

No. 19
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
98th Legislature
REGULAR SESSION OF 2016

House Chamber, Lansing, Wednesday, February 24, 2016.

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

e/d/s = entered during session

Pastor Shawn S. Smith, Pastor of Heritage Baptist Church in Dewitt, offered the following invocation:

“Heavenly Father,

I thank You for the opportunity You have given these men and women to serve in this assembly today. I pray that You would impart to them Your wisdom and discernment. I pray that You would protect them and their families. I hope that You will allow a spirit of humility and respect to be present here as decisions are made that will directly influence the direction of this government. We thank You that You are merciful and full of grace. I ask that You help us to be filled with those attributes as well. You have placed this group of people here to accomplish the task of making things better for those they serve, I pray that they will not lose sight of their duty to their families, their neighbors, and our state. We thank You for Your blessings and acknowledge Your goodness to us. Bless this body with wisdom, this state with grace and we thank You for it all. In Christ name, Amen.”

Rep. Singh moved that Reps. Love, Phelps and Smiley be excused from today’s session.
The motion prevailed.

Motions and Resolutions

Reps. Cole, Heise, Hooker, Howrylak, Hughes and LaVoy offered the following resolution:

House Resolution No. 230.

A resolution to declare March 5-12, 2016, as Agriculture Week in the state of Michigan.

Whereas, Each year, states across the nation recognize March as a time to celebrate the importance of food and agriculture as a significant contributor to the national economy; and

Whereas, As part of that celebration, Governor Rick Snyder has proclaimed March as Food and Agriculture Month in Michigan; and

Whereas, The Michigan food and agriculture industry contributes \$101.2 billion annually to the state’s economy; and

Whereas, Michigan’s food and agriculture sector is one of the most diverse in the country with over 51,000 farms, 99 percent of which are family-owned, farming nearly 10 million acres of farmland and commercially producing more than 300 food and agricultural commodities. The state ranks first in the production of dry black and cranberry beans, begonias, blueberries, tart cherries, pickling cucumbers, Easter lilies, geraniums, low-fat ice cream mix, impatiens, petunias, and squash. We are a major dairy state and rank in the top 10 nationally for the production of apples, sugar beets, potatoes, and grapes. The industry supports farm markets across the state, produces hops that have helped to grow more than 135 breweries and has long supported the more than 120 wineries that call the Great Lakes State home; and

Whereas, Michigan’s food and agriculture system supports more than 920,000 jobs, roughly 22 percent of the state’s workforce; and

Whereas, One in every three rows of Michigan field crops is exported with a total value of \$1.75 billion. The state’s top three export destinations are Canada, Mexico, and Japan; and

Whereas, Food processing is a large contributor to the state’s economy. Michigan is home to approximately 2,000 licensed food processors who employ more than 30,000 residents and generate nearly \$25 billion in economic activity; and

Whereas, Michigan is home to the nation’s pioneer land-grant university, Michigan State University, where the Colleges of Agriculture and Natural Resources and Veterinary Medicine in partnership with the industry and the Michigan Department of Agriculture & Rural Development provide research, education, and support for the growth of production agriculture and agribusiness; and

Whereas, The month of March celebrates National Agricultural Week and Michigan State University hosts the State FFA Convention as well as Agriculture and Natural Resources Week, and Secretary of State Ruth Johnson has formed a 2014 partnership with Michigan FFA in promoting Agricultural Heritage License Plates; now, therefore, be it

Resolved by the House of the Representatives, That the members of this legislative body declare March 5-12, 2016, as Agriculture Week in the state of Michigan. We encourage all citizens to recognize and celebrate this momentous occasion.

The resolution was referred to the Committee on Agriculture.

Rep. Nesbitt moved that Rule 71 be suspended.

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

Reps. Sarah Roberts, Yanez, Faris, Canfield, Bizon, Howrylak, Inman, Darany, Greig, Cochran, Hughes, LaVoy, Moss, Pagan and Schor offered the following resolution:

House Resolution No. 231.

A resolution to declare February 29, 2016, as Rare Disease Day in the state of Michigan.

Whereas, There are nearly 7,000 diseases and conditions considered rare (each affecting fewer than 200,000 Americans) in the United States, according to the National Institutes of Health (NIH); and

Whereas, While each of these diseases may affect small numbers of people, rare diseases as a group affect almost 30 million Americans; and

Whereas, While more than 450 drugs and biologics have been approved for the treatment of rare diseases according to the Food and Drug Administration (FDA), millions of Americans still have rare diseases for which there is no approved treatment; and

Whereas, Individuals and families affected by rare diseases often experience problems such as diagnosis delay, difficulty finding a medical expert, and lack of access to treatments or ancillary services; and

Whereas, While the public is familiar with some rare diseases, many patients and families affected by less widely known rare diseases bear a large share of the burden of funding research and raising public awareness to support the search for treatments; and

Whereas, According to the Michigan Department of Health and Human Services, nearly one in 10 Americans have rare diseases, two-thirds of which are children; and

Whereas, The National Organization for Rare Disorders (NORD) is organizing a nationwide observance of Rare Disease Day on February 29, 2016; now, therefore, be it

Resolved by the House of Representatives, that the members of this legislative body declare February 29, 2016, as Rare Disease Awareness Day in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

House Bill No. 5189, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 36101, 36104, 36109, and 36110 (MCL 324.36101, 324.36104, 324.36109, and 324.36110), section 36101 as amended by 2008 PA 336, sections 36104 and 36110 as amended by 1996 PA 233, and section 36109 as amended by 2007 PA 174; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Agriculture,

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

Rep. Driskell moved to amend the bill as follows:

1. Amend page 7, line 18, after "situated." by inserting "If the land is within 3 miles of the boundary of a city or within 1 mile of the boundary of a village, the county or township governing body having jurisdiction shall notify the governing body of the city or village."

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

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

The motion prevailed.

House Bill No. 5190, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 2015 PA 180, and by adding section 312.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Agriculture,

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

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

The motion prevailed.

House Bill No. 5191, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this

state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 30 (MCL 205.30), as amended by 2014 PA 424.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Agriculture,

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

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

The motion prevailed.

House Bill No. 5059, entitled

A bill to repeal 1962 PA 213, entitled "An act to encourage the raising of started pullets; to provide for the inspection and certification as to the age, condition and health of started pullets; to define certain terms; to provide authority to establish and collect fees; to impose certain responsibilities on the department of agriculture; to grant authority to make rules and regulations to carry out the purpose of this act; and to prescribe penalties for violation thereof," (MCL 287.171 to 287.175).

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5060, entitled

A bill to repeal 1929 PA 134, entitled "An act to provide for the regulation of the sale of live stock and poultry remedies, defining same; to provide for their licensing and registration, labeling, inspection and analyses; to prohibit the sale of fraudulent or adulterated remedies; to provide for guarantees regarding ingredients; to provide for the collection of license fees from manufacturers of or dealers in these remedies; to provide for penalties for the violation of the provisions of this act; to authorize the expenditure of the funds derived from the license fees, and repeal all acts or parts of acts in conflict," (MCL 287.141 to 287.150).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 444, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 209A.

The bill was read a second time.

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

The motion prevailed.

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 4314, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 601d (MCL 257.601d), as added by 2008 PA 463.

(The bill was received from the Senate on December 15, 2015, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 16, 2015, see House Journal No. 101 of 2015, p. 2197.)

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

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

Roll Call No. 59**Yeas—83**

Afendoulis	Gay-Dagnogo	Lane	Pscholka
Bizon	Geiss	Lauwers	Roberts, S.
Brinks	Gardon	LaVoy	Runestad
Brunner	Graves	Leonard	Rutledge
Byrd	Greig	Leutheuser	Santana
Callton	Greimel	Liberati	Schor
Canfield	Guerra	Lucido	Sheppard
Chang	Heise	Lyons	Singh
Chirkun	Hoadley	Maturen	Somerville
Clemente	Hovey-Wright	McBroom	Tedder
Cochran	Howrylak	McCready	Theis
Cotter	Hughes	Moss	Townsend
Crawford	Iden	Muxlow	Vaupel
Darany	Inman	Neeley	VerHeulen
Driskell	Irwin	Nesbitt	Victory
Durhal	Jacobsen	Outman	Webber
Faris	Jenkins	Pagan	Wittenberg
Farrington	Kesto	Pagel	Yanez
Forlini	Kivela	Plawecki	Yonker
Garcia	Kosowski	Poleski	Zemke
Garrett	LaFontaine	Price	

Nays—19

Banks	Cox	Hooker	Potvin
Barrett	Dianda	Johnson	Rendon
Bumstead	Franz	Kelly	Roberts, B.
Chatfield	Glenn	Miller, A.	Robinson
Cole	Goike	Pettalia	

In The Chair: Cotter

The House agreed to the full title.

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

The Speaker called the Speaker Pro Tempore to the Chair.

House Bill No. 5105, entitled

A bill to amend 2011 PA 142, entitled "Health insurance claims assessment act," by amending sections 3 and 7 (MCL 550.1733 and 550.1737), section 3 as amended by 2014 PA 162; and to repeal acts and parts of acts.

The Senate has amended the bill as follows:

1. Amend page 1, line 7, after "on" by striking out "**SEPTEMBER 30, 2025,**" and inserting "**JULY 1, 2020,**".
2. Amend page 2, line 2, after the second "on" by striking out the balance of the line through "**2025,**" on line 3 and inserting "**JULY 1, 2020,**".

The Senate has passed the bill as amended and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Nesbitt moved that Rule 42 be suspended.

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

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

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

Roll Call No. 60**Yeas—77**

Afendoulis	Glardon	Lauwers	Potvin
Banks	Greig	Leonard	Price
Brinks	Guerra	Leutheuser	Pscholka
Brunner	Heise	Liberati	Rendon
Bumstead	Hoadley	Lyons	Roberts, B.
Byrd	Hovey-Wright	Maturen	Robinson
Callton	Howrylak	McBroom	Rutledge
Canfield	Hughes	McCready	Santana
Chirkun	Iden	Miller, A.	Schor
Cotter	Inman	Moss	Sheppard
Crawford	Irwin	Muxlow	Singh
Darany	Jacobsen	Neeley	Somerville
Driskell	Johnson	Nesbitt	Townsend
Durhal	Kelly	Outman	VerHeulen
Farrington	Kesto	Pagan	Victory
Forlini	Kivela	Pagel	Webber
Franz	Kosowski	Pettalia	Wittenberg
Garcia	LaFontaine	Plawecki	Yonker
Gay-Dagnogo	Lane	Poleski	Zemke
Geiss			

Nays—25

Barrett	Cox	Graves	Roberts, S.
Bizon	Dianda	Greimel	Runestad
Chang	Faris	Hooker	Tedder
Chatfield	Garrett	Jenkins	Theis
Clemente	Glenn	LaVoy	Vaupel
Cochran	Goike	Lucido	Yanez
Cole			

In The Chair: Leonard

The House agreed to the full title.

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

Rep. Talabi entered the House Chambers.

Third Reading of Bills**Senate Bill No. 334, entitled**

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending sections 2 and 3 (MCL 722.622 and 722.623), section 2 as amended by 2014 PA 30 and section 3 as amended by 2014 PA 344.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Hooker moved to amend the bill as follows:

1. Amend page 15, line 19, by striking out all of subdivision (V) and inserting:

“(V) A FEDERAL OR STATE GOVERNMENTAL AGENCY THAT MAY, BY LAW, CONDUCT AN AUDIT OR SIMILAR REVIEW OF THE DEPARTMENT’S ACTIVITIES UNDER THIS ACT.”.

The motion was seconded and the amendment was adopted, a majority of the members serving voting therefor.
The question being on the passage of the bill,
The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 61**Yeas—103**

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

Nays—0

In The Chair: Leonard

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

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

A bill to amend 1975 PA 238, entitled "An act to require the reporting of child abuse and neglect by certain persons; to permit the reporting of child abuse and neglect by all persons; to provide for the protection of children who are abused or neglected; to authorize limited detainment in protective custody; to authorize medical examinations; to prescribe the powers and duties of the state department of social services to prevent child abuse and neglect; to prescribe certain powers and duties of local law enforcement agencies; to safeguard and enhance the welfare of children and preserve family life; to provide for the appointment of legal counsel; to provide for the abrogation of privileged communications; to provide civil and criminal immunity for certain persons; to provide rules of evidence in certain cases; to provide for confidentiality of records; to provide for the expungement of certain records; to prescribe penalties; and to repeal certain acts and parts of acts," by amending sections 2, 3, and 7 (MCL 722.622, 722.623, and 722.627), section 2 as amended by 2014 PA 30, section 3 as amended by 2014 PA 344, and section 7 as amended by 2014 PA 527.

The motion prevailed.

The House agreed to the title as amended.

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

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

House Bill No. 5051, entitled

A bill to repeal 1889 PA 226, entitled “An act to provide for the collection of specific taxes from corporations, copartnerships, parties or persons, subject under any laws of this state to the payment of such taxes; to fix the time when such taxes become a lien upon the property of such corporations, copartnerships, parties or persons, and to define the property to which the lien shall attach; and to repeal Act No. 57 of the session laws of 1872, approved March twenty-ninth, 1872, and Acts No. 10 and 11 of the session laws of 1873, approved February fourteenth, 1873, being sections numbered 1249 to 1256, both inclusive, of Howell’s annotated statutes of 1882,” (MCL 207.441 to 207.447).

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

Roll Call No. 62**Yeas—103**

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

Nays—0

In The Chair: Leonard

The House agreed to the title of the bill.

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

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

House Bill No. 5050, entitled

A bill to repeal 1929 PA 72, entitled “An act to encourage the breeding of horses; to regulate the public service of stallions; to require the registration of stallions; to provide for the compilation and publication of statistics relative to horse breeding; to provide for a lien; to provide penalties for the violation of this act; and to repeal Act No. 256 of the Public Acts of 1911, as amended by Act No. 75 of the Public Acts of 1921,” (MCL 287.201 to 287.210).

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

Roll Call No. 63**Yeas—102**

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

Nays—1

Robinson

In The Chair: Leonard

The House agreed to the title of the bill.

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

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

House Bill No. 5052, entitled

A bill to repeal 1913 PA 340, entitled “An act to prevent and punish the sale of immature and unwholesome calves, pigs, kids and lambs,” (MCL 289.251 to 289.253).

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

Roll Call No. 64**Yeas—102**

Afendoulis	Franz	Kivela	Potvin
Banks	Garcia	Kosowski	Price
Barrett	Garrett	LaFontaine	Pscholka
Bizon	Gay-Dagnogo	Lane	Rendon
Brinks	Geiss	Lauwers	Roberts, B.

Brunner	Glardon	LaVoy	Roberts, S.
Bumstead	Glenn	Leonard	Runestad
Byrd	Goike	Leutheuser	Rutledge
Callton	Graves	Liberati	Santana
Canfield	Greig	Lucido	Schor
Chang	Greimel	Lyons	Sheppard
Chatfield	Guerra	Maturen	Singh
Chirkun	Heise	McBroom	Somerville
Clemente	Hoadley	McCready	Talabi
Cochran	Hooker	Miller, A.	Tedder
Cole	Hovey-Wright	Moss	Theis
Cotter	Howrylak	Muxlow	Townsend
Cox	Hughes	Neeley	Vaupel
Crawford	Iden	Nesbitt	VerHeulen
Darany	Inman	Outman	Victory
Dianda	Irwin	Pagan	Webber
Driskell	Jacobsen	Pagel	Wittenberg
Durhal	Jenkins	Pettalia	Yanez
Faris	Johnson	Plawecki	Yonker
Farrington	Kelly	Poleski	Zemke
Forlini	Kesto		

Nays—1

Robinson

In The Chair: Leonard

The House agreed to the title of the bill.

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

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

House Bill No. 5053, entitled

A bill to amend 1939 PA 309, entitled “An act to provide for the regulation, registration, identification and licensing of dogs; to prescribe the powers and duties of the commissioner of agriculture with respect thereto; to prescribe penalties for violation of the provisions of this act; and to declare the effect of this act,” by repealing sections 1, 2, 3, 4, 5, 6, and 7 (MCL 287.301, 287.302, 287.303, 287.304, 287.305, 287.306, and 287.307).

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

Roll Call No. 65

Yeas—102

Afendoulis	Franz	Kivela	Potvin
Banks	Garcia	Kosowski	Price
Barrett	Garrett	LaFontaine	Pscholka
Bizon	Gay-Dagnogo	Lane	Rendon
Brinks	Geiss	Lauwers	Roberts, B.
Brunner	Glardon	LaVoy	Roberts, S.
Bumstead	Glenn	Leonard	Runestad
Byrd	Goike	Leutheuser	Rutledge
Callton	Graves	Liberati	Santana
Canfield	Greig	Lucido	Schor
Chang	Greimel	Lyons	Sheppard
Chatfield	Guerra	Maturen	Singh

Chirkun	Heise	McBroom	Somerville
Clemente	Hoadley	McCready	Talabi
Cochran	Hooker	Miller, A.	Tedder
Cole	Hovey-Wright	Moss	Theis
Cotter	Howrylak	Muxlow	Townsend
Cox	Hughes	Neeley	Vaupel
Crawford	Iden	Nesbitt	VerHeulen
Darany	Inman	Outman	Victory
Dianda	Irwin	Pagan	Webber
Driskell	Jacobsen	Pagel	Wittenberg
Durhal	Jenkins	Pettalia	Yanez
Faris	Johnson	Plawecki	Yonker
Farrington	Kelly	Poleski	Zemke
Forlini	Kesto		

Nays—1

Robinson

In The Chair: Leonard

The House agreed to the title of the bill.

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

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

House Bill No. 5054, entitled

A bill to amend 1931 PA 189, entitled "The insect pest and plant disease act," by repealing section 12 (MCL 286.212).

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

Roll Call No. 66**Yeas—103**

Afendoulis	Franz	Kivela	Price
Banks	Garcia	Kosowski	Pscholka
Barrett	Garrett	LaFontaine	Rendon
Bizon	Gay-Dagnogo	Lane	Roberts, B.
Brinks	Geiss	Lauwers	Roberts, S.
Brunner	Gardon	LaVoy	Robinson
Bumstead	Glenn	Leonard	Runestad
Byrd	Goike	Leutheuser	Rutledge
Callton	Graves	Liberati	Santana
Canfield	Greig	Lucido	Schor
Chang	Greimel	Lyons	Sheppard
Chatfield	Guerra	Maturen	Singh
Chirkun	Heise	McBroom	Somerville
Clemente	Hoadley	McCready	Talabi
Cochran	Hooker	Miller, A.	Tedder
Cole	Hovey-Wright	Moss	Theis
Cotter	Howrylak	Muxlow	Townsend
Cox	Hughes	Neeley	Vaupel
Crawford	Iden	Nesbitt	VerHeulen
Darany	Inman	Outman	Victory
Dianda	Irwin	Pagan	Webber
Driskell	Jacobsen	Pagel	Wittenberg

Durhal
Faris
Farrington
Forlini

Jenkins
Johnson
Kelly
Kesto

Pettalia
Plawecki
Poleski
Potvin

Yanez
Yonker
Zemke

Nays—0

In The Chair: Leonard

The House agreed to the title of the bill.

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

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

House Bill No. 5055, entitled

A bill to repeal 1983 PA 220, entitled “An act to authorize the department of agriculture to acquire for purposes of eminent domain any interests in property necessary to remove and dispose of silos treated with polychlorinated biphenyls; to require the execution of a subrogation agreement under certain circumstances; to create a fund; and to prescribe the powers and duties of the attorney general,” (MCL 288.451 to 288.454).

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

Roll Call No. 67

Yeas—96

Afendoulis
Banks
Barrett
Bizon
Brinks
Brunner
Bumstead
Byrd
Callton
Canfield
Chang
Chatfield
Chirkun
Clemente
Cochran
Cole
Cotter
Cox
Crawford
Darany
Dianda
Driskell
Durhal
Faris

Farrington
Forlini
Franz
Garcia
Garrett
Gay-Dagnogo
Geiss
Gardon
Glenn
Goike
Graves
Greig
Guerra
Heise
Hooker
Hovey-Wright
Howrylak
Hughes
Iden
Inman
Irwin
Jacobsen
Jenkins
Johnson

Kelly
Kesto
Kivela
Kosowski
LaFontaine
Lane
Lauwers
LaVoy
Leonard
Leutheuser
Liberati
Lucido
Lyons
Maturen
McBroom
McCready
Miller, A.
Muxlow
Neeley
Nesbitt
Outman
Pagel
Pettalia
Plawecki

Poleski
Potvin
Price
Pscholka
Rendon
Roberts, B.
Roberts, S.
Runestad
Rutledge
Santana
Sheppard
Somerville
Talabi
Tedder
Theis
Townsend
Vaupel
VerHeulen
Victory
Webber
Wittenberg
Yanez
Yonker
Zemke

Nays—7

Greimel
Hoadley

Moss
Pagan

Robinson
Schor

Singh

In The Chair: Leonard

The House agreed to the title of the bill.
Rep. Nesbitt moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

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

Second Reading of Bills

House Bill No. 5128, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 68c (MCL 38.68c), as amended by 2015 PA 20.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources,

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

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

The motion prevailed.

House Bill No. 5202, entitled

A bill to create a youth advisory council; and to prescribe its powers and duties.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Workforce and Talent Development,

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

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

The motion prevailed.

House Bill No. 4874, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 4a.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation and Infrastructure,

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

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

The motion prevailed.

Senate Bill No. 51, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 8a.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 471, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8134 (MCL 600.8134), as amended by 2014 PA 60.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 472, entitled

A bill to amend 1999 PA 244, entitled "An act to require tobacco product manufacturers to place funds in escrow for medical expenses incurred by the state due to tobacco related illnesses; to establish a formula for determining the amount of the escrow; to establish the conditions for release of funds from escrow; to prescribe powers and duties of the attorney general; and to provide for civil penalties for violation of this act," by amending sections 1 and 2 (MCL 445.2051 and 445.2052), section 2 as amended by 2003 PA 286.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Senate Bill No. 473, entitled

A bill to amend 1993 PA 327, entitled "Tobacco products tax act," (MCL 205.421 to 205.436) by adding section 6e.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

House Bill No. 5261, entitled

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," by amending section 11 (MCL 46.11), as amended by 2012 PA 15.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Local Government,

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

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

The motion prevailed.

House Bill No. 4436, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 323 (MCL 257.323), as amended by 2001 PA 159.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Judiciary,

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

Rep. McBroom moved to amend the bill as follows:

1. Amend page 7, following line 16, by inserting:

"(8) A COURT MAY REINSTATE FULL DRIVING PRIVILEGES OR GRANT RESTRICTED DRIVING PRIVILEGES AS PROVIDED IN THIS SECTION REGARDLESS OF WHETHER THE SECRETARY OF STATE HAS PREVIOUSLY REINSTATED THE PETITIONER'S DRIVING PRIVILEGES UNDER 732A."

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

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

The motion prevailed.

Senate Bill No. 150, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406t.

The bill was read a second time.

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

The motion prevailed.

Rep. Nesbitt 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
Motions and Resolutions

Rep. Nesbitt moved that when the House adjourns today it stand adjourned until Tuesday, March 1, at 1:30 p.m.
 The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, February 23:

House Bill Nos. 5392 5393 5394

The Clerk announced that the following bills and joint resolution had been reproduced and made available electronically on Wednesday, February 24:

Senate Bill Nos. 813 814 815 816 817 818 819 820 821 822
Senate Joint Resolution O

Reports of Standing Committees

The Committee on Local Government, by Rep. Chatfield, Chair, reported

House Bill No. 5278, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending sections 306 and 307 (MCL 280.306 and 280.307).

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

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Chatfield, Price, Heise, Maturen, Runestad, Sheppard, Theis, Moss, Brunner and Rutledge

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Chatfield, Chair, of the Committee on Local Government, was received and read:

Meeting held on: Wednesday, February 24, 2016

Present: Reps. Chatfield, Price, Heise, Maturen, Runestad, Sheppard, Theis, Moss, Brunner, Rutledge and Neeley

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, February 24, 2016

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

Absent: Reps. Clemente and Love

Excused: Reps. Clemente and Love

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, February 24, 2016

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

Absent: Reps. Howrylak and Clemente

Excused: Reps. Howrylak and Clemente

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, February 24, 2016

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

Absent: Rep. Moss

Excused: Rep. Moss

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Pscholka, Chair, of the Committee on Appropriations, was received and read:
Meeting held on: Wednesday, February 24, 2016

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

Messages from the Senate

House Bill No. 4408, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 18813.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4999, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7405, 16192, 16201, 16349, 17708, 17751, and 17763 (MCL 333.7405, 333.16192, 333.16201, 333.16349, 333.17708, 333.17751, and 333.17763), sections 7405, 17708, and 17763 as amended by 2012 PA 209, section 16192 as amended by 2013 PA 268, section 16201 as amended by 1988 PA 462, section 16349 as added by 1993 PA 79, and section 17751 as amended by 2014 PA 525.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

Messages from the Governor

Date: February 23, 2016

Time: 8:25 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4455 (Public Act No. 16, I.E.), being

An act to amend 1925 PA 354, entitled "An act to provide for the construction, improvement, repair and maintenance of bridges; to provide for inter-municipal and interstate bridges; to provide for bridges over navigable streams and for their operation; to provide for the construction, improvement and maintenance of bridges over mill races; and to regulate the altering of the stage of water, and the widening and deepening of the channel of watercourses," by amending section 19a (MCL 254.19a), as amended by 1982 PA 375.

(Filed with the Secretary of State February 23, 2016, at 4:00 p.m.)

Date: February 23, 2016
Time: 10:02 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5070 (Public Act No. 17, I.E.), being

An act to amend 1974 PA 154, entitled “An act to prescribe and regulate working conditions; to prescribe the duties of employers and employees as to places and conditions of employment; to create certain boards, commissions, committees, and divisions relative to occupational and construction health and safety; to prescribe their powers and duties and powers and duties of the department of labor and department of public health; to prescribe certain powers and duties of the directors of the departments of labor, public health, and agriculture; to impose an annual levy to provide revenue for the safety education and training division; to provide remedies and penalties; to repeal certain acts and parts of acts; and to repeal certain acts and parts of act on specific dates,” by amending section 5 (MCL 408.1005), as amended by 2012 PA 447. (Filed with the Secretary of State February 23, 2016, at 4:02 p.m.)

Date: February 23, 2016
Time: 10:04 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5071 (Public Act No. 18, I.E.), being

An act to amend 1978 PA 390, entitled “An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts,” by amending section 1 (MCL 408.471).

(Filed with the Secretary of State February 23, 2016, at 4:04 p.m.)

Date: February 23, 2016
Time: 10:06 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5072 (Public Act No. 19, I.E.), being

An act to amend 2014 PA 138, entitled “An act to fix minimum wages for employees within this state; to prohibit wage discrimination; to provide for a wage deviation board; to provide for the administration and enforcement of this act; to prescribe penalties for the violation of this act; and to repeal acts and parts of acts,” by amending section 2 (MCL 408.412).

(Filed with the Secretary of State February 23, 2016, at 4:06 p.m.)

Date: February 23, 2016
Time: 10:08 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5073 (Public Act No. 20, I.E.), being

An act to amend 1936 (Ex Sess) PA 1, entitled “An act to protect the welfare of the people of this state through the establishment of an unemployment compensation fund, and to provide for the disbursement thereof; to create certain other funds; to create the Michigan employment security commission, and to prescribe its powers and duties; to provide for the protection of the people of this state from the hazards of unemployment; to levy and provide for contributions from employers; to levy and provide for obligation assessments; to provide for the collection of those contributions and assessments; to enter into reciprocal agreements and to cooperate with agencies of the United States and of other states charged with the administration of any unemployment insurance law; to furnish certain information to certain governmental agencies for use in administering public benefit and child support programs and investigating and prosecuting fraud; to provide for the payment of benefits; to provide for appeals from redeterminations, decisions and notices of assessments; and for referees and a board of review to hear and decide the issues arising from redeterminations, decisions and notices of assessment; to provide for the cooperation of this state and compliance with the provisions of the social security act and the Wagner-Peyser act passed by the Congress of the United States of America; to provide for the establishment and maintenance of free public employment offices; to provide for the transfer of funds; to make appropriations for carrying out the provisions of this act; to prescribe remedies and penalties for the violation of this act; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 41 (MCL 421.41), as amended by 2005 PA 19.

(Filed with the Secretary of State February 23, 2016, at 4:08 p.m.)

Date: February 23, 2016
Time: 8:27 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4853 (Public Act No. 22, I.E.), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending section 811a (MCL 257.811a), as amended by 2003 PA 103.

(Filed with the Secretary of State February 23, 2016, at 4:12 p.m.)

Date: February 23, 2016
Time: 8:29 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4854 (Public Act No. 23, I.E.), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending sections 309 and 312b (MCL 257.309 and 257.312b), section 309 as amended by 2015 PA 11 and section 312b as amended by 2013 PA 177.

(Filed with the Secretary of State February 23, 2016, at 4:14 p.m.)

Explanation of “No” Votes

Rep. Chirkun, having reserved the right to explain his protest against the passage of **House Bill No. 5219**, made the following statement:

“Mr. Speaker and members of the House:

Thank you Mr. Speaker:

I rise in opposition to House Bill 5219. I urge my colleagues to do the same.

This bill does not solve the concerns local governments have raised. House Bill 5219 is still vague and open ended, and will result in more confusion and litigation. It continues to provide a chilling effect on elected officials and limits what they can say. For example, if an elected official in a mailer says if the public safety millage is not renewed, then the public safety of that community is at risk. The failure of this millage reduces funding for public safety that would result in cuts. This is a factual statement but yet some may construe this as leading a voter towards a certain outcome. Who is to say what is fact and what is leading. This bill does not define what the criteria or formula as a baseline to make this determination. Is it putting a 100 people in a room and having 51 percent of them determining whether something is factual or leading?

Let me reflect on how we got here. For many years, the state has been disinvesting from our local communities through cuts in revenue sharing. This year, the Governor proposed a modest increase in revenue sharing but it is unclear if this will be enacted. It does not come close to what has been lost over the years. As a result, locals have been left to their own devices and have had to rely on millages to fund important city services. Schools have used millages as well. The law before the enactment of Public Act 269 late last year was working fine. But we had an interest group come in at the 11th hour and make changes to a bill that would tip the scales in their favor. For many years and especially since I first got to Lansing, local control has been chipped away at and limited. This time the local cities and school districts fought back and won in court. One of the cities I represent was the lead plaintiff in the lawsuit. Let's save tax dollars and keep this out of the court system.

I urge my colleagues to not only oppose this bill but support a full restoration to the way the law was which prevented them from advocating for a position but allowed them to present the facts of a ballot question.

Either we fund our cities, townships and schools or stay the heck out of their elections. I urge a no vote on this bill. Thank you Mr. Speaker."

Introduction of Bills

Rep. Johnson introduced

House Bill No. 5395, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5204e (MCL 324.5204e), as added by 2012 PA 511.

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

Reps. Johnson, Brunner, Tedder and Runestad introduced

House Bill No. 5396, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 2015 PA 85.

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

Rep. Phelps introduced

House Bill No. 5397, 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. Kosowski introduced

House Bill No. 5398, entitled

A bill to amend 1939 PA 176, entitled "An act to create a commission relative to labor disputes, and to prescribe its powers and duties; to provide for the mediation and arbitration of labor disputes, and the holding of elections thereon; to regulate the conduct of parties to labor disputes and to require the parties to follow certain procedures; to regulate and limit the right to strike and picket; to protect the rights and privileges of employees, including the right to organize and engage in lawful concerted activities; to protect the rights and privileges of employers; to make certain acts unlawful; to make appropriations; and to prescribe means of enforcement and penalties for violations of this act," by amending section 14 (MCL 423.14), as amended by 2012 PA 348, and by adding section 14a.

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

Rep. Kosowski introduced

House Bill No. 5399, entitled

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; to prescribe means of enforcement and penalties for the violation of the provisions of this act; and to make appropriations," by amending section 10 (MCL 423.210), as amended by 2014 PA 414, and by adding section 10a.

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

Rep. Yonker introduced

House Bill No. 5400, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2701, 5119, 16145, 16146, 16177, 16191, 16261, 16327, 17201, 17210, 17211, 17212, 17221, 17607, 17708, 17745, 17820, 17822, and 20201 (MCL 333.2701, 333.5119, 333.16145, 333.16146, 333.16177, 333.16191, 333.16261, 333.16327, 333.17201, 333.17210, 333.17211, 333.17212, 333.17221, 333.17607, 333.17708, 333.17745, 333.17820, 333.17822, and 333.20201), section 2701 as amended by 2014 PA 172, section 5119 as amended by 2000 PA 209, section 16145 as amended by 1993 PA 80, section 16146 as amended by 2006 PA 26, section 16177 as amended by 2006 PA 481, section 16191 as amended by 1986 PA 174, section 16261 as amended by 2002 PA 734, section 16327 as amended by 2009 PA 216, sections 17211 and 17221 as amended by 2006 PA 409, section 17212 as added by 1996 PA 355, section 17607 as added by 2008 PA 524, section 17708 as amended by 2012 PA 209, section 17745 as amended by 2014 PA 525, section 17820 as amended by 2014 PA 260, section 17822 as amended by 2005 PA 281, and section 20201 as amended by 2011 PA 210, and by adding sections 17210a, 17211a, and 17214.

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

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

Associate Speaker Pro Tempore Franz declared the House adjourned until Tuesday, March 1, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives