

No. 7
STATE OF MICHIGAN
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OF THE
House of Representatives
98th Legislature
REGULAR SESSION OF 2015

House Chamber, Lansing, Wednesday, January 28, 2015.

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.

Afendoulis—present	Franz—present	Kosowski—present	Potvin—present
Banks—present	Gamrat—present	LaFontaine—present	Price—present
Barrett—present	Garcia—present	Lane—present	Pscholka—present
Bizon—present	Garrett—present	Lauwers—present	Rendon—present
Brinks—present	Gay-Dagnogo—present	LaVoy—present	Roberts, B.—present
Brunner—present	Geiss—present	Leonard—present	Roberts, S.—present
Bumstead—present	Gardon—present	Leutheuser—present	Robinson—present
Byrd—present	Glenn—present	Liberati—present	Runestad—present
Callton—present	Goike—present	Love—present	Rutledge—present
Canfield—present	Graves—present	Lucido—present	Santana—present
Chang—present	Greig—present	Lyons—present	Schor—present
Chatfield—present	Greimel—present	Maturen—present	Sheppard—present
Chirkun—present	Guerra—present	McBroom—present	Singh—present
Clemente—present	Heise—present	McCready—present	Smiley—present
Cochran—present	Hoadley—present	Miller, A.—present	Somerville—present
Cole—present	Hooker—present	Miller, D.—present	Talabi—present
Cotter—present	Hovey-Wright—present	Moss—present	Tedder—present
Courser—present	Howrylak—present	Muxlow—present	Theis—present
Cox—present	Hughes—present	Neeley—present	Townsend—present
Crawford—present	Iden—present	Nesbitt—excused	Vaupel—present
Darany—present	Inman—present	Outman—present	VerHeulen—present
Dianda—present	Irwin—present	Pagan—present	Victory—present
Dillon—present	Jacobsen—present	Pagel—present	Webber—present
Driskell—present	Jenkins—present	Pettalia—present	Wittenberg—present
Durhal—present	Johnson—present	Phelps—present	Yanez—present
Faris—present	Kelly—present	Plawecki—present	Yonker—present
Farrington—present	Kesto—present	Poleski—present	Zemke—present
Forlini—present	Kivela—excused		

e/d/s = entered during session

Rep. Brian Banks, from the 1st District, offered the following invocation:

“Father God, in the name of Jesus, we thank You, God, for this day. We thank You for life, health and strength. We thank You for the opportunity to serve Your people here in the state of Michigan. We ask, God, that You would look upon this Legislature and this body. We ask that You would give us the wisdom, the knowledge and understanding to make the tough decisions as Your people have elected us to do. We ask You to cover us; cover us in Your blood and watch over us. We ask that You cause us to do the right thing, as it relates to the state of Michigan, so that our state will prosper and move forward. We ask You to look over the leadership of this state and every elected official and their families, God. We thank you in Jesus’ name, Amen.”

Rep. Singh moved that Rep. Kivela be excused from today’s session.
The motion prevailed.

Rep. Yonker moved that Rep. Nesbitt be excused from today’s session.
The motion prevailed.

Motions and Resolutions

Reps. Hoadley, Howrylak, Iden, Maturen and Plawecki offered the following resolution:

House Resolution No. 8.

A resolution to declare February 14, 2015, as Go Curling Day in the state of Michigan.

Whereas, The 2015 USA Curling Nationals, the premier event for the selection of the elite athletes to represent the United States in the 2015 men’s and women’s World Curling Championships, are being held February 14-21 at Wings Stadium in Kalamazoo; and

Whereas, The first curling club in the United States was formed in Michigan and curled on Orchard Lake in 1831. The Orchard Lake Curling Club used hickory blocks instead of the typical granite stones used today. Now there are eight clubs in Michigan including: Calumet, Escanaba, Midland, Lewiston, Gladstone, Ferndale, Port Huron, and Kalamazoo; and

Whereas, The growing popularity of the Kalamazoo Curling Club after the 2010 National Curling Championships helped the city of Kalamazoo and Wings Stadium to impress the United States Curling Association once again to bring the Championships to Kalamazoo, Michigan; and

Whereas, The 2015 USA Curling Nationals hopes to bring in over 20,000 spectators to Wings Stadium to witness the event. It is estimated that over one million dollars will be contributed to the southwest Michigan economy as a result; and

Whereas, Creation of “Go Curling Day in Michigan” demonstrates Michigan’s commitment to tourism promotion and economic growth; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare February 14, 2015, as Go Curling Day in the state of Michigan.

The question being on the adoption of the resolution,

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

Substitute for House Resolution No. 8.

A resolution to declare February 14, 2015, as Go Curling Day in the state of Michigan.

Whereas, The 2015 USA Curling Nationals, the premier event for the selection of the elite athletes to represent the United States in the 2015 men’s and women’s World Curling Championships, are being held February 14-21 at Wings Stadium in Kalamazoo; and

Whereas, The first curling club in the United States was formed in Michigan and curled on Orchard Lake in 1831. The Orchard Lake Curling Club used hickory blocks instead of the typical granite stones used today. Now there are eight clubs in Michigan including: Calumet, Escanaba, Ferndale, Kalamazoo, Lansing, Lewiston, Midland, and Traverse City; and

Whereas, The growing popularity of the Kalamazoo Curling Club after the 2010 National Curling Championships helped the city of Kalamazoo and Wings Stadium to impress the United States Curling Association once again to bring the Championships to Kalamazoo, Michigan; and

Whereas, The 2015 USA Curling Nationals hopes to bring in over 20,000 spectators to Wings Stadium to witness the event. It is estimated that over one million dollars will be contributed to the southwest Michigan economy as a result; and

Whereas, Creation of “Go Curling Day in Michigan” demonstrates Michigan’s commitment to tourism promotion and economic growth; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare February 14, 2015, as Go Curling Day in the state of Michigan.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Kesto, Heise and Howrylak offered the following resolution:

House Resolution No. 9.

A resolution to urge the President of the United States to allow an additional 25,000 refugee visas for displaced Iraqis, with preference for placement in Michigan.

Whereas, The United States has long been a safe harbor for persecuted foreign nationals. Through the U.S. refugee visa program, individuals and their families who are harassed, oppressed, or have faced harassment or oppression at home because of their race, religion, nationality, public opinion, or social association can find relief in the U.S. When a humanitarian crisis occurs, the U.S. may also grant eligible individuals refugee visas. Once in the country, federal resettlement agencies help match refugees with local communities that can help support their needs; and

Whereas, The number of refugee visas available is determined and set by the President of the United States. In consultation with the cabinet and the House and Senate committees on the judiciary, the President assesses all concerns of humanitarian and national interest to determine the number of visas that will be available for the upcoming fiscal year; and

Whereas, The recent crisis in Syria and Iraq has forced hundreds of thousands of Iraqis, largely from religious minorities in the region—many of which are Assyrians, Chaldeans, Syriacs, and Yazidis—from their hometowns that have been ransacked by the Islamic State of Iraq and the Levant (ISIL). Those displaced persons are unable to return to their homes, and most do not have access to resources needed to fulfill basic needs, including food, water, and shelter. Moreover, these refugees face constant fear of persecution due to nothing more than the faith they claim, and their pronouncement of faith has led to violence as explicit as crucifixions, beheadings, and slavery. Minimal support has been offered to many of the more than three million Iraqis refugees, two million of which were displaced last year alone, and those fortunate to remain in temporary shelters are overburdening and overcrowding neighboring nations and communities who stand on constant guard for fear that they will be the next target of ISIL. As this regional conflict endures, the displacement and imminent migration and persecution of refugees will continue; and

Whereas, Displaced Iraqi refugees must be offered relief from this regional instability and granted entry into the United States. Iraqi refugees have complemented our American society with a proven history of contributing to the economic and social well-being of this nation. In the Chaldean or Catholic Iraqi community of Metro Detroit, which is the largest concentration of Chaldeans outside of Iraq, 61 percent of households founded their own business, and this network of businesses is indispensable to the local economy. Moreover, organizations like the Chaldean Community Foundation offer resources to bind and strengthen the community as well as welcome and support refugees, in part by using community businesses to invest in new members and encourage the advancement of the community; and

Whereas, The current allotment of refugee visas may not be adequate to accommodate these individuals. When an unforeseen emergency arises, the President has the flexibility to issue emergency refugee visas for an affected group if the remaining annual allotment is insufficient to assist these displaced individuals; and

Whereas, The Chaldean Church and its bishop have garnered support for this request and driven a body of people able and willing to sustain and support the incoming refugees. The community stands ready to assist persecuted Iraqis and victims of war rebuild their lives in the U.S.; now, therefore, be it

Resolved by the House of Representatives, That we urge the President of the United States to allow an additional 25,000 refugee visas for displaced Iraqis, being the Assyrians, Chaldeans, Syriacs, and Yazidis displaced because of their faith; and be it further

Resolved, That we urge that these refugees be given preference for placement in the state of Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Families, Children, and Seniors.

Introduction of Bills

Reps. Durhal, Phelps, Smiley, Darany, Greimel, Schor, Santana, Dillon, Zemke, Talabi, Townsend, Byrd, Love, Kosowski and Chirkun introduced

House Bill No. 4080, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2012 PA 124.

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

Reps. Durhal, Phelps, Smiley, Darany, Greimel, Schor, Santana, Talabi, Dillon, Zemke, Chirkun, Townsend, Byrd, Love and Kosowski introduced

House Bill No. 4081, entitled

A bill to require persons convicted of certain stalking offenses to register; to prescribe the powers and duties of certain departments and agencies in connection with that registration; and to prescribe fees, penalties, and sanctions.

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

Rep. Heise introduced

House Bill No. 4082, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending section 5 (MCL 280.5).

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

Reps. Kesto and Heise introduced

House Bill No. 4083, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 411u (MCL 750.411u), as added by 2008 PA 564.

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

Reps. Kesto and Heise introduced

House Bill No. 4084, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16t of chapter XVII (MCL 777.16t), as amended by 2013 PA 216.

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

Rep. Kesto introduced

House Bill No. 4085, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 531 (MCL 436.1531), as amended by 2014 PA 135.

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

Rep. Graves introduced

House Bill No. 4086, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2012 PA 597.

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

Rep. Graves introduced

House Bill No. 4087, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 12755.

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

Rep. Graves introduced

House Bill No. 4088, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4ff.

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

Rep. Pscholka introduced

House Bill No. 4089, 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 2014 PA 196 and section 17b as amended by 2007 PA 137.

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

Rep. Pscholka introduced

House Bill No. 4090, entitled

A bill to make appropriations for the legislature, the judiciary, the executive, the department of attorney general, the department of state, the department of treasury, the department of technology, management, and budget, the department of civil service, the department of civil rights, and certain state purposes related thereto for the fiscal year ending September 30, 2016; 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.

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

Rep. Pscholka introduced

House Bill No. 4091, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4092, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4093, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4094, entitled

A bill to make appropriations for the department of agriculture and rural development for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4095, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4096, entitled

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4097, entitled

A bill to make appropriations for the department of education for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4098, entitled

A bill to make appropriations for the department of transportation for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4099, entitled

A bill to make appropriations for the department of talent and economic development for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4100, entitled

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4101, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4102, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2016 and other fiscal years; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4103, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236 and 236a (MCL 388.1836 and 388.1836a), as amended by 2014 PA 196.

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

Rep. Pscholka introduced

House Bill No. 4104, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4105, entitled

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4106, entitled

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4107, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4108, entitled

A bill to make appropriations for the department of insurance and financial services for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4109, entitled

A bill to make appropriations for the department of human services for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4110, 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 2014 PA 196 and section 17b as amended by 2007 PA 137.

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

Rep. Pscholka introduced

House Bill No. 4111, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4112, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4113, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201 and 201a (MCL 388.1801 and 388.1801a), as amended by 2014 PA 196.

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

Rep. Pscholka introduced

House Bill No. 4114, entitled

A bill to make appropriations for the department of community health for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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

Rep. Pscholka introduced

House Bill No. 4115, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 17b, 201, and 236 (MCL 388.1611, 388.1617b, 388.1801, and 388.1836), sections 11, 201, and 236 as amended by 2014 PA 196 and section 17b as amended by 2007 PA 137.

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

Rep. Yonker 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 resolutions had been printed and placed upon the files of the members on Wednesday, January 28:

House Bill Nos.	4059	4060	4061	4062	4063	4064	4065	4066	4067	4068	4069	4070	4071	4072
	4073	4074	4075	4076	4077	4078	4079							
House Joint Resolutions		E	F											
Senate Bill Nos.	31	32	33	36	37	38	39	40	41	42	43			

Reports of Standing Committees

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Hooker, Runestad, Forlini, Crawford, Vaupel, Hovey-Wright, Talabi and Liberati

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Farrington, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Farrington, Maturen, Somerville, Yonker, Howrylak, Chatfield, Glenn, Iden, Webber, Townsend, Clemente, LaVoy and Byrd

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Pscholka, Bumstead, Jenkins, Muxlow, Poleski, Potvin, Kelly, McCready, Pagel, VerHeulen, Victory, Afendoulis, Bizon, Canfield, Cox, Gamrat, Inman, Aaron Miller, Santana, Dillon, Irwin, Sarah Roberts, Banks, Singh, Yanez, Zemke, Durhal, Hoadley and Pagan

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Forlini, Chair, of the Committee on Financial Services, was received and read:

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Forlini, Pettalia, Callton, Graves, Lucido, Theis, Yanez, Clemente, Gay-Dagnogo and Love

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Lauwers, Cole, Franz, Glardon, Johnson, Outman, Rendon, Courser, Brett Roberts, Sheppard, Vaupel, Brunner, Darany, Talabi, Driskell, LaVoy and Garrett

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Rendon, Chair, of the Committee on Tourism and Outdoor Recreation, was received and read:

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Rendon, Goike, Forlini, Pettalia, Cole, Smiley, Brinks and Gay-Dagnogo

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Franz, Brett Roberts, Yonker, Kesto, Lauwers, Courser, Crawford, Garcia, Iden, Dianda, Darany, Lane, Schor, Chirkun and Moss

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Somerville, Chair, of the Committee on Financial Liability Reform, was received and read:

Meeting held on: Wednesday, January 28, 2015

Present: Reps. Somerville, Leutheuser, Farrington, LaFontaine, Lyons, Poleski, Wittenberg, Faris and Chirkun

Announcements by the Clerk

January 27, 2015

Received from the Auditor General a copy of the following audit report and/or report summary:

Performance audit of the Child Abuse and Neglect Prevention Board (Children's Trust Fund), Department of Human Services, January 2015.

Gary L. Randall
Clerk of the House

Rep. Victory moved that the House adjourn.
The motion prevailed, the time being 2:10 p.m.

The Speaker declared the House adjourned until Thursday, January 29, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives

