

**No. 24**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**98th Legislature**  
**REGULAR SESSION OF 2016**

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House Chamber, Lansing, Wednesday, March 9, 2016.

1:30 p.m.

The House was called to order by Associate Speaker Pro Tempore Franz.

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—present	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—present
Clemente—present	Hooker—present	Miller, A.—present	Somerville—present
Cochran—present	Hovey-Wright—present	Moss—present	Talabi—excused
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—present	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

Fr. William R. Lugger, Pastor of St. Casimir Roman Catholic Parish in Lansing, offered the following invocation:

“God of all creation, we give thanks for the countless blessings You shed upon our nation and our state. The beauty of Your gifts is beyond words. The natural wonders of our state have been entrusted to our care. Bless those who continue to lead and guide us in the ways of democracy. Guided by all that is just and powerful may decisions, policies and laws be enacted that are made with sound moral compass, good intentions for all Your people and the protection of all of our brothers and sisters. We ask this Lord, in Your name...AMEN.”

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The Speaker Pro Tempore assumed the Chair.

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

### Motions and Resolutions

Reps. Sheppard, Canfield, Chirkun, Cochran, Crawford, Faris, Geiss, Glardon, Greig, Heise, Howrylak, Kelly, LaFontaine, Lauwers, LaVoy, Leutheuser, Maturen, Moss, Nesbitt, Plawecki, Potvin, Sarah Roberts, Schor, Singh, Somerville, Webber, Wittenberg and Yanez offered the following resolution:

**House Resolution No. 239.**

A resolution to declare March 2016 as Multiple Sclerosis Awareness Month in the state of Michigan.

Whereas, Multiple Sclerosis (MS) is a neurological disease of the central nervous system, affecting more than 2.3 million people worldwide, and of which the cause is still unknown; and

Whereas, The National Multiple Sclerosis Society has been committed to creating a world free of MS, increasing public awareness about the disease while mobilizing people and resources so that everyone affected by MS can live their best lives as we stop MS in its tracks, restore what has been lost and end MS forever; and

Whereas, Since 1946, the National Multiple Sclerosis Society has been relentlessly pursuing prevention, treatment, and a cure and has invested more than 920 million dollars in groundbreaking research; and

Whereas, Funds raised through the National Multiple Sclerosis Society fuel the efforts of more than 380 research projects globally, totaling nearly 54 million dollars annually at the best medical centers, universities, and other institutions throughout the United States and abroad. Because of this, MS research has never been more hopeful than it is today; and

Whereas, Discovering the cause, finding a cure, and preventing future generations from being diagnosed with MS is an important task that all Americans and Michiganders should support; and

Whereas, The state of Michigan recognizes the importance of finding the cause and cure of MS, a chronic and often devastating disease, and expresses its appreciation and admiration for the dedication that the National Multiple Sclerosis Society has shown toward a future free of MS; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 2016 as Multiple Sclerosis Awareness Month in the state of Michigan; and be it further

Resolved, That the members of this legislative body encourage all Michiganders to learn more about multiple sclerosis and what they can do to support individuals with MS and their families; and be it further

Resolved, That a copy of this resolution be transmitted to the National Multiple Sclerosis Society.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Webber, Chirkun, Crawford, Faris, Greig, Heise, Howrylak, LaFontaine, LaVoy, Maturen, Potvin, Sarah Roberts, Singh, Wittenberg and Yanez offered the following resolution:

**House Resolution No. 240.**

A resolution to declare March 2016 as Athletic Trainer Month in the state of Michigan.

Whereas, Athletic trainers have a long history of providing quality health care for athletes and those engaged in physical activity and have acquired specific knowledge and skills acquired through their nationally regulated educational processes; and

Whereas, Athletic trainers provide recognition and prevention of injuries, evaluation and treatment, rehabilitation, health care administration, and education and guidance; and

Whereas, The National Athletic Trainers Association represents and supports 35,000 members of the athletic training profession employed in professional sports, colleges and universities, high schools, clinics and hospitals, corporate and industrial settings, performing arts centers, and military branches; and

Whereas, Leading organizations concerned with athletic training and health care have joined together in a common desire to raise public awareness of the importance of the athletic training profession and to emphasize the importance of quality health care within the aforementioned settings; and

Whereas, Such an effort will improve health care for athletes and those engaged in physical activity and promote the athletic training profession; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 2016 as Athletic Trainer Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Plawecki, Phelps, Hoadley, Garrett, Neeley, Greig, Smiley, Liberati, Chirkun, Brinks, Yanez, Faris, Darany, LaVoy, Hovey-Wright, Zemke, Dianda, Pagan, Clemente, Byrd, Gay-Dagnogo, Cochran, Wittenberg, Tedder, Rutledge, Talabi, Chang, Brunner, Driskell, Canfield, Kosowski, Vaupel, Maturen, Kivela, Durhal, Guerra, Singh, Crawford, Geiss, Heise, Howrylak, Kelly, LaFontaine, Leutheuser, Potvin and Sarah Roberts offered the following resolution:

**House Resolution No. 241.**

A resolution to declare March 2016 as American Red Cross Appreciation Month in the state of Michigan.

Whereas, The American Red Cross was founded by Clara Barton on May 21, 1881, in Washington D.C. as a humanitarian organization to provide lifesaving services and programs; and

Whereas, The Red Cross, under charter from The United States Congress in response to the first Geneva Convention, serves as a link between military personnel and their families; and

Whereas, The Red Cross stands with their mission to assist in emergencies by deploying volunteers and utilizing donors to assuage human suffering through the help of over 700 chapters across the country; and

Whereas, The Red Cross upholds their founding values of humanity, impartiality, neutrality, independence, volunteer service, unity, and universality; and

Whereas, The Red Cross provides over 40 percent of the country's and 75 percent of Michigan's lifesaving blood supply through donors; and

Whereas, The Red Cross began their work in the northern part of Michigan through aiding in forest fire relief efforts; and

Whereas, The Red Cross has been a driving force in alleviating the anguish that the city of Flint has been facing with their lack of clean and drinkable water; and

Whereas, The Red Cross has aided over 41,500 households by providing more than 45,900 cases of water, 29,000 water filters, and 7,000 testing kits; and

Whereas, The Red Cross has opened five water resource sites within the city of Flint, staffed by a team of 76, over half of whom have been brought in from outside the state, that offer water and filters to the residents; and

Whereas, The Red Cross has mobilized 1,800 volunteers and partners to canvass all parts of the city of Flint to distribute water and filters; and

Whereas, The Red Cross has served over 14,000 meals and snacks to government and non-government partners helping in Flint; and

Whereas, The Red Cross has given hope to the residents of Flint who continue to face disaster and hardship; now, therefore, be it

Resolved by the House of Representatives, That members of this legislative body declare March 2016 as American Red Cross Appreciation Month in the state of Michigan. We commend their efforts in the past and present, and for the work they will contribute to our communities in the future. We recognize and appreciate the Red Cross for its accomplishments in emergency response and disaster relief.

The question being on the adoption of the resolution,

The resolution was adopted.

### Third Reading of Bills

**House Bill No. 5377, entitled**

A bill to make, supplement, and adjust appropriations for certain capital outlay projects for the fiscal year ending September 30, 2016; to provide for expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

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

**Roll Call No. 93****Yeas—103**

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	Love	Schor
Chang	Greimel	Lucido	Sheppard
Chatfield	Guerra	Lyons	Singh
Chirkun	Heise	Maturen	Smiley
Clemente	Hoadley	McCready	Somerville
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	Phelps	Yonker
Farrington	Kelly	Plawecki	Zemke
Forlini	Kesto	Poleski	

**Nays—2**

McBroom	Robinson
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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. 5250, entitled**

A bill to amend 2008 PA 23, entitled “Enhanced driver license and enhanced official state personal identification card act,” by amending section 5 (MCL 28.305).

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

**Roll Call No. 94****Yeas—98**

Afendoulis	Forlini	Kosowski	Poleski
Banks	Franz	LaFontaine	Potvin
Barrett	Garcia	Lane	Price
Bizon	Gay-Dagnogo	Lauwers	Pscholka
Brinks	Geiss	LaVoy	Rendon

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

**Nays—7**

Garrett	Irwin	Robinson	Wittenberg
Hovey-Wright	Love	Townsend	

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. 5182, entitled**

A bill to amend 1893 PA 116, entitled “An act to provide for the maintenance, management and control, of the Michigan school for the deaf, and to repeal all laws inconsistent herewith,” by amending section 1 (MCL 393.51).

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

**Roll Call No. 95****Yeas—105**

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

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

### 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. 5183, entitled

A bill to amend 1937 PA 72, entitled “Division on deafness act,” by amending section 3 (MCL 408.203), as amended by 1988 PA 434.

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

### Roll Call No. 96

### Yeas—105

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

Faris  
Farrington  
Forlini  
Franz

Kelly  
Kesto  
Kivela

Phelps  
Plawecki  
Poleski

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. 5185, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 221 (MCL 750.221).  
The bill was read a third time.  
The question being on the passage of the bill,

Rep. Price moved to amend the bill as follows:

1. Amend page 1, line 3, by striking out “**DEAF-BLIND, DEAF**” and inserting “**DEAF, DEAFBLIND**”.
- 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. 97**

**Yeas—105**

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  
Glarson  
Glenn  
Goike  
Graves  
Greig  
Greimel  
Guerra  
Heise  
Hoadley  
Hooker  
Hovey-Wright  
Howrylak  
Hughes  
Iden  
Inman  
Irwin  
Jacobsen  
Jenkins  
Johnson  
Kelly  
Kesto  
Kivela

Kosowski  
LaFontaine  
Lane  
Lauwers  
LaVoy  
Leonard  
Leutheuser  
Liberati  
Love  
Lucido  
Lyons  
Maturen  
McBroom  
McCready  
Miller, A.  
Moss  
Muxlow  
Neeley  
Nesbitt  
Outman  
Pagan  
Pagel  
Pettalia  
Phelps  
Plawecki  
Poleski

Potvin  
Price  
Pscholka  
Rendon  
Roberts, B.  
Roberts, S.  
Robinson  
Runestad  
Rutledge  
Santana  
Schor  
Sheppard  
Singh  
Smiley  
Somerville  
Tedder  
Theis  
Townsend  
Vaupel  
VerHeulen  
Victory  
Webber  
Wittenberg  
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.

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The Speaker assumed the Chair.

**Second Reading of Bills****House Bill No. 5257, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 610.

The bill was read a second time.

Rep. Kesto moved to amend the bill as follows:

1. Amend page 1, line 5, after "**FOLLOWING**" by inserting "**IN ACCORDANCE WITH ALL APPLICABLE LAWS AND REGULATIONS**".
2. Amend page 1, line 8, after "**PRODUCT**" by striking out "**LOCATOR**" and inserting "**LOCATION COMMUNICATION**".
3. Amend page 2, line 5, after "**PRODUCT**" by striking out "**LOCATOR**" and inserting "**LOCATION COMMUNICATION**".
4. Amend page 2, line 5, after "**A**" by inserting "**LISTING OR**".
5. Amend page 2, line 6, after "**TO**" by striking out "**SEARCH**" and inserting "**DETERMINE**".

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

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

The motion prevailed.

**Senate Bill No. 551, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1104, 2801, 2803, 2807, 3206, 3207, 3209, 3614, and 3701 (MCL 700.1104, 700.2801, 700.2803, 700.2807, 700.3206, 700.3207, 700.3209, 700.3614, and 700.3701), section 1104 as amended by 2009 PA 46, section 2803 as amended by 2012 PA 173, section 2807 as amended by 2000 PA 54, sections 3206 and 3209 as amended by 2012 PA 63, section 3207 as amended by 2010 PA 325, and sections 3614 and 3701 as amended by 2006 PA 299, and by adding sections 3206a and 3206b; 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 Judiciary,

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

Rep. Kesto moved to amend the bill as follows:

1. Amend page 24, following line 27, by inserting:

"Enacting section 2. This amendatory act takes effect 90 days after the date it is enacted into law."

The motion prevailed and the amendment 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. 216, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 4, 6, 98, 107, 230, and 256 (MCL 388.1604, 388.1606, 388.1698, 388.1707, 388.1830, and 388.1856), section 4 as amended by 2012 PA 201, sections 6 and 107 as amended by 2015 PA 139, and sections 98, 230, and 256 as amended by 2015 PA 85.



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

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.

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Rep. Nesbitt moved that House Committees be given leave to meet during the balance of today's session.  
The motion prevailed.

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

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 had been reproduced and made available electronically on Tuesday, March 8:

**House Bill Nos. 5429 5430 5431 5432 5433 5434 5435 5436 5437**

The Clerk announced that the following Senate bills had been received on Wednesday, March 9:

**Senate Bill Nos. 748 749 750 751 752**

The Clerk announced that the following bill had been reproduced and made available electronically on Wednesday, March 9:

**Senate Bill No. 851**

**Reports of Standing Committees**

The Committee on Agriculture, by Rep. Lauwers, Chair, reported

**House Resolution No. 230.**

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

(For text of resolution, see House Journal No. 19, p. 260.)

With the recommendation that the following substitute (H-1) be adopted and that the resolution then be adopted.

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

**Substitute for House Resolution No. 230.**

A resolution to declare March 13-19, 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. Agriculture Day at the Capitol is March 16, 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 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 13-19, 2016, as Agriculture Week in the state of Michigan. We encourage all citizens to recognize and celebrate this momentous occasion.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Lauwers, Cole, Franz, Glardon, Johnson, Outman, Rendon, Hughes, Brett Roberts, Sheppard, Vaupel, Brunner, Darany, Driskell and LaVoy

Nays: None

The Committee on Agriculture, by Rep. Lauwers, Chair, reported

#### **House Bill No. 5392, entitled**

A bill to amend 1965 PA 329, entitled "Michigan seed law," by amending section 11 (MCL 286.711), as amended by 1996 PA 86.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Lauwers, Cole, Franz, Glardon, Johnson, Outman, Rendon, Hughes, Brett Roberts, Sheppard, Vaupel, Brunner, Darany and LaVoy

Nays: None

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 9, 2016

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

Absent: Reps. Talabi and Garrett

Excused: Reps. Talabi and Garrett

The Committee on Elections, by Rep. Lyons, Chair, reported

#### **House Bill No. 5407, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 175 and 177 (MCL 168.175 and 168.177).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Lyons, Leutheuser, Heise, Jacobsen and Kesto

Nays: Reps. Driskell, Irwin and Hoadley

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 9, 2016

Present: Reps. Lyons, Leutheuser, Heise, Jacobsen, Kesto, Driskell, Irwin and Hoadley

The Committee on Tax Policy, by Rep. Farrington, Chair, reported

**House Bill No. 4984, entitled**

A bill to amend 2003 PA 260, entitled "Tax reverted clean title act," by amending section 5 (MCL 211.1025), as amended by 2012 PA 222.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

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

Nays: None

## 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, March 9, 2016

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

**Messages from the Senate****House Bill No. 4887, entitled**

A bill to amend 2000 PA 161, entitled "Michigan education savings program act," by amending section 9 (MCL 390.1479), as amended by 2007 PA 153.

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.

**Senate Bill No. 748, entitled**

A bill to amend 1999 PA 276, entitled "Banking code of 1999," by amending the title and sections 1202, 1203, 2202, 2203, 2308, 4108, and 4304 (MCL 487.11202, 487.11203, 487.12202, 487.12203, 487.12308, 487.14108, and 487.14304).

The Senate has passed the bill.

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

**Senate Bill No. 749, entitled**

A bill to amend 1999 PA 276, entitled "Banking code of 1999," by amending section 1201 (MCL 487.11201).

The Senate has passed the bill.

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

**Senate Bill No. 750, entitled**

A bill to amend 1999 PA 276, entitled "Banking code of 1999," by amending section 4301 (MCL 487.14301).

The Senate has passed the bill.

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

**Senate Bill No. 751, entitled**

A bill to amend 1999 PA 276, entitled "Banking code of 1999," by amending section 4111 (MCL 487.14111), as added by 2014 PA 399.

The Senate has passed the bill.

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

**Senate Bill No. 752, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 315a and 376a (MCL 750.315a and 750.376a), as amended by 2014 PA 400.

The Senate has passed the bill.

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

### Notices

Pursuant to Rule 41, the Speaker has made the following referral:

**House Bill No. 5429** referred to the Committee on Natural Resources.

### Messages from the Governor

Date: March 8, 2016

Time: 10:22 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4980 (Public Act No. 34, I.E.), being**

An act to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 12f of chapter XVII (MCL 777.12f), as amended by 2014 PA 220.

(Filed with the Secretary of State March 8, 2016, at 2:12 p.m.)

### Introduction of Bills

Rep. Somerville introduced

**House Bill No. 5438, entitled**

A bill to prescribe the compensation used to calculate pension benefits for employees of certain public employers.

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

Rep. Webber introduced

**House Bill No. 5439, entitled**

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 6 (MCL 125.2686), as amended by 2010 PA 277.

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

Reps. Kosowski and LaVoy introduced

**House Bill No. 5440, entitled**

A bill to amend 1976 PA 399, entitled "Safe drinking water act," (MCL 325.1001 to 325.1023) by adding section 7b.

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

Reps. Kosowski and LaVoy introduced

**House Bill No. 5441, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4cc.

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

Rep. Iden introduced

**House Bill No. 5442, entitled**

A bill to prescribe the active shooter alert system as the official response to active shooter situations in this state; and to provide for the powers and duties of certain state and local governmental officers and authorities.

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

Reps. Wittenberg, Singh, Plawecki, Hoadley, Liberati, Schor, Moss, Guerra, Irwin, Townsend, Greig, Yanez, Pagan, Smiley, Chang, Faris, Gay-Dagnogo, Byrd, Darany, Geiss, Love and Zemke introduced

**House Bill No. 5443, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending sections 2 and 2a (MCL 28.422 and 28.422a), section 2 as amended by 2015 PA 200 and section 2a as amended by 2015 PA 3.

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

Reps. Glenn, Kosowski, Lucido, Pettalia, Chatfield, Howrylak, Somerville, Hooker, Johnson, Cole, Lauwers, Rendon, Potvin, Tedder, Theis, Goike, Runestad, Santana, Sheppard, Barrett, Aaron Miller, Callton, Leutheuser, Franz, Bumstead, Kesto, Vaupel, Webber, Canfield, Heise, Jenkins, McBroom and Forlini introduced

**House Bill No. 5444, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding sections 1278e and 1278f.

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

Reps. Love, Garrett and Byrd introduced

**House Bill No. 5445, entitled**

A bill to amend 2008 IL 1, entitled "Michigan medical marihuana act," (MCL 333.26421 to 333.26430) by adding section 9a.

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

Rep. Leutheuser introduced

**House Bill No. 5446, entitled**

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 13 (MCL 207.783), as amended by 2005 PA 339; and to repeal acts and parts of acts.

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

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

The Committee on Regulatory Reform, by Rep. Franz, Chair, reported

**House Bill No. 4895, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 541 (MCL 436.1541), as amended by 2008 PA 489.

With the recommendation that the following amendments be adopted and that the bill then pass.

1. Amend page 1, line 9, after "center" by striking out the balance of the subparagraph and inserting a period.
2. Amend page 5, line 20, by striking out all of line 20 through "(1)(A)(i)," on line 21 and inserting "**IS NOT A NEIGHBORHOOD SHOPPING CENTER,**".

3. Amend page 6, following line 7, by inserting:

**"(A) "NEIGHBORHOOD SHOPPING CENTER" MEANS 1 COMMERCIAL ESTABLISHMENT, OR A GROUP OF COMMERCIAL ESTABLISHMENTS ORGANIZED OR OPERATED AS A UNIT, THAT IS RELATED IN LOCATION, SIZE, AND TYPE OF SHOP TO THE TRADE AREA THAT THE UNIT SERVES, AND CONSISTS OF NOT LESS THAN 50,000 SQUARE FEET OF LEASABLE RETAIL SPACE, AND HAS ACCESS TO OFF-STREET PARKING SPACES."** and relettering the remaining subdivisions.

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

Favorable Roll Call

To Report Out:

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

Nays: Reps. Franz, Kesto and Moss

The Committee on Regulatory Reform, by Rep. Franz, Chair, reported

**Senate Bill No. 667, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 609 (MCL 436.1609), as amended by 2014 PA 353, and by adding sections 609a and 609b.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

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

Nays: None

**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, March 9, 2016

Present: Reps. Franz, Brett Roberts, Yonker, Kesto, Lauwers, Crawford, Garcia, Iden, Tedder, 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, March 9, 2016

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

Rep. Smiley moved that the House adjourn.  
The motion prevailed, the time being 2:55 p.m.

Associate Speaker Pro Tempore Franz declared the House adjourned until Thursday, March 10, at 12:00 Noon.

GARY L. RANDALL  
Clerk of the House of Representatives

