couldn't speak, he couldn't respond, there was something wrong with his eyes. Fortunately we live very close to a Level 1 stroke trauma center where getting from the point of me calling 9-1-1 to being in the imaging room at the hospital was under 15 minutes. This is a critical step in treating stroke: if you see a stroke happening, you have to act fast and get to the hospital as quickly as you can, call 9-1-1.

When we got there, the incredible skill and caring of the first responders of the hospital staff in the ER and then ten days in intensive care, the amazing hard-working medical professionals really did save his life. We need to make sure we take care of those people. Now, after five weeks in the hospital, John has had four years of therapy and medical care that's helped him recover many of the things that were lost that day. You can see him here today. He is physically doing very well, he was able to help us in our move last year. His occupational therapy has made it possible for him to put together his lunch—he can put together a PB&J and put stuff in the microwave, and get his own lunch.

But like many other stroke survivors, John has very severe aphasia which makes it almost impossible for him to bring up words to be able to say words. Sometimes stroke survivors will be talking, thinking they're saying the right words, but no one else can understand what they're saying. Communication is a huge problem. Stroke often also causes apraxia which makes speech even more difficult. John's muscles are not completely under his control, so it's hard for him to form the right movements to be able to make the correct sounds for speech. Stroke survivors can often benefit from speech therapy and John wants to make sure we thank his speech pathologist at Beaumont and now his music speech therapist who's helping him belt out some really good Bob Seger tunes. If you know occupational therapists or speech therapists, tell them thank you for all the work they do. They make life good again for stroke survivors.

There are other powerful tools that help. John's favorite thing to do is go to his stroke support groups. He sees his friend Andy—one of his best pals—at Beaumont every week and a lot of friends at the Royal Oak Senior Center stroke support group, and the Cane and Able stroke and aphasia support groups in Troy. I want to give a huge thank you to the volunteers in those groups and there are volunteers like that in groups all over the state. Thank them for the amazing work they do. They don't get paid and they really make a big difference.

Lastly, as this is for Stroke Awareness Month, if you think someone might be having a stroke you need to act FAST—F-A-S-T—FAST. F—look at their face, ask them to smile. Can they smile? Is one side drooping? A—arms, ask them to lift their arms. Can they lift their arms? Is one of them drooping? S—speech, ask them to repeat a simple phrase. Can they do that? Is it slurred or something wrong with their speech? T—time, don't waste time. Call 9-1-1, act FAST.

Thank you for this opportunity to support May as National Stroke Awareness Month and make Michigan Stroke Awareness Month effective by voting for this resolution.

Senators Shink, Cherry, Anthony, Santana, Klinefelt, Irwin, Chang, Hertel, McDonald Rivet, Outman and McBroom offered the following resolution:

Senate Resolution No. 47.

A resolution to recognize May 1-7, 2023, as Correctional Officers Week.

Whereas, The safety and well-being of every Michigander is of the utmost importance, and the correctional officers who work in our correctional facilities dedicate themselves to this critical task each and every day; and

Whereas, In an environment that may become intimidating, aggressive, or even hostile, correctional officers are skilled professionals that are trained to maintain composure while preserving safety and property, and restraining persons that may be dangerous to themselves or others; and

Whereas, These honorable men and women are hard-working and committed public servants, and without their expertise and service, Michigan's correctional facilities would be unable to operate as successfully and efficiently as they do today; and

Whereas, During this week, we join with the Michigan Department of Corrections and the Michigan Corrections Organization to recognize every correctional officer that serves in Michigan. We thank them for the essential role they play in helping to protect the people of Michigan; now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize May 1-7, 2023, as Correctional Officers Week.

The question being on the adoption of the resolution,

The resolution was adopted.

Senator Geiss was named co-sponsor of the resolution.

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

The motion prevailed.

Senator Shink's statement is as follows:

I rise today to speak to this bipartisan resolution to recognize May 1–7, 2023, as Correctional Officers Week in Michigan. From Jackson in my district and the neighboring communities of Ypsilanti and Whitmore Lake to Coldwater and Adrian in the south and the U.P. in the north, corrections officers make significant contributions to our communities and local economies across the state. The expertise and service of these hard-working and committed public servants enable Michigan's correctional facilities to operate as successfully and efficiently as they do today. These men and women help protect our communities while also maintaining a safe and constructive environment for justice-involved residents. During this week, we join with the Michigan Department of Corrections and the Michigan Corrections Organization to recognize every correctional officer that serves in Michigan. We see you and we thank you. We thank you for the essential role they play in helping protect the people of Michigan, and I hope the support and gratitude for our corrections officers' service goes beyond the substance of this resolution or the context of this week and continues in all of our budget and policy solutions. I appreciate my colleagues from both sides of the aisle for co-sponsoring this resolution and I hope all members of this body will join me in supporting this important recognition today.

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

The motion prevailed.

Senator Anthony's statement is as follows:

As one of mid-Michigan's state Senators, I inherited a lot from former Senator Curtis Hertel. One of the amazing things I inherited is one of his former interns—Marko Bogojevski. He is a son of Macomb and will be transitioning from our office back to what is now Senator Klinefelt's district, but I have to tell you a little bit about this amazing intern and really a public servant at heart.

Marko is a graduate of Michigan State University's James Madison College, so we know what that means. He is top-notch. He can read and write and analyze and he has been an integral part of our office and our ability to serve the constituents of mid-Michigan, not only answering phones and e-mails and translating really what has been happening in our community and how to make sure people's voices are heard here in the halls of power. He has led with empathy, with respect, and has brought so much value and joy to our office.

I would be remiss if we didn't acknowledge his service to this institution, again, as he transitions back to Macomb County. He has been outstanding and I hope my colleagues can join me in congratulating him and thanking him for his service to the institution.

By unanimous consent the Senate returned to the order of

General Orders

Senator Singh moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Gilchrist, designated Senator Theis as Chairperson. After some time spent therein, the Committee arose; and the President, Lieutenant Governor Gilchrist, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 124, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to

authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; to investigate and study the tolling of roads, streets, highways, or bridges; and to repeal acts and parts of acts,” (MCL 247.651 to 247.675) by adding section 11j.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

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

Senate Bill No. 125, entitled

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; to investigate and study the tolling of roads, streets, highways, or bridges; and to repeal acts and parts of acts,” (MCL 247.651 to 247.675) by adding section 11i.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

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

The motion prevailed.

Senator Chang’s statement is as follows:

Today I want to wish a farewell to Nina Robinson, who has been on my team for over a year now, working extremely hard as our community liaison, going to I don’t even know how many community meetings across our district, and doing lots of great work with our constituents. She is departing Team Chang, but will always be a part of Team Chang while she travels the world on an exciting adventure.

Nina, thank you for all of your hard work and for all of your dedication. We are so happy for you and grateful for all of your time with Team Chang.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

The following bill was read a third time:

Senate Bill No. 66, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 148

Yeas—37

Albert	Daley	Klinefelt	Polehanki
Anthony	Damoose	Lauwers	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry			

Nays—1

Lindsey

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Chang's statement is as follows:

These bipartisan bills before us today would make a difference in preventing future sexual assault from happening. They are policy solutions that we must take to prevent future misconduct, protect survivors, and improve accountability. I want to thank my colleagues and staff on both sides of the aisle who have worked on this bill package—many of them for several years. Thank you for your commitment addressing sexual assault and for your partnership.

Sexual assault is unfortunately something that happens far too frequently, not just major scandals in youth and college sports but also on college campuses, in our communities, and inside the home. Sexual assault victims and survivors are all ages and genders. One in nine girls under the age of 18 experience sexual abuse or assault at the hands of an adult. And one in six American women has been the victim of an attempted or completed rape in her lifetime. The impact of sexual assault is compounded. It is not only the physical incident, but also the psychological, emotional, and physical effects that can linger afterward.

Four years ago, I started a fellowship for high school girls of color. In 2016 and 2017 the young women chose to work on sexual assault and interpersonal violence for their community action project because many of them have either experienced sexual assault themselves or have a close family member or friend who is a survivor. While I knew that sexual assault was prevalent, the fact that these young people all recognized that this was something that needed change was an important wake-up call to me as their friend and as a lawmaker that I need to be doing as much as I can to address this issue. The fellows decided that they wanted to conduct a survey of their peers about this issue. A large majority of their fellow students said that they knew someone who was a victim of sexual assault, and the vast majority of them had said they had never received any education in school about sexual assault. They put together an incredible presentation that they gave at several high schools to educate their peers, and I worked closely with them on this bill.

My bill will take important steps to ensure students receive the educational materials about sexual assault and harassment, and inform young people about available resources in their community. This is critical for many reasons. One, so that young people who experience sexual assault are able to recognize what happened to them and become aware of who they can go to for help. In addition, we know that when someone discloses what happened to them to someone, how that person responds can make all the difference in whether that victim or survivor will go on to seek help or choose to report it to law enforcement.

We need to make sure that young people learn about sexual misconduct so that if their friend discloses to them, they will have some understanding and some information they can provide about resources. This bill would require the Department of Education to work with the Domestic and Sexual Violence Prevention and Treatment Board, as well as the Coalition to End Domestic and Sexual Violence, to develop age-appropriate informational material regarding sexual assault and sexual harassment. These materials would be made available to all schools to disseminate to students in grades 6 through 12, and be included in the school handbook or similar publication, or the school's webpage.

This bill also encourages schools to provide educators and school employees with training every five years about how to respond to students who have experienced sexual assault or harassment. This is important because we recognize that we need to ensure that school employees are responding in an appropriate educated manner and know how they can help a victim or survivor after their experience.

By taking action on this and other bills today, we are taking another step forward in preventing sexual assault, protecting survivors, and improving accountability. I ask for your support.

The following bill was read a third time:

Senate Bill No. 67, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 149

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 68, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 150

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 69, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 151

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 70, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 152

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:
Senate Bill No. 71, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 153

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:
Senate Bill No. 72, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 154

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad

Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 73, entitled

A bill to amend 1976 PA 442, entitled “Freedom of information act,” by amending section 13 (MCL 15.243), as amended by 2021 PA 33.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 155

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

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

Senate Bill No. 147, entitled

A bill to amend 1976 PA 453, entitled “Elliott-Larsen civil rights act,” by amending sections 201 and 202 (MCL 37.2201 and 37.2202), section 201 as amended by 1980 PA 202 and section 202 as amended by 2009 PA 190.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1976 PA 453, entitled “An act to define civil rights; to prohibit discriminatory practices, policies, and customs in the exercise of those rights based upon religion, race, color, national origin, age, sex, height, weight, familial status, or marital status; to preserve the confidentiality of records regarding arrest, detention, or other disposition in which a conviction does not result; to prescribe the powers and duties of the civil rights commission and the department of civil rights; to provide remedies and penalties; to provide for fees; and to repeal certain acts and parts of acts,” by amending sections 201 and 202 (MCL 37.2201 and 37.2202), section 201 as amended by 1980 PA 202 and section 202 as amended by 2023 PA 6.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Singh moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

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

Roll Call No. 156

Yeas—20

Anthony	Chang	Klinefelt	Polehanki
Bayer	Cherry	McCann	Santana
Brinks	Geiss	McDonald Rivet	Shink
Camilleri	Hertel	McMorrow	Singh
Cavanagh	Irwin	Moss	Wojno

Nays—18

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Huizenga	Nesbitt	Victory
Daley	Johnson	Outman	Webber
Damoose	Lauwers		

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title as amended.

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

By unanimous consent the Senate proceeded to the order of

Statements

Senators Anthony and Nesbitt asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Anthony's statement is as follows:

As many of you know, this is a very special day for me. Some would say it's a religious holiday, but I would just like to take a moment to wish my colleagues—as well as the people of the state of Michigan—a wonderful May the 4th, also known as Star Wars Day. Thank you for the opportunity.

Senator Nesbitt's statement is as follows:

I rise today to urge my colleagues on the other side of the aisle to reconsider their current trajectory regarding the one-sided crafting of our state budget. At the beginning of this legislative term, we found ourselves in an unprecedented financial situation—starting at an overall surplus of \$9 billion. Nine billion dollars collected by government from working families, small businesses, and seniors across our state that has gone unspent. Many saw this as a great opportunity to invest in our roads, bridges, and other infrastructure, pay down long-term debt, make additional contributions to the state's rainy-day fund, and provide much-needed tax relief to all struggling working families, all workers in Michigan, all small business owners, as this Biden economy continues to pummel them with record-high inflation and high energy prices.

Unfortunately, the Governor took a different route. Instead, her proposed budget went from a \$9 billion surplus in January to what we are facing—a nearly billion dollar deficit under what she introduced back in February. I'm not entirely sure how that is possible, but here we are.

Luckily, the Governor's proposal is not what we will be adopting. We have an opportunity for Democrats and Republicans to work together on crafting a bipartisan budget. A budget that helps rebuild our infrastructure. A budget that strengthens law enforcement, that strengthens our schools, that invests in school security and education and takes the proper steps to ensure that our state is on a sound financial and fiscal setting going into the future.

I speak for my Senate Republican colleagues when I say there is a willingness to work together. However, the early stages of this budget process seems reminiscent of just a few months ago in this chamber—little communication; little opportunity for alternative proposals; a lack of transparency when it comes to amendments and the ability to discuss them. Mr. President, this budget process cannot move forward in the same secretive way we've seen other significant proposals move out of this body earlier this year. It needs to be transparent; it needs to be deliberative; it needs to be bipartisan.

I believe—in fact, I know—that this can be done, that we can do this together. But more importantly, I believe we need to produce a budget that is sound, that protects our values, makes sure that we have long-term tax relief for all taxpayers, rebuilds our roads and bridges, pays down debt, and actually helps students learn to become prepared for good careers and raise good families here in the state of Michigan.

Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, May 3:

House Bill Nos. 4084 4238

The Secretary announced that the following bills were printed and filed on Wednesday, May 3, and are available on the Michigan Legislature website:

House Bill Nos. 4500 4501 4502 4503

The Secretary announced that the following bills were printed and filed on Thursday, May 4, and are available on the Michigan Legislature website:

Senate Bill Nos. 318 319 320 321 322 323 324 325 326

Committee Reports

The Committee on Appropriations reported

Senate Bill No. 173, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), section 11 as amended by 2022 PA 212 and section 17b as amended by 2007 PA 137.

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

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

Sarah Anthony
Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorro and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

The Committee on Appropriations reported

Senate Bill No. 178, entitled

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

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

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

Sarah Anthony
Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorro and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

The Committee on Appropriations reported

Senate Bill No. 186, entitled

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

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

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

Sarah Anthony
Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorro and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

The Committee on Appropriations reported

Senate Bill No. 189, entitled

A bill to make appropriations for the legislature, the executive, the department of the attorney general, the department of state, the department of treasury, the department of technology, management, and budget, the department of civil rights, and certain other state purposes for the fiscal year ending September 30, 2024; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by the state agencies; and to declare the effect of this act.

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

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

Sarah Anthony
Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorrow and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

The Committee on Appropriations reported

Senate Bill No. 197, 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 (S-3) be adopted and that the bill then pass.

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

Sarah Anthony

Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorrow and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

The Committee on Appropriations reported

Senate Bill No. 198, 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 (S-1) be adopted and that the bill then pass.

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

Sarah Anthony

Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorrow and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

The Committee on Appropriations reported

Senate Bill No. 200, 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 (S-4) be adopted and that the bill then pass.

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

Sarah Anthony

Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorrow and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

The Committee on Appropriations reported

Senate Bill No. 201, 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 (S-3) be adopted and that the bill then pass.

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

Sarah Anthony

Chairperson

To Report Out:

Yeas: Senators Anthony, McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorrow and Cavanagh

Nays: Senators Bumstead, Albert, Damoose, Huizenga, Outman and Theis

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

COMMITTEE ATTENDANCE REPORT

The Committee on Appropriations submitted the following:

Meeting held on Wednesday, May 3, 2023, at 2:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Anthony (C), McCann, McDonald Rivet, Cherry, Bayer, Santana, Shink, Irwin, Hertel, Camilleri, Klinefelt, McMorrow, Cavanagh, Bumstead, Albert, Damoose, Huizenga, Outman and Theis

COMMITTEE ATTENDANCE REPORT

The Appropriations Joint Subcommittee on Capital Outlay submitted the following:

Meeting held on Wednesday, May 3, 2023, at 4:00 p.m., Room 352, 3rd Floor, House Appropriations Room, Capitol Building

Present: Senators McDonald Rivet (C), Irwin, McCann, McMorrow, Camilleri, Santana, Damoose and Huizenga

Excused: Senator Bumstead

Senator Singh moved that the Senate adjourn.

The motion prevailed, the time being 10:53 a.m.

The President, Lieutenant Governor Gilchrist, declared the Senate adjourned until Tuesday, May 9, 2023, at 10:00 a.m.

DANIEL OBERLIN
Secretary of the Senate