

No. 17
STATE OF MICHIGAN
Journal of the Senate
102nd Legislature
REGULAR SESSION OF 2024

Senate Chamber, Lansing, Wednesday, February 21, 2024.

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

Senator Rick Outman of the 33rd District offered the following invocation:

Dear heavenly Father, thank You for this day and for another opportunity to do Your will. I ask that You bless these proceedings as we labor to do what is good for this state and nation.

Father, long ago You called a people together out of relative obscurity and molded them into a great nation. You called them Your own, the very apple of Your eye. You promised that they would be more numerous than the grains of sand on the beach, than the stars in the sky. You gave them a land to call their own forever. You gave them a king and promised that his seed would rule forever. You gave them Your law to live by and You commanded them to be a blessing to all nations.

We as a state and nation have certainly been the recipients of this. Our very foundation is based on Judeo-Christian principles. You promised to bless those who bless Your people and to curse those who curse them. Help us to bless the nation of Israel. Thank you, Father, for Your protective presence over Your covenant people. Thank You that Your love for them is unconditional, unfailing, unending. Thank You for Your promise that Israel will be preserved as long as the sun, moon, and stars are in the sky, as long as the earth exists.

We pray all this 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*.

Motions and Communications

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

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

Recess

Senator Singh moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 10:04 a.m.

10:20 a.m.

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

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senators Cavanagh and Chang introduced

Senate Bill No. 722, entitled

A bill to amend 1939 PA 178, entitled "An act to provide for the collection of water or sewage system rates, assessments, charges, or rentals; and to provide a lien for water or sewage system services furnished by municipalities as defined by this act," by amending section 1 (MCL 123.161), as amended by 1981 PA 132, and by adding section 4a.

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

House Bill No. 4312, entitled

A bill to amend 1982 PA 162, entitled "Nonprofit corporation act," by amending section 123 (MCL 450.2123), as amended by 2014 PA 557.

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 Local Government.

House Bill No. 4313, entitled

A bill to amend 1897 PA 230, entitled “An act to provide for the formation of corporations for the purpose of owning, maintaining, and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation, or amusement; to provide for the powers and duties of certain state governmental officers and entities; and to repeal acts and parts of acts,” (MCL 455.1 to 455.24) by adding section 19.

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 Local Government.

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 McCann 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 without amendment, the following bills:

House Bill No. 4979, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 10g (MCL 211.10g), as added by 2018 PA 660.

House Bill No. 4522, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 1082 (MCL 600.1082), as amended by 2012 PA 334, and by adding chapter 10D.

House Bill No. 4524, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 1074 (MCL 600.1074), as added by 2004 PA 224.

Senate Bill No. 366, entitled

A bill to amend 1969 PA 165, entitled “An act to authorize the public service commission to establish and enforce gas safety standards; and to provide penalties for violations thereof,” by amending section 11 (MCL 483.161), as amended by 1992 PA 11.

The bills were 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:

House Bill No. 4523, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 1093 (MCL 600.1093), as amended by 2018 PA 591.

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:

House Bill No. 4525, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 1064 and 1066 (MCL 600.1064 and 600.1066), as added by 2004 PA 224.

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.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Singh moved that the Senate proceed to consideration of the following bill:
House Bill No. 4676
The motion prevailed.

The following bill was read a third time:
House Bill No. 4676, entitled

A bill to amend 1994 PA 203, entitled “Foster care and adoption services act,” by amending section 8b (MCL 722.958b), as amended by 2023 PA 296.
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. 20

Yeas—36

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

Nays—0

Excused—2

Lindsey Runestad

Not Voting—0

In The Chair: President

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:
“An act to establish certain standards for foster care and adoption services for children and their families; and to prescribe powers and duties of certain state agencies and departments and adoption facilitators,”
The Senate agreed to the full title.

The following bill was read a third time:
House Bill No. 4677, entitled

A bill to amend 1994 PA 203, entitled “Foster care and adoption services act,” (MCL 722.951 to 722.960) by adding section 8e.
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. 21

Yeas—36

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

Nays—0

Excused—2

Lindsey

Runestad

Not Voting—0

In The Chair: President

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:
“An act to establish certain standards for foster care and adoption services for children and their families; and to prescribe powers and duties of certain state agencies and departments and adoption facilitators,”
The Senate agreed to the full title.

Senator Lindsey entered the Senate Chamber.

The following bill was read a third time:
House Bill No. 4678, entitled
A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1281c.
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. 22

Yeas—37

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

Nays—0

Excused—1

Runestad

Not Voting—0

In The Chair: President

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

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,”

The Senate agreed to the full title.

Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, February 20:

House Bill Nos. 4312 4313

The Secretary announced that the following bill and joint resolution were printed and filed on Thursday, February 15, and are available on the Michigan Legislature website:

Senate Bill No. 721

Senate Joint Resolution J

The Secretary announced that the following bills and joint resolution were printed and filed on Tuesday, February 20, and are available on the Michigan Legislature website:

House Bill Nos. 5453 5454 5455 5456 5457 5458 5459

House Joint Resolution M

Committee Reports

The Committee on Housing and Human Services reported

Senate Bill No. 498, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 13b of chapter XIIA (MCL 712A.13b), as amended by 2008 PA 201.

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

Jeff Irwin

Chairperson

To Report Out:

Yeas: Senators Irwin, Santana, Cavanagh, Bayer, Shink, Chang, Cherry, Geiss, Lindsey, Hoitenga and Damoose

Nays: None

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

The Committee on Housing and Human Services reported

House Bill No. 5028, entitled

A bill to invalidate certain provisions in homeowners' association agreements that prohibit the replacement, maintenance, installation, or operation of certain energy-saving improvements or modifications or the installation of solar energy systems; to provide for the adoption of certain policy statements; to prescribe penalties and remedies; and to provide for the powers and duties of certain state and local governmental officers and entities.

With the recommendation that the bill pass.

Jeff Irwin
Chairperson

To Report Out:

Yeas: Senators Irwin, Santana, Cavanagh, Bayer, Shink, Chang, Cherry and Geiss

Nays: Senators Lindsey, Hoitenga and Damoose

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Housing and Human Services submitted the following:

Meeting held on Tuesday, February 20, 2024, at 12:00 noon, Room 403, 4th Floor, Capitol Building

Present: Senators Irwin (C), Santana, Cavanagh, Bayer, Shink, Chang, Cherry, Geiss, Lindsey, Hoitenga and Damoose

The Committee on Education reported

Senate Bill No. 567, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1280f (MCL 380.1280f), as amended by 2023 PA 7.

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

Dayna Polehanki
Chairperson

To Report Out:

Yeas: Senators Polehanki, Geiss, Chang, Camilleri, McDonald Rivet and Johnson

Nays: None

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

The Committee on Education reported

Senate Bill No. 568, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1531e.

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

Dayna Polehanki
Chairperson

To Report Out:

Yeas: Senators Polehanki, Geiss, Chang, Camilleri, McDonald Rivet and Johnson

Nays: None

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

COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Meeting held on Tuesday, February 20, 2024, at 1:30 p.m., Room 1100, Binsfeld Office Building

Present: Senators Polehanki (C), Geiss, Chang, Camilleri, McDonald Rivet, Damoose and Johnson

The Committee on Local Government reported

Senate Bill No. 662, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 30701, 30716, and 30717 (MCL 324.30701, 324.30716, and 324.30717), section 30701 as added by 1995 PA 59, section 30716 as amended by 2002 PA 216, and section 30717 as amended by 2002 PA 217.

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

Veronica Klinefelt
Chairperson

To Report Out:

Yeas: Senators Klinefelt, Wojno, Moss, Bayer, Shink and Daley

Nays: Senator Hoytenga

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

The Committee on Local Government reported

Senate Bill No. 721, entitled

A bill to amend 1945 PA 200, entitled “An act to define a marketable record title to an interest in land; to require the filing of notices of claim of interest in such land in certain cases within a definite period of time and to require the recording thereof; to make invalid and of no force or effect all claims with respect to the land affected thereby where no such notices of claim of interest are filed within the required period; to provide for certain penalties for filing slanderous notices of claim of interest, and to provide certain exceptions to the applicability and operation thereof,” by amending sections 1 and 3 (MCL 565.101 and 565.103), section 1 as amended by 2018 PA 572 and section 3 as amended by 2020 PA 294.

With the recommendation that the bill pass.

Veronica Klinefelt
Chairperson

To Report Out:

Yeas: Senators Klinefelt, Wojno, Moss, Bayer, Shink, Hoytenga and Daley

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Local Government reported

House Bill No. 4857, entitled

A bill to amend 1941 PA 359, entitled “An act for controlling and eradicating certain noxious weeds within the state; to permit townships, villages, and cities to have a lien for expenses incurred in controlling and eradicating such weeds; to permit officials of counties and municipalities to appoint commissioners of noxious weeds; to define the powers, duties, and compensation of commissioners; to provide for sanctions; and to repeal certain acts and parts of acts,” by amending section 2 (MCL 247.62), as amended by 2010 PA 358.

With the recommendation that the bill pass.

Veronica Klinefelt
Chairperson

To Report Out:

Yeas: Senators Klinefelt, Wojno, Moss, Bayer, Shink and Daley

Nays: Senator Hoytenga

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Local Government submitted the following:

Meeting held on Tuesday, February 20, 2024, at 1:30 p.m., Room 1200, Binsfeld Office Building

Present: Senators Klinefelt (C), Wojno, Moss, Bayer, Shink, Hoytenga and Daley

The Committee on Transportation and Infrastructure reported

House Bill No. 4012, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 628 (MCL 257.628), as amended by 2016 PA 447.

With the recommendation that the bill pass.

Erika Geiss
Chairperson

To Report Out:

Yeas: Senators Geiss, Klinefelt, Wojno, Hertel, Chang, McCann, Bellino, McBroom, Victory and Bumstead

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Transportation and Infrastructure submitted the following:

Meeting held on Tuesday, February 20, 2024, at 3:30 p.m., Room 1200, Binsfeld Office Building

Present: Senators Geiss (C), Klinefelt, Wojno, Hertel, Chang, McCann, Bellino, McBroom, Victory and Bumstead

COMMITTEE ATTENDANCE REPORT

The Appropriations Subcommittee on PreK-12 submitted the following:

Meeting held on Tuesday, February 20, 2024, at 12:00 noon, Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Camilleri (C), Polehanki, Hertel, Klinefelt, Cavanagh, McDonald Rivet, Theis and Albert

COMMITTEE ATTENDANCE REPORT

The Appropriations Subcommittee on LARA/DIFS submitted the following:

Meeting held on Tuesday, February 20, 2024, at 1:30 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Cavanagh (C), Santana and Theis

Scheduled Meetings**Appropriations –****Subcommittees –**

Agriculture and Natural Resources – Wednesday, February 28, 12:00 noon, Room 1300, Binsfeld Office Building (517) 373-2768

Corrections and Judiciary – Thursday, February 22, 1:30 p.m., Room 1300, Binsfeld Office Building (517) 373-2768

DHHS – Thursday, February 22, 12:00 noon, Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (517) 373-2768

EGLE – Thursday, February 22, 3:00 p.m., Room 403, 4th Floor, Capitol Building (517) 373-2768

MDE – Thursday, February 22, 9:00 a.m., Room 403, 4th Floor, Capitol Building (517) 373-2768

Military, Veterans, State Police and House Military and Veterans Affairs and State Police Appropriations, Joint – Tuesday, February 27, 8:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (517) 373-2768

Energy and Environment – Thursday, February 22, 1:00 p.m., Room 403, 4th Floor, Capitol Building (517) 373-5323

Senator Singh moved that the Senate adjourn.
The motion prevailed, the time being 10:34 a.m.

The President, Lieutenant Governor Gilchrist, declared the Senate adjourned until Thursday, February 22, 2024, at 10:00 a.m.

DANIEL OBERLIN
Secretary of the Senate