

No. 42
STATE OF MICHIGAN
Journal of the Senate
99th Legislature
REGULAR SESSION OF 2017

Senate Chamber, Lansing, Wednesday, May 3, 2017.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Brian N. Calley.

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

Ananich—present
Bieda—present
Booher—present
Brandenburg—present
Casperson—present
Colbeck—present
Conyers—present
Emmons—present
Green—present
Gregory—present
Hansen—present
Hertel—present
Hildenbrand—present

Hood—present
Hopgood—present
Horn—present
Hune—present
Johnson—present
Jones—present
Knezek—present
Knollenberg—present
Kowall—present
MacGregor—present
Marleau—present
Meekhof—present
Nofs—present

O'Brien—present
Pavlov—present
Proos—present
Robertson—present
Rocca—present
Schmidt—present
Schuitmaker—present
Shirkey—present
Stamas—present
Warren—present
Young—present
Zorn—present

Senator Michael L. Nofs of the 19th District offered the following invocation:

Dear Lord, thank You for this day and for assembling this group of men and women. Each day is a new opportunity to live according to Your will. Help us all to remain focused today on that which is most important. Help us to walk the humble path, to put others before ourselves, and to do good for the people of the state of Michigan. You have blessed us with positions of influence and power. Grant us all wisdom as we consider the matters before us today.

Thank you for Your continued grace and mercy and for keeping us safe. Please watch over and heal the Detroit police officer who was shot in the head Sunday night who is currently in critical condition. Our thoughts and prayers go out to him and to his family. Please continue to watch over us, and over all first responders, armed services, and law enforcement personnel.

This we pray in the name of Your Son, Jesus Christ. Amen.

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

Motions and Communications

Senators Zorn, Shirkey, Booher and Hopgood entered the Senate Chamber.

Senator Kowall moved that Senators Casperson, Hansen, Knollenberg, Robertson and Schmidt be temporarily excused from today's session.

The motion prevailed.

Senator Bieda moved that Senators Hood, Knezek and Young be temporarily excused from today's session.

The motion prevailed.

Senators Robertson, Knollenberg and Ananich entered the Senate Chamber.

Senator Kowall moved that the rules be suspended and that the following bill, now on Committee Reports, be placed on the General Orders calendar for consideration today:

Senate Bill No. 135

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

Senator Kowall moved that rule 3.902 be suspended to allow the guests of Senators Casperson and Meekhof admittance to the Senate floor.

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

Senators Casperson, Schmidt, Hood, Young, Knezek, and Hansen entered the Senate Chamber.

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

The motion prevailed.

Senator Meekhof's statement is as follows:

Today, I have the honor of saying goodbye to a member of our team who actually is going to retire next Monday, which coincides with his 28th year in the Senate Majority Policy Office, and let me just mention, I'm his seventh boss. The best one, he said, thank you. It is with great appreciation that we say thank you and good luck to Bob Wilson, who has dedicated more than a quarter-century to working on natural resources issues for this chamber and for the citizens of Michigan.

Everyone who knows Bob knows of his passion for the outdoors, and especially for Michigan's natural gifts. That passion has guided him so that his fingerprints can be found on every significant natural resources, outdoor recreation, and environmental statute on the books in this state. He has played a central role in passage of the Brownfield Redevelopment Act, the Michigan Trailways Act, the Great Lakes Water Compact, the Clean Michigan Initiative Environmental Bond, and the state park endowment constitutional amendment, just to name a few. Those are all very significant pieces of legislation in our history.

As much as Bob loves the outdoors, he is equally passionate about the Legislature and the legislative process. Throughout his time in the Senate, he has shared that passion as a mentor for countless policy advisors, legislative staff, and interns.

Bob is retiring from the Senate but he’s going to remain active in natural resources issues in a new role in the private sector. He will be just a phone call away, or, if it’s a nice day, I’m sure you’ll be able to find him on a kayak in a river somewhere in Michigan. Maybe he’ll invite you to join him.

Today, Bob is joined by his wife Cathy, his son Bobby, and his mother Jane Wilson. For all of the staff who do so well for us and for the citizens of Michigan, please help me congratulate and thank Bob for his nearly 30 years of service to the Michigan Senate.

The Secretary announced that the following bills were printed and filed on Tuesday, May 2, and are available at the Michigan Legislature website:

Senate Bill Nos.	345	346	347	348	349	350	351	352	353	354	355	356	357	358
	359													
House Bill Nos.	4554	4555	4556	4557	4558	4559	4560	4561	4562	4563	4564	4565	4566	4567
	4568	4569	4570	4571	4572	4573	4574	4575	4576	4577	4578			

By unanimous consent the Senate proceeded to the order of
Resolutions

Senators Warren and Casperson offered the following resolution:

Senate Resolution No. 54.

A resolution recognizing May 3, 2017, as Suits and Sneakers® Day.

Whereas, The Coaches vs. Cancer program is a nationwide collaboration between the American Cancer Society and the National Association of Basketball Coaches, leveraging the personal experiences, community leadership, and professional excellence of coaches nationwide to increase cancer awareness and promote healthy living through year-round awareness efforts, fundraising activities, and advocacy programs; and

Whereas, The American Cancer Society saves lives and creates a world with more birthdays by helping people stay well, helping people get well, finding cures, and fighting back in partnership with its nonpartisan advocacy affiliate, the American Cancer Society Cancer Action Network; and

Whereas, More than 57,000 Michiganders will be newly-diagnosed with cancer in 2017; and

Whereas, Cancer patients face countless challenges associated with their diagnoses, including physical, emotional, financial, and day-to-day challenges; and

Whereas, Since 1993, coaches and their supporters have raised more than \$87 million for the American Cancer Society to help make the American Cancer Society’s services and programs available to those who need them the most; and

Whereas, During January 23-29, 2017, the Coaches vs. Cancer Suits And Sneakers® Awareness nationwide effort, united coaches across the country to wear sneakers with their game attire while coaching games. It also encourages law-makers and others to similarly wear suits and sneakers to raise awareness about the fight against cancer, share the importance of nutrition and physical activity in reducing one’s cancer risk, and promote the American Cancer Society as a resource for help and support; and

Whereas, the Coaches vs. Cancer Suits And Sneakers® effort saw Michigan coaches join together with their fellow coaches nationwide, as well as thousands of volunteers for the American Cancer Society and the American Cancer Society Cancer Action Network, to advocate on behalf of cancer patients, survivors, and caregivers so that one day cancer will be eliminated as a major public health issue; now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize May 3, 2017, as Suits and Sneakers® Day; and be it further

Resolved, That we urge all Michiganders to use this day as an opportunity to educate themselves about cancer and take proactive steps to reduce their risks and get appropriate screenings.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations,

Senator Kowall moved that the rule be suspended.

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

The resolution was adopted.

Senators Ananich, Bieda, Conyers, Hansen, Hildenbrand, Hood, Hopgood, Knollenberg, Kowall, Proos and Schmidt were named co-sponsors of the resolution.

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

The motion prevailed.

Senator Warren's statement is as follows:

Thank you, colleagues, for the chance to speak to you about my resolution, Senate Resolution No. 54, the Suits and Sneakers Day resolution which coincides with the annual American Cancer Society Cancer Action Network's Michigan Day here at the Capitol.

More than 57,000 Michiganders will be newly diagnosed with cancer in 2017, and patients face countless challenges associated with their diagnosis including physical, emotional, and financial challenges on a day-to-day basis. Since 1993, coaches and their supporters have raised more than \$87 million for the American Cancer Society to help make services and programs available to those who are most in need. The Coaches vs. Cancer Program is a nationwide collaboration between the American Cancer Society and the National Association of Basketball Coaches that empowers basketball coaches, their teams, and local communities to make a difference in the fight against cancer. As part of this program, the Suits and Sneakers awareness effort unites coaches across the country and urges them to wear sneakers with their game attire while coaching. That occurred in January this year, between the 23rd and 29th.

Today, it's our turn as legislators to wear suits and sneakers to raise awareness about the fight against cancer, share the importance of nutrition and physical activity in reducing our cancer risk, and promote the American Cancer Society as a resource to help and support our constituents and their families. Colleagues, I hope you will all join me in supporting this resolution and I urge all of our Michigan constituents to use this day as an opportunity to educate themselves about cancer and take proactive steps to reduce their risks and get appropriate screenings. I have my sneakers; I wore them when I ran this morning before I came to work, and I have them there to put on as part of Suits and Sneakers Day. I know a lot of us do and I hope you'll join us for a picture.

Senator Meekhof offered the following resolution:

Senate Resolution No. 55.

A resolution recognizing the ongoing contributions of the Arab American, Chaldean, and Jewish communities to the state of Michigan.

Whereas, Michigan should continue to be on the forefront of promoting racial and ethnic diversity, celebrating our differences, and embracing all cultures; and

Whereas, Michigan holds the largest Arab-American and Chaldean population outside the Middle East; and

Whereas, The Arab and Chaldean population in Michigan are well over 500,000 residents, and is the largest population outside of the Middle East; and

Whereas, Michigan's Jewish population amounts to almost 75,000 across Michigan; and

Whereas, Arab, Chaldean, and Jewish Americans make up the largest number of small, independent business owners across the state of Michigan; and

Whereas, The Arab, Chaldean, and Jewish people come from diverse and vibrant cultures which are rooted in a strong sense of family, education, art, business and history; creating better lives for their families, community and the state of Michigan; and

Whereas, The Arab, Chaldean, and Jewish Americans make Michigan a better place through their cultural, economic, and social impacts. Arab, Chaldean, and Jewish Americans have been involved in and are an integral part of Michigan's defining moments since the 1930s; and

Whereas, Recognizing the positive impact of Arabs, Chaldeans, and Jewish people to the state of Michigan is necessary in appreciating the important role of immigrants, refugees, and all newcomers; and

Whereas, Without the hard work and undying perseverance of these communities, their historical culture, traditions, and impact as staples of Michigan's economy in the automobile, retail, and cottage industries, along with impact in the science, legal, and education fields; and

Whereas, We are fortunate to stand as a beacon to the rest of the United States as an example of how to be welcoming and cohesive; to work together with people of different backgrounds. Michiganders naturally celebrate different cultures, build a strong economy, and foster an environment where people from across the globe desire to live, work, and play; now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize the long standing contributions made by the Arab, Chaldean, and Jewish communities; and be it further

Resolved, That we call upon all Michiganders to take time to reflect on the significance of having members of these incredible communities woven into our state; and be it further

Resolved, That copies of this resolution be transmitted to the Arab American and Chaldean Council, Arab Community Center for Economic and Social Services, and The Jewish Federation of Metropolitan Detroit for their dedication and nearly 150 years of combined services to their clients, community and state of Michigan.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations,

Senator Kowall moved that the rule be suspended.

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

The resolution was adopted.

Senators Ananich, Bieda, Booher, Brandenburg, Casperson, Conyers, Hansen, Hildenbrand, Hood, Hopgood, Jones, Knollenberg, Kowall, MacGregor, Proos, Schmidt, Stamas and Warren were named co-sponsors of the resolution.

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

The motion prevailed.

Senator Meekhof's statement is as follows:

It is my pleasure and honor to recognize the contributions made by the Arab-American, Chaldean, and Jewish communities from the state of Michigan. Michigan is fortunate to be home to the largest population of Chaldeans and Arab-Americans outside the Middle East, and we are a proud home to a sizeable Jewish population as well. These groups make up the largest population of small and independent businesses in Michigan, and their contributions to our culture, education, art, and history are significant and well documented.

Michigan has been at the forefront of providing a welcoming and prosperous environment to immigrant and refugee communities, and we want to continue this tradition by recognizing the positive and irreplaceable impacts that, at times, can go unnoticed or, certainly, underappreciated.

I would like to recognize a few groups that are instrumental in these communities: the Arab American and Chaldean Council, the Arab Community Center for Economic Social Services, and the Jewish Federation of Metropolitan Detroit. They are scattered through the Gallery; if we could ask them to stand so that we can recognize them and their service to the citizens of Michigan.

The Assistant President pro tempore, Senator O'Brien, assumed the Chair.

By unanimous consent the Senate returned to the order of

General Orders

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

The motion prevailed, and the Assistant President pro tempore, Senator O'Brien, designated Senator Proos as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 139, entitled

A bill to make appropriations for the department of agriculture and rural development for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

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

Senate Bill No. 141, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

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

Senate Bill No. 140, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator Kowall moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage:

Senate Bill No. 139

Senate Bill No. 141

Senate Bill No. 140

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

The following bill was read a third time:

Senate Bill No. 139, entitled

A bill to make appropriations for the department of agriculture and rural development for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

Roll Call No. 131

Yeas—38

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Booher	Hildenbrand	MacGregor	Schmidt
Brandenburg	Hood	Marleau	Schuitmaker
Casperson	Hopgood	Meekhof	Shirkey
Colbeck	Horn	Nofs	Stamas
Conyers	Hune	O'Brien	Warren
Emmons	Johnson	Pavlov	Young
Green	Jones	Proos	Zorn
Gregory	Knezek		

Nays—0

Excused—0

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 141, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

Senator Hopgood offered the following amendments:

1. Amend page 16, line 7, by striking out "15,000,000" and inserting "10,000,000".
2. Amend page 16, line 8, by striking out "3,902,400" and inserting "8,902,400" and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 132

Yeas—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Johnson	Young
Conyers	Hood	Knezek	

Nays—27

Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Jones	O'Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor	Robertson	

Excused—0**Not Voting—0**

In The Chair: O'Brien

Senator Hopgood offered the following amendments:

1. Amend page 16, line 7, by striking out "15,000,000" and inserting "5,000,000".
2. Amend page 16, line 8, by striking out "3,902,400" and inserting "13,902,400" and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

The question being on the passage of the bill,

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

Roll Call No. 133**Yeas—27**

Booher	Hildenbrand	Marleau	Rocca
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Jones	O'Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor	Robertson	

Nays—11

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Johnson	Young
Conyers	Hood	Knezek	

Excused—0**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

Protest

Senator Hopgood, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 141 and moved that the statement he made during the discussion of the bill be printed as his reasons for voting “no.”

The motion prevailed.

Senator Hopgood’s statement is as follows:

I rise to state my opposition to this budget. I want to appreciate the comments of the previous speaker, the good chair of the Appropriations Committee, and I respect his comments and what he is saying. I also respect the chair of the subcommittee. He’s a hard-working individual who is willing to look at a number of issues. Unfortunately, this budget fails to make important investments in our state parks and trails. We have wonderful natural resources here in the state of Michigan, and we are leaving money on our balance sheet and not making these investments and, so, we fall well below what the Governor has proposed and recommended. With that, I’d ask my members to oppose this budget.

Senator Hopgood asked and was granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Hopgood’s first statement is as follows:

I rise to offer an amendment to this legislation. During the budget season, we typically have two options: we can either kick the can down the road, or be the ones to make a difference. For far too long, this Legislature has chosen the former. The Department of Natural Resources estimates that our state parks are looking at \$285 million in backlogged infrastructure needs. When we were faced with tough budget cuts during the recession, many of these projects were placed on hold. As we’re beginning to recover economically, it’s important that we also begin to reinvest in our state parks, which are known throughout the Midwest and the country and attract millions of dollars in revenue. It’s time to begin chipping away at the \$285 million in backlogged repair and maintenance needs. My amendment would provide \$10 million to get these projects underway and would prevent future disrepair. Thank you, and I’d ask my colleagues to support this amendment.

Senator Hopgood’s second statement is as follows:

I rise to offer an amendment to this legislation. My amendment would provide a one-time \$5 million from the General Fund to leverage investments from nonprofit groups, trail organizations, and the philanthropic community to further develop Michigan’s scenic Iron Belle Trail. In total, there would be 2,000 miles of hiking and biking trails, extending from Ironwood in the Upper Peninsula to Belle Isle along the Detroit River. So far, the 1,273-mile hiking route is 69 percent complete, and the 791-mile biking route is 64 percent complete. This money will ensure the completion of the trail system, our communities will reap economic benefits as a result, and our residents will be able to enjoy our natural resources all the much more. Thank you, and I’d ask my colleagues for support of this amendment.

The following bill was read a third time:

Senate Bill No. 140, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

Senator Hopgood offered the following amendments:

1. Amend page 14, line 20, by striking out “15,097,800” and inserting “16,351,300”.
2. Amend page 14, line 20, by striking out “131.0 FTE” and inserting “135.0 FTE”.
3. Amend page 14, line 25, by striking out “6,205,200” and inserting “6,328,000”.
4. Amend page 15, line 11, by striking out “3,879,200” and inserting “4,002,000”.
5. Amend page 15, line 18, by striking out “1,312,000” and inserting “2,565,500” and adjusting the subtotals, totals, and section 201 accordingly.
6. Amend page 29, following line 15, by inserting:

“Sec. 313. From the funds appropriated in part 1 for the vapor intrusion program, the department shall investigate at least 120 sites to determine whether chemical vapors have migrated from the original location of exposure. The purpose of this program is to evaluate, investigate, and mitigate sites statewide where vapor intrusion issues are or may be present.”

The amendments were not adopted, a majority of the members serving not voting therefor.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.

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

10:59 a.m.

The Senate was called to order by the Assistant President pro tempore, Senator O’Brien.

Senator Hopgood offered the following amendments:

- 1. Amend page 17, following line 22, by inserting:
 “Environmental cleanup and redevelopment program..... 14,900,000”.
- 2. Amend page 17, following line 25, by inserting:
 “Refined petroleum fund 14,900,000”

and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hopgood offered the following amendments:

- 1. Amend page 12, line 22, by striking out “106.0 FTE” and inserting “123.0 FTE”.
- 2. Amend page 12, line 23, by striking out “14,982,500” and inserting “17,544,900”.
- 3. Amend page 14, line 16, by striking out “11,327,900” and inserting “13,890,300” and adjusting the subtotals, totals, and section 201 accordingly.
- 4. Amend page 31, following line 14, by inserting:

“Sec. 604. From the funds appropriated in Part 1, the department will host three training sessions to public water supply owners and operators to provide technical assistance on the Lead and Copper Rule (LCR) of the Safe Drinking Water Act and contact 100% of public water supplies that are subject to the Lead and Copper Rule (LCR) with information on current LCR requirements including any modifications to Michigan’s LCR and associated guidance and policies. The purpose of the program is to ensure that water is in accordance with Safe Drinking Water Act.”.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Young requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 134

Yeas—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Johnson	Warren
Conyers	Hood	Knezek	Young

Nays—26

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Jones	O’Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Pros	Zorn
Hansen	MacGregor		

Excused—0

Not Voting—0

Senator Hopgood offered the following amendments:

- 1. Amend page 17, following line 22, by inserting:
 “Drinking water declaration of emergency..... 15,000,000”.
- 2. Amend page 17, line 26, by striking out “500,000” and inserting “15,500,000” and adjusting the subtotals, totals, and section 201 accordingly.

- 3. Amend page 32, following line 1, by inserting:
“ONE-TIME BASIS ONLY APPROPRIATIONS

Sec. 801. (1) From the funds appropriated in part 1 for the drinking water declaration of emergency, up to \$15,000,000.00 shall be allocated to reimburse the water enterprise fund of the city of Flint in an amount equal to credits posted to its customers’ accounts in accordance with section 802.

(2) The department shall report quarterly to the senate and house appropriations committees, the senate and house fiscal agencies, and the state budget director on the distribution of the funds allocated pursuant to part 1.

Sec. 802. (1) There shall be no administrative charges, from any entity, removed or expended from the appropriations in part 1.

(2) There shall be no expenditures from the funds appropriated in part 1 without specific authorization by the state treasurer.

(3) The credit to a water customer’s account shall be equal to the following:

(a) For a residential customer, an amount determined by the state treasurer not to exceed 65% of the amount billed for water from the beginning of the billing period containing March 1, 2017 until the appropriation has been expended.

(b) For all other customers, an amount determined by the state treasurer not to exceed 20% of the amount billed for water from the beginning of the billing period containing March 1, 2017 until the appropriation has been expended.

(4) Credits for sewer services are not to be reimbursed under this section or section 801.

(5) The amount of the credits calculated under subsection (4) shall reflect rates consistent with the rates paid at the time of billing.

(6) The state treasurer, or his or her designee, and the auditor general may audit transactions provided for under this section and section 801 at their discretion.”.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 135

Yeas—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Johnson	Warren
Conyers	Hood	Knezek	Young

Nays—26

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Jones	O’Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor		

Excused—0

Not Voting—0

Senator Ananich offered the following amendments:

1. Amend page 5, line 14, by striking out “13.0 FTE positions” and inserting “12.0 FTE positions”.
2. Amend page 5, line 14, by striking out “2,117,800” and inserting “1,981,195”.
3. Amend page 7, line 7, by striking out “4,743,200” and inserting “4,606,595” and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

The question being on the passage of the bill,

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

Roll Call No. 136

Yeas—26

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Jones	O’Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor		

Nays—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Johnson	Warren
Conyers	Hood	Knezek	Young

Excused—0

Not Voting—0

In The Chair: O’Brien

The Senate agreed to the title of the bill.

Protest

Senator Hopgood, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 140 and moved that the statement he made during the discussion of the bill be printed as his reasons for voting “no.”

The motion prevailed.

Senator Hopgood’s statement is as follows:

I rise to offer my “no” vote explanation for Senate Bill No. 140. As this chamber debates the Department of Environmental Quality’s budget, it’s important to reflect on the past in order to reinforce its future and our future. The Flint water crisis has shown us why environmental protections are crucial here in Michigan. Unfortunately, the business-first culture at the MDEQ is doing too little to protect Michiganders. And as they’ve sought to make changes to their practices—changes that are coming much too slow—it’s become abundantly clear that they don’t have the resources to be successful in that attempt. That’s why I introduced four budget amendments that would refocus the MDEQ as a proactive regulatory agency and provide them with enough funding to tackle vapor intrusion, lead and copper compliance, and other infrastructure projects. Unfortunately, this bill does not go far enough in fulfilling the goals of the Michigan Department of Environmental Quality and, therefore, I cannot support this bill. We should be ensuring that the MDEQ has the budget to successfully prevent future environmental tragedies and not just respond to them. I’d urge my colleagues to vote “no” on this bill.

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

The motion prevailed.

Senator Hopgood's first statement is as follows:

I rise to offer an amendment to the DEQ budget. Vapor intrusion is a very real issue in the state of Michigan that affects the health of our citizens and the economic health of our state. My amendment would help address both of these issues. Our state has had some old practices related to some of our activities with industrial and other activities which have left contamination at multiple sites. In fact, the DEQ estimates that there are more than 4,000 sites throughout the state of Michigan that may have issues with vapor intrusion. Research is showing that long-term exposure to volatile organic compounds—some of which are known carcinogens—can cause developmental issues and lead to liver, kidney, and central nervous system damage. Not only that, but such sites are not attractive to businesses looking to invest and expand and hire people. The public should not be afraid to live in their own houses and because of the nature of vapor intrusion, a contaminated site can be at one place and the contamination can extend to multiple locations adjacent to that contaminated site. It's past time we put funds toward raising awareness and educating the public about this issue. My amendment provides funding to the DEQ to help review and prioritize sites, conduct sampling, evaluate health risks, implement risk reduction measures, and mitigate source contamination. As legislators, we have a responsibility to protect the people of our state. You wouldn't want to live next to one of these contaminated sites, and I expect that you also wouldn't want others to face the same dangers. We have an opportunity to prepare these sites for future developments that would invest in our state's long-term economic viability and public health. The DEQ testified to this problem and if we do not actively seek to resolve this in its entirety, then we are complicit in its consequences and we will pay the price down the road. I'd ask my colleagues to support this amendment.

Senator Hopgood's second statement is as follows:

I rise to offer another amendment to this legislation. We all understand how important environmental revitalization projects are to Michigan. Areas that were once deemed ecologically dead are now thriving tourism hubs that bring millions of dollars in revenue to our districts and our state. After the President announced massive cuts to the Great Lakes Restoration Initiative, many of us in this chamber were frustrated with the lack of understanding when it came to programs that are so important to our state and its livelihood. Today we're faced with a similar decision. The Clean Michigan Initiative Bond authorized \$675 million for environmental cleanup and redevelopment, and after nearly 20 years of effective restoration efforts, it is expected to run out of funding. To date, 650 sites have been cleaned up, but without additional funding, these efforts will cease. My amendment would temporarily fund the Clean Michigan Initiative to continue supporting cleanup and redevelopment activities until a more stable source of funding can be identified. Such sites that have been identified for cleanup and redevelopment are sites that are vital to our communities' economic development, they are priority sites that need cleaning up so that we can engage in vital economic activity. If you support the Great Lakes Restoration Initiative, I hope that you'll support the Clean Michigan Initiative. I'd ask my colleagues to support this amendment.

Senator Hopgood's third statement is as follows:

I rise to offer my third amendment to this legislation. As lawmakers, we're charged with implementing legislation that protects and strengthens public safety. Today we have that opportunity. My amendment would provide funding to bolster Lead and Copper Rule compliance that the Governor recommended. It's crucial that we expand this program by including \$2.56 million from the General Fund for staff to review water supply sampling plans and protocols, help respond to reported elevated levels of lead or copper, evaluate the adequacy of corrosion control measures, provide technical assistance to local communities, and educate the public. This is something that will benefit all of our districts, create jobs, and continue to support the future health of our communities. Colleagues, this is not about hype, this is about protecting the public. What happened with Flint should never have been allowed to happen and this amendment will help ensure that our communities have safe drinking water supplies in the future. I'd ask my colleagues to support this amendment.

Senator Hopgood's fourth statement is as follows:

I rise to offer another amendment to this bill. Like many of you, with the additional funding that was recently approved from the federal government, I'm hopeful that Flint will soon see all of their lead pipes removed and replaced, but until that time, Flint residents will be forced to pay for water that they've been warned not to drink without filtration. Since the water crisis, our state has provided water credits to Flint residents to help pay for water that they can't drink. It's wrong to end assistance before we've fixed the problem in its entirety. I hope we can continue our quick recovery efforts by extending the water credits until all pipes have been replaced. I'd ask my colleagues to support this amendment.

Senator Ananich's statement is as follows:

I rise to offer this amendment. Many of you might have seen last week that Bryce Feighner, head of the DEQ's Drinking Water and Municipal Assistance Division gave a speech called, "Flint—What Really Happened." Obviously no one has spoken more about Flint than me, so this title, on its surface, seemed fine and then, unfortunately, basically from that moment on, all that came out of his mouth were lies and revisionist history about a serious, serious issue that's affecting my community, and, if we're not careful, communities all across the state and across this country.

One of the things that I find most disgusting, and I think all of you should as well, is after many of those lies and recreating of facts, he went on to blame the people of Flint—as opposed to the victims that they are—he blamed them and made out his DEQ colleagues as the true victims. He said having corrosion control wouldn't have prevented the crisis. Dr. Edwards and many, many other experts and researchers have said the lack of corrosion control was the main cause of the problem in Flint. He said the hype—I'll use that word again, the hype—in Flint hurt my people more than the water crisis itself. So the hype hurt people more than a neurotoxin that takes points off of someone's IQ. Individuals have died because of Legionella, we've seen outbreaks of Shigella, but apparently hype was more of a cause of harm than the actual water crisis.

This is wrong, it's deceitful, and remarkably insensitive coming from someone tasked with leading the division responsible for the health of millions of residents. His job is not just to protect the residents of Flint but the health of millions of residents all across this state. It is clear to me, and should be clear to everyone in this room, that Bryce Feighner should have no role in my city's recovery and, frankly, should have no role in protecting anyone in this state. My amendment would take Bryce Feighner's salary to the dollar—\$136,605—from the DEQ budget, and frankly you could put it anywhere you want because someone like that has no business being paid to protect people.

By unanimous consent the Senate returned to the order of

General Orders

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

The motion prevailed, and the Assistant President pro tempore, Senator O'Brien, designated Senator Proos as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 149, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), section 11 as amended by 2016 PA 249 and section 17b as amended by 2007 PA 137.

Substitute (S-1).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 69, line 27, after "exceed" by striking out "\$18,000,000.00" and inserting "\$19,400,000.00".
2. Amend page 71, following line 24, by inserting:

"(6) THE FUNDING UNDER THIS SUBSECTION IS FROM THE ALLOCATION UNDER SUBSECTION (1). A DISTRICT IS ELIGIBLE FOR FUNDING UNDER THIS SUBSECTION FOR 2017-2018 IF THE SUM OF THE FOLLOWING IS LESS THAN \$0.00:

(A) THE INCREASE IN THE DISTRICT'S FOUNDATION ALLOWANCE OR PER-PUPIL PAYMENT AS CALCULATED UNDER SECTION 20 FROM 2016-2017 TO 2017-2018.

(B) THE QUOTIENT OF THE DISTRICT'S ALLOCATION UNDER SECTION 31A FOR 2017-2018 DIVIDED BY THE DISTRICT'S MEMBERSHIP PUPILS FOR 2017-2018 MINUS THE QUOTIENT OF THE DISTRICT'S ALLOCATION UNDER SECTION 31A FOR 2016-2017 DIVIDED BY THE DISTRICT'S MEMBERSHIP PUPILS FOR 2016-2017.

(C) THE PRODUCT OF THE QUOTIENT OF THE DISTRICT'S ALLOCATION UNDER SECTION 147A FOR 2016-2017 DIVIDED BY THE DISTRICT'S MEMBERSHIP PUPILS FOR 2016-2017, MULTIPLIED BY NEGATIVE ONE.

(7) THE AMOUNT ALLOCATED TO EACH ELIGIBLE DISTRICT UNDER SUBSECTION (6) IS AN AMOUNT PER MEMBERSHIP PUPIL EQUAL TO \$0.00 MINUS THE SUM OF THE FOLLOWING:

(A) THE INCREASE IN THE DISTRICT'S FOUNDATION ALLOWANCE OR PER-PUPIL PAYMENT AS CALCULATED UNDER SECTION 20 FROM 2016-2017 TO 2017-2018.

(B) THE QUOTIENT OF THE DISTRICT'S ALLOCATION UNDER SECTION 31A FOR 2017-2018 DIVIDED BY THE DISTRICT'S MEMBERSHIP PUPILS FOR 2017-2018 MINUS THE QUOTIENT OF THE DISTRICT'S ALLOCATION UNDER SECTION 31A FOR 2016-2017 DIVIDED BY THE DISTRICT'S MEMBERSHIP PUPILS FOR 2016-2017.

(C) THE PRODUCT OF THE QUOTIENT OF THE DISTRICT'S ALLOCATION UNDER SECTION 147A FOR 2016-2017 DIVIDED BY THE DISTRICT'S MEMBERSHIP PUPILS FOR 2016-2017, MULTIPLIED BY NEGATIVE ONE." renumbering the remaining subsection, and adjusting the totals in section 11 and enacting section 1 accordingly

3. Amend page 71, line 26, after "subsections" by striking out "(3) and (5)" and inserting "(3), (5), AND (7)".

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

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

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage:

Senate Bill No. 149

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

The following bill was read a third time:

Senate Bill No. 149, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 4, 6, 8b, 11, 11a, 11j, 11k, 11m, 11r, 11s, 15, 18, 18c, 20, 20d, 20f, 20m, 21, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31a, 31b, 31d, 31f, 31j, 32d, 32p, 32q, 35, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 55, 56, 61a, 61b, 61c, 62, 64b, 65, 67, 74, 81, 94, 94a, 98, 99h, 99s, 99t, 102d, 104, 104c, 104d, 107, 147, 147a, 147c, 152a, 152b, and 166b (MCL 388.1603, 388.1604, 388.1606, 388.1608b, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611r, 388.1611s, 388.1615, 388.1618, 388.1618c, 388.1620, 388.1620d, 388.1620f, 388.1620m, 388.1621, 388.1622a, 388.1622b, 388.1622d, 388.1622g, 388.1624, 388.1624a, 388.1624c, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1631j, 388.1632d, 388.1632p, 388.1632q, 388.1635, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1655, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1665, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1698, 388.1699h, 388.1699s, 388.1699t, 388.1702d, 388.1704, 388.1704c, 388.1704d, 388.1707, 388.1747, 388.1747a, 388.1747c, 388.1752a, 388.1752b, and 388.1766b), sections 3, 4, 6, 11, 11a, 11j, 11k, 11m, 11r, 15, 18, 20d, 20f, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31a, 31d, 31f, 32d, 32p, 35, 35a, 39, 39a, 41, 51c, 51d, 53a, 54, 55, 56, 61b, 62, 64b, 65, 67, 74, 81, 94, 94a, 99s, 102d, 104, 104d, 107, 147, 147a, 147c, 152a, and 166b as amended and sections 11s, 20m, 21, 31b, 31j, 32q, 54b, and 152b as added by 2016 PA 249, section 8b as amended by 2015 PA 85, section 18c as amended by 2012 PA 201, sections 20, 61a, 61c, 98, 99h, 99t, and 104c as amended by 2016 PA 313, and section 51a as amended by 2016 PA 534, and by adding sections 21h, 21j, 22m, 99c, 99k, 99u, and 160; and to repeal acts and parts of acts.

The question being on the passage of the bill,

Senator Hopgood offered the following amendment:

1. Amend page 272, line 17, by striking out all of section 152b and adjusting the totals in section 11 and enacting section 1 accordingly.

The question being on the adoption of the amendment,

Senator Hopgood withdrew the amendment.

Senator Hopgood offered the following amendment:

1. Amend page 60, line 16, after "subsection." by inserting "**BEGINNING IN 2017-2018, FOR PUPILS IN MEMBERSHIP IN A PUBLIC SCHOOL ACADEMY THAT WAS ISSUED A CONTRACT UNDER SECTION 552 OF THE REVISED SCHOOL CODE, MCL 380.552, TO OPERATE AS A SCHOOL OF EXCELLENCE THAT IS A CYBER SCHOOL THAT IS IN AT LEAST ITS SECOND YEAR OF OPERATIONS, THE ALLOCATION CALCULATED UNDER THIS SECTION IS AN AMOUNT EQUAL TO 80% OF THE AMOUNT AS WOULD OTHERWISE BE CALCULATED UNDER THIS SUBSECTION FOR A PUBLIC SCHOOL ACADEMY.**" and adjusting the totals in sections 11, 22a, 22b and enacting section 1 accordingly.

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 137

Yeas—15

Ananich
 Bieda
 Conyers
 Gregory

Hertel
 Hood
 Hopgood
 Johnson

Jones
 Knezek
 O'Brien
 Rocca

Warren
 Young
 Zorn

Nays—23

Booher	Hansen	MacGregor	Robertson
Brandenburg	Hildenbrand	Marleau	Schmidt
Casperson	Horn	Meekhof	Schuitmaker
Colbeck	Hune	Nofs	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	

Excused—0**Not Voting—0**

In The Chair: O'Brien

Senator Hopgood offered the following amendments:

1. Amend page 268, line 25, after "147a." by inserting:

"(1) From the appropriation in section 11, there is allocated for ~~2016-2017~~ **2017-2018** an amount not to exceed \$100,000,000.00 for payments to participating districts. A district that receives money under this section ~~SUBSECTION~~ shall use that money solely for the purpose of offsetting a portion of the retirement contributions owed by the district for the fiscal year in which it is received. The amount allocated to each participating district under this section ~~SUBSECTION~~ shall be based on each participating district's percentage of the total statewide payroll for all participating districts for the immediately preceding fiscal year. As used in this section, ~~SUBSECTION~~, "participating district" means a district that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to 38.1408, and that reports employees to the Michigan public school employees' retirement system for the applicable fiscal year.

(2)" and adjusting the totals in section 11 and enacting section 1 accordingly.

2. Amend page 269, line 19, after "**THIS**" by striking out "**SECTION**" and inserting "**SUBSECTION**".

3. Amend page 269, line 23, after "**THIS**" by striking out "**SECTION**" and inserting "**SUBSECTION**".

4. Amend page 269, line 25, after "**THIS**" by striking out "**SECTION**" and inserting "**SUBSECTION**".

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 138**Yeas—17**

Ananich	Hertel	Knezek	Schuitmaker
Bieda	Hood	Nofs	Warren
Conyers	Hopgood	O'Brien	Young
Emmons	Johnson	Rocca	Zorn
Gregory			

Nays—21

Booher	Hildenbrand	Kowall	Proos
Brandenburg	Horn	MacGregor	Robertson
Casperson	Hune	Marleau	Schmidt
Colbeck	Jones	Meekhof	Shirkey
Green	Knollenberg	Pavlov	Stamas
Hansen			

Excused—0

Not Voting—0

In The Chair: O'Brien

Senator Hopgood offered the following amendments:

1. Amend page 32, line 15, after "**OF**" by striking out "**\$12,292,111,900.00**" and inserting "**\$12,923,148,000.00**".
2. Amend page 55, line 2, after "**IS**" by striking out "**\$8,317.00**" and inserting "**\$8,567.00**".
3. Amend page 55, line 3, after "**IS**" by striking out "**\$7,687.00**" and inserting "**\$8,187.00**".
4. Amend page 86, line 23, by striking out "**\$4,038,000,000.00**" and inserting "**\$4,668,786,100.00**" and adjusting the totals in enacting section 1 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 139

Yeas—14

Ananich	Hertel	Jones	Warren
Bieda	Hood	Knezek	Young
Conyers	Hopgood	Rocca	Zorn
Gregory	Johnson		

Nays—24

Booher	Hansen	MacGregor	Proos
Brandenburg	Hildenbrand	Marleau	Robertson
Casperson	Horn	Meekhof	Schmidt
Colbeck	Hune	Nofs	Schuitmaker
Emmons	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas

Excused—0

Not Voting—0

In The Chair: O'Brien

Senator Young offered the following amendment:

1. Amend page 23, following line 15, by inserting:

"(KK) FOR 2017-2018 ONLY, IF A PUPIL WHO WAS PREVIOUSLY ENROLLED IN A COMMUNITY DISTRICT BECOMES ENROLLED IN ANOTHER DISTRICT DUE TO THE CLOSING OF A SCHOOL BUILDING BY THE COMMUNITY DISTRICT, THE PUPIL SHALL BE COUNTED IN MEMBERSHIP IN BOTH THE COMMUNITY DISTRICT AND THE EDUCATING DISTRICT."

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 140**Yeas—11**Ananich
Bieda
ConyersGregory
Hertel
HoodHopgood
Johnson
KnezekWarren
Young**Nays—27**Booher
Brandenburg
Casperson
Colbeck
Emmons
Green
HansenHildenbrand
Horn
Hune
Jones
Knollenberg
Kowall
MacGregorMarleau
Meekhof
Nofs
O'Brien
Pavlov
Proos
RobertsonRocca
Schmidt
Schuitmaker
Shirkey
Stamas
Zorn**Excused—0****Not Voting—0**

In The Chair: O'Brien

Senator Hopgood offered the following amendment:

1. Amend page 273, line 4, by striking out all of section 152b and adjusting the totals in section 11 and enacting section 1 accordingly.

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 141**Yeas—13**Ananich
Bieda
Conyers
GregoryHertel
Hood
HopgoodJohnson
Knezek
RoccaWarren
Young
Zorn**Nays—25**Booher
Brandenburg
Casperson
Colbeck
Emmons
Green
HansenHildenbrand
Horn
Hune
Jones
Knollenberg
KowallMacGregor
Marleau
Meekhof
Nofs
O'Brien
PavlovProos
Robertson
Schmidt
Schuitmaker
Shirkey
Stamas**Excused—0**

Not Voting—0

In The Chair: O'Brien

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

Roll Call No. 142**Yeas—23**

Booher	Hansen	MacGregor	Robertson
Brandenburg	Hildenbrand	Marleau	Schmidt
Casperson	Horn	Meekhof	Schuitmaker
Colbeck	Hune	Nofs	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	

Nays—15

Ananich	Hertel	Jones	Warren
Bieda	Hood	Knezek	Young
Conyers	Hopgood	O'Brien	Zorn
Gregory	Johnson	Rocca	

Excused—0**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

Protest

Senator Hopgood, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 149 and moved that the statement he made during the discussion of the bill be printed as his reasons for voting "no."

The motion prevailed.

Senator Hopgood's statement is as follows:

I rise in opposition to this bill. I appreciate the time and attention and the work that the chair of the subcommittee puts into what is a pretty big and pretty complicated budget. I believe that he truly does care about trying to find some solutions to some of these challenging problems. I also appreciate what appears to be an increase in our foundation allowance, but which really doesn't turn out to be very much for too many of our school districts. There's a known shortage of educators across the state and, quite frankly, by removing money from the K-12 budget and spending it on other areas further burdening our local school districts with retirement costs through removing the MPSERS line, we're not doing anything to attract the best and the brightest into education. Starting pay is way too low, there's talks of further diminishing retirement for our teachers, for our educators, and the end result is that we're balancing the budget on the backs of our students. \$631 million is being diverted from the School Aid Fund to pay for things other than K-12 education. As I mentioned earlier today, that amounts to \$425 per kid in the state of Michigan, which is less than half of what our own adequacy study

is suggesting and telling us that we should invest in education—our schools, our teachers, and our students—to have a better future. Before we vote on this legislation, I'd ask each of us to look at our educators and our students in our communities in the eye and honestly tell them that we think that this legislation is in their best interest. I cannot support a bill that siphons off so much money from our educators and our students. I ask my colleagues to vote against this bill.

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

The motion prevailed.

Senator Hopgood's first statement is as follows:

This amendment would bring the cyber school funding back to what the Governor had recommended—bring it to 80 percent after the first year. Cyber schools, obviously, don't have the brick-and-mortar buildings that our schools have. They don't have the same utility bills, maintenance, and some of the staffing costs certainly that are built into overhead like traditional schools do. It should be less expensive on a per-pupil basis for cyber schools to operate and we've seen this adopted in places all across the country. It's recognized in other places besides just right here, right now, that they're less costly. There are students across the state that need this funding and far too much of the money that goes to cyber schools ends up with management companies who run the schools themselves and end up as profits. This is really something that we need to look at and realign the funding with what the actual needs are. Thank you. I ask my colleagues to support the amendment.

Senator Hopgood's second statement is as follows:

This amendment would restore the \$100 million for MPSERS costs, and while the amendment under General Orders helped out, let's be honest: that only meant that school districts would not receive less in the coming budget than they received in the current-year's budget. There's a major fairness issue with having the MPSERS money taken out. Some school districts would have received less in the fall than they currently received, and so that just shows you how this item impacts, unfairly and unevenly, our school districts. It's a cost-based allocation so, quite frankly, it's based on the costs that our local school districts have. I'd ask my members to support this amendment. There are a number of school districts that this hits very significantly, and, again, I appreciate what was done under General Orders, but that's only the beginning of restoring some fairness to this budget.

Senator Hopgood's third statement is as follows:

This is the amendment that I've been offering every year for the last several years that would bring the money that's spent on other budget items from the School Aid Fund back into the K-12 budget. The reason that this is important is that, over the years, the number in this amendment has increased. What we have here is a \$631 million allocation—over half a billion dollars—that is leaving the K-12 budget and going to things other than K-12. School Aid Fund money was not intended by voters to be spent on anything besides K-12 education. I fear we've not been adequately funding K-12 for a very long time, and a big part of the problem are these types of School Aid Fund expenditures on historically General Fund items. Putting these funds back into K-12 would increase foundation allowances statewide by \$425 per student—I want to repeat that, \$425 per student. Now, the state's own adequacy study that said how much we spend on our students to educate them properly for this new economy suggests that we should, as a state, spend about \$1,000 or more per kid than we currently do. We're not meeting the needs of our kids, our children, our schools, and our educators, and, quite frankly, as big as this amendment is, it's not getting us all the way there as well. This is a step in that direction. It's a good first step. I urge my colleagues to support the amendment.

Senator Young's first statement is as follows:

Basically what my amendment does is pay the Detroit Public Schools Community District an amount equal to the lost foundation allowance of pupils who leave the district because their school was closed. When we passed the Detroit Public Schools reform last term, we avoided a major tragedy for the entire state. If the state forces the Detroit Public Schools to close buildings and lose students, we might as well have done nothing last term. What was the point? This amendment would ensure that even if the Detroit Public Schools closes a building and the students who attend that building enroll outside the district, that the district would receive the state aid we promised. Madam President, in the city of Detroit, we are living in a time where they are closing so many schools at such a rapid rate that the survival of the school district itself is in jeopardy. We have not provided the Detroit Public Schools with the reforms it needs or with the financial assistance it needs to properly educate students and become a citadel of educational excellence and until we do this, we will continue to have these problems. We will continue to have closed schools. In Detroit, we are living in a time when they are closing schools, they're shutting off people's water, they're foreclosing on people's houses, they're closing recreational centers, and they're building jails. There is something fundamentally wrong with what is going on in this city. The only way we can fix this—the only corrective rod that we have—is the power of educating our children. I ask my colleagues, I implore my colleagues, to vote for this amendment so Detroit can be a shining city on the strait.

Senator Young's second statement is as follows:

To my colleague, my response would be that every other Senator in this room voted for the EAA. Every other Senator in this room voted for the school system to be taken over with the emergency manager. If every other Senator in this room voted for DPS to continue to pass policies that continue to put us in this situation that we're in, I don't understand why we are now hesitant to pass a policy that would actually help DPS become better. The government's role is supposed to make people's lives easier. We are supposed to do things for the people, not do things to the people. We cannot send a message that it is OK for the state to come in and take over when it is time—in their view—for the city of Detroit to take their medicine or take their lumps, but not want to come in and provide assistance. We cannot be all stick and no carrot when it comes to this reform. That's why we are where we are.

This is why we have to pass this amendment. It is because this will correct what is going on. This will correct what is happening in the schools. Every other day you go outside in this city, you see one school after another school either being targeted for foreclosure or closing. It is destroying the fabric of the community. It is destroying the city as we know it. We will not be able to operate as a city. We will not be able to function if we do not have good schools. This is what is going on the city right now. This is the disconnect. Right here. This moment that we're having.

This is something that we have to have in order to make sure that our school district is thriving. We have to be able to have the finances in order to be able to operate. I understand what my colleague across the aisle is trying to say, but what I am saying is that if we do not have a school district, if we don't have finances to fund the school district, and if we don't have reforms necessary in order for a school district to survive, the city itself will implode. I am asking my colleagues again, on my side of the aisle and the other side of the aisle, to please support his amendment, because the very life and future of Detroit is at stake.

Senator Hopgood's fourth statement is as follows:

This amendment would remove the funding for nonpublic schools: a \$2.5 million item. This funding may very well be unconstitutional and is being challenged in the courts. The state Constitution prohibits appropriating public funds for the operation of nonpublic schools. The state's defense appears to be, "don't take the state Constitution literally." It's like they're not even trying. Why not remove the funding now and save us the embarrassment of having it ruled unconstitutional and having it removed later. Thank you, and I ask for members' support.

By unanimous consent the Senate returned to the order of
Motions and Communications

Senator Kowall moved that rule 2.106 be suspended to allow committees to meet during Senate session.
The motion prevailed, a majority of the members serving voting therefor.

Recess

Senator Kowall moved that the Senate recess until 1:30 p.m.
The motion prevailed, the time being 12:03 p.m.

The Senate reconvened at the expiration of the recess and was called to order by the Assistant President pro tempore, Senator O'Brien.

Senator Kowall moved that the Committee on Appropriations be discharged from further consideration of the following bill:

Senate Bill No. 350, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1896) by adding sections 210f, 210g, and 275c.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator Kowall moved that the bill be referred to the Committee on Judiciary.
The motion prevailed.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 1:31 p.m.

1:37 p.m.

The Senate was called to order by the Assistant President pro tempore, Senator O'Brien.

By unanimous consent the Senate returned to the order of

General Orders

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

The motion prevailed, and the Assistant President pro tempore, Senator O'Brien, designated Senator Proos as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Schuitmaker, having assumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 135, entitled

A bill to make appropriations for the department of health and human services for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-3).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 4, line 7, by striking out "74.6" and inserting "61.6".
2. Amend page 4, line 21, by striking out lines 21 through 24.
3. Amend page 4, line 27, by striking out "187,746,900" and inserting "109,420,500".
4. Amend page 5, line 6, by striking out "76,705,600" and inserting "13,716,200".
5. Amend page 5, line 9, by striking out "20,877,500" and inserting "5,540,500" and adjusting the subtotals, totals, and section 201 accordingly.
6. Amend page 41, line 12, after "model." by inserting "Upon completion of any pilots or demonstration models advanced under this section the results of the pilot or demonstration model must be evaluated by a neutral, independent, third party."
7. Amend page 50, line 8, after "services." by inserting "Upon completion of any pilots advanced under this section the results of the pilot must be evaluated by a neutral, independent, third party."
8. Amend page 156, line 17, after "to" by striking out "contract directly with" and inserting "bill CMS for".
9. Amend page 156, line 17, after "care" by striking out "service providers" and inserting "services".
10. Amend page 156, line 18, after "Medicaid" by striking out "services" and inserting "enrollees".
11. Amend page 156, line 25, after "project" by striking out "to fund the program for a 3-year period".
12. Amend page 157, line 1, after "expend" by striking out "\$2,016,000.00" and inserting "\$864,000.00".
13. Amend page 157, line 3, by striking out "for a 1-year period" and inserting "as part of a work project".
14. Amend page 157, line 4, by striking out "The" and inserting "If the waiver in subsection (1) is approved, the".
15. Amend page 157, following line 14, by inserting:

"(3) If the waiver in subsection (1) is not approved, the department shall implement a direct primary care pilot program for Medicaid enrollees in Wayne, Oakland, Kent, Genesee, and Livingston Counties that shall run from October 1, 2017 to September 30, 2018. The pilot shall include 400 enrollees from each of the following Medicaid eligibility categories:

 - (a) Childless adults.
 - (b) Children ages 0 to 18 years.
 - (c) Parents."

and renumbering the remaining subsections.

16. Amend page 157, line 24, by striking out "The" and inserting "If the waiver in subsection (1) is approved, the".

17. Amend page 157, line 27, after "program." by inserting "If the waiver in subsection (1) is not approved, the monthly direct primary care enrollment fee shall not exceed a weighted average of \$60.00 per month across all eligibility categories. The average shall be weighted by the population makeup of the pilot."

18. Amend page 158, line 1, after "provider" by inserting "will be contracted with the department and".

19. Amend page 158, line 2, after "any" by inserting "other".

20. Amend page 158, line 2, after "for" by inserting "providing".

21. Amend page 158, line 2, after "services," by striking out the balance of the sentence and inserting "to enrollees under this pilot program".

22. Amend page 161, line 6, by striking out the balance of the sentence and inserting "\$6,048,000.00".

23. Amend page 173, line 7, after "(MAHP)" by inserting "and Medicaid health plans".

24. Amend page 173, line 11, after "(MAHP)" by inserting "and Medicaid health plans".

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

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

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage:

Senate Bill No. 135

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

The following bill was read a third time:

Senate Bill No. 135, entitled

A bill to make appropriations for the department of health and human services for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

Senator O'Brien offered the following amendments:

1. Amend page 11, line 3, by striking out "36,183,400" and inserting "36,583,400".
2. Amend page 11, line 8, by striking out "44,641,800" and inserting "45,041,800".
3. Amend page 11, line 15, by striking out "20,539,600" and inserting "20,939,600".
4. Amend page 23, line 12, by striking out "\$6,792,735,400.00" and inserting "\$6,793,135,400.00" and adjusting the subtotals, totals, and section 201 accordingly.
5. Amend page 104, line 10, by striking out "\$100,000.00" and inserting "\$500,000.00".

The question being on the adoption of the amendments,

Senator O'Brien withdrew the amendments.

Senator O'Brien offered the following amendments:

1. Amend page 11, line 3, by striking out "36,183,400" and inserting "36,683,400".
2. Amend page 11, line 8, by striking out "44,641,800" and inserting "45,141,800".
3. Amend page 11, line 15, by striking out "20,539,600" and inserting "21,039,600".
4. Amend page 23, line 12, by striking out "\$6,792,735,400.00" and inserting "\$6,793,235,400.00" and adjusting the subtotals, totals, and section 201 accordingly.
5. Amend page 104, line 10, by striking out "\$100,000.00" and inserting "\$600,000.00".

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

Senator Hopgood offered the following amendments:

1. Amend page 22, line 18, by striking out "100" and inserting "2,000,000".
2. Amend page 22, line 25, by striking out "16,091,900" and inserting "18,091,800".
3. Amend page 23, line 5, by striking out "3,730,200" and inserting "5,730,100" and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 143

Yeas—14

Ananich	Hertel	Jones	Warren
Bieda	Hood	Knezek	Young
Conyers	Hopgood	Rocca	Zorn
Gregory	Johnson		

Nays—24

Booher	Hansen	MacGregor	Proos
Brandenburg	Hildenbrand	Marleau	Robertson
Casperson	Horn	Meekhof	Schmidt

Colbeck
Emmons
Green

Hune
Knollenberg
Kowall

Nofs
O'Brien
Pavlov

Schuitmaker
Shirkey
Stamas

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Gregory offered the following amendments:

1. Amend page 11, line 18, by striking out “2,264,603,500” and inserting “2,284,240,000”.
2. Amend page 12, line 4, by striking out “275,897,700” and inserting “278,761,200”.
3. Amend page 12, line 6, by striking out “2,956,853,100” and inserting “2,979,353,100”.
4. Amend page 12, line 9, by striking out “1,945,813,400” and inserting “1,961,232,700”.
5. Amend page 12, line 13, by striking out “961,682,500” and inserting “968,763,200” and adjusting the subtotals, totals, and section 201 accordingly.

6. Amend page 116, line 2, after “effective” by striking out “April 1, 2018” and inserting “October 1, 2017”.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 144

Yeas—15

Ananich
Bieda
Conyers
Gregory

Hertel
Hood
Hopgood
Johnson

Jones
Knezek
O'Brien
Rocca

Stamas
Warren
Young

Nays—23

Booher
Brandenburg
Casperson
Colbeck
Emmons
Green

Hansen
Hildenbrand
Horn
Hune
Knollenberg
Kowall

MacGregor
Marleau
Meekhof
Nofs
Pavlov
Proos

Robertson
Schmidt
Schuitmaker
Shirkey
Zorn

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Hertel offered the following amendments:

1. Amend page 12, line 17, by striking out “2,220.9” and inserting “2,292.9”.
2. Amend page 12, line 19, by striking out “461.3” and inserting “474.3”.

3. Amend page 12, line 19, by striking out “57,919,600” and inserting “59,211,600”.
4. Amend page 12, line 21, by striking out “466.1” and inserting “482.1”.
5. Amend page 12, line 22, by striking out “66,489,200” and inserting “68,057,700”.
6. Amend page 12, line 25, by striking out “420.8” and inserting “439.8”.
7. Amend page 12, line 25, by striking out “57,599,600” and inserting “59,603,400”.
8. Amend page 13, line 1, by striking out “265.4” and inserting “289.4”.
9. Amend page 13, line 1, by striking out “29,484,300” and inserting “31,793,100”.
10. Amend page 13, line 12, by striking out “297,556,300” and inserting “304,729,400”.
11. Amend page 13, line 15, by striking out “35,629,600” and inserting “37,938,500”.
12. Amend page 13, line 20, by striking out “221,549,600” and inserting “226,413,800” and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 145

Yeas—15

Ananich	Gregory	Johnson	Rocca
Bieda	Hertel	Jones	Warren
Brandenburg	Hood	Knezek	Young
Conyers	Hopgood	O'Brien	

Nays—23

Booher	Hildenbrand	Marleau	Schmidt
Casperson	Horn	Meekhof	Schuitmaker
Colbeck	Hune	Nofs	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor	Robertson	

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Young offered the following amendments:

1. Amend page 15, line 11, by striking out “81.4” and inserting “96.4”.
2. Amend page 15, line 13, by striking out “43.6” and inserting “58.6”.
3. Amend page 15, line 13, by striking out “16,085,100” and inserting “18,268,800”.
4. Amend page 15, line 18, by striking out “69,711,900” and inserting “71,895,600”.
5. Amend page 15, line 26, by striking out “6,009,100” and inserting “8,192,800” and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 146

Yeas—13

Ananich	Hertel	Johnson	Schmidt
Bieda	Hood	Knezek	Warren
Conyers	Hopgood	Rocca	Young
Gregory			

Nays—25

Booher	Hildenbrand	MacGregor	Proos
Brandenburg	Horn	Marleau	Robertson
Casperson	Hune	Meekhof	Schuitmaker
Colbeck	Jones	Nofs	Shirkey
Emmons	Knollenberg	O'Brien	Stamas
Green	Kowall	Pavlov	Zorn
Hansen			

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Ananich offered the following amendments:

1. Amend page 15, line 11, by striking out “81.4” and inserting “99.9”.
2. Amend page 15, line 12, by striking out “2.5” and inserting “4.5”.
3. Amend page 15, line 12, by striking out “1,572,300” and inserting “2,048,300”.
4. Amend page 15, line 13, by striking out “43.6” and inserting “60.1”.
5. Amend page 15, line 13, by striking out “16,085,100” and inserting “18,825,700”.
6. Amend page 15, line 18, by striking out “69,711,900” and inserting “72,928,500”.
7. Amend page 15, line 25, by striking out “9,679,800” and inserting “12,896,400”.
8. Amend page 16, line 1, by striking out “226.2” and inserting “228.2”.
9. Amend page 16, line 16, by striking out “7.0” and inserting “9.0”.
10. Amend page 16, line 16, by striking out “1,579,500” and inserting “1,945,400”.
11. Amend page 16, line 23, by striking out “188,720,700” and inserting “189,086,600”.
12. Amend page 17, line 4, by striking out “18,306,800” and inserting “18,672,700”.
13. Amend page 17, line 7, by striking out “108.3” and inserting “112.3”.
14. Amend page 17, line 9, by striking out “49.3” and inserting “53.3”.
15. Amend page 17, line 9, by striking out “8,507,700” and inserting “9,103,600”.
16. Amend page 17, line 22, by striking out “324,707,900” and inserting “325,303,800”.
17. Amend page 18, following line 1, by inserting:
 “Total other state restricted revenues 595,900”.
18. Amend page 21, line 24, by striking out “2,188,704,300” and inserting “2,184,525,900”.
19. Amend page 21, line 25, by striking out “1,861,120,000” and inserting “1,865,298,400” and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.
 The motion prevailed, the time being 2:06 p.m.

The Senate was called to order by the President pro tempore, Senator Schuitmaker.

Senator Young offered the following amendments:

1. Amend page 20, line 18, by striking out “706,932,600” and inserting “708,334,100”.
2. Amend page 21, line 16, by striking out “15,140,008,600” and inserting “15,141,410,100”.
3. Amend page 21, line 25, by striking out “1,861,120,000” and inserting “1,862,521,500” and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 147

Yeas—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Johnson	Warren
Conyers	Hood	Knezek	Young

Nays—26

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Jones	O’Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor		

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Conyers offered the following amendments:

1. Amend page 21, following line 13, by inserting:
“Dental clinic program 2,000,000”.
2. Amend page 21, line 16, by striking out “15,140,008,600” and inserting “15,142,008,600”.
3. Amend page 21, line 25, by striking out “1,861,120,000” and inserting “1,863,120,000” and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 148

Yeas—13

Ananich	Hertel	Horn	Rocca
Bieda	Hood	Johnson	Warren

Conyers
Gregory

Hopgood

Knezek

Young

Nays—25

Booher
Brandenburg
Casperson
Colbeck
Emmons
Green
Hansen

Hildenbrand
Hune
Jones
Knollenberg
Kowall
MacGregor

Marleau
Meekhof
Nofs
O'Brien
Pavlov
Pros

Robertson
Schmidt
Schuitmaker
Shirkey
Stamas
Zorn

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Knezek offered the following amendments:

1. Amend page 17, line 14, by striking out "19,328,800" and inserting "18,978,800".
2. Amend page 17, line 22, by striking out "324,707,900" and inserting "324,357,900".
3. Amend page 18, line 2, by striking out "10,004,500" and inserting "9,654,500" and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were not ordered, 1/5 of the members present not voting therefor.

Senator Warren offered the following amendments:

1. Amend page 11, line 3, by striking out "36,183,400" and inserting "58,233,300".
2. Amend page 11, line 8, by striking out "44,641,800" and inserting "66,691,700".
3. Amend page 11, line 11, by striking out "20,091,000" and inserting "34,685,000".
4. Amend page 11, line 15, by striking out "20,539,600" and inserting "27,995,500" and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 149

Yeas—15

Ananich
Bieda
Conyers
Gregory

Hertel
Hood
Hopgood
Johnson

Jones
Knezek
O'Brien
Rocca

Schuitmaker
Warren
Young

Nays—23

Booher
Brandenburg
Casperson

Hansen
Hildenbrand
Horn

MacGregor
Marleau
Meekhof

Robertson
Schmidt
Shirkey

Colbeck
Emmons
Green

Hune
Knollenberg
Kowall

Nofs
Pavlov
Proos

Stamas
Zorn

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Johnson offered the following amendments:

1. Amend page 4, line 13, by striking out “15,722,000” and inserting “19,466,700”.
2. Amend page 4, line 27, by striking out “187,746,900” and inserting “191,491,600”.
3. Amend page 5, line 10, by striking out “12,629,100” and inserting “16,373,800” and adjusting the subtotals, totals, and section 201 accordingly.

4. Amend page 56, line 2, by striking out “\$100.00” and inserting “\$3,744,800.00”.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 150

Yeas—14

Ananich
Bieda
Conyers
Gregory

Hertel
Hood
Hopgood
Johnson

Knezek
Nofs
O'Brien

Rocca
Warren
Young

Nays—24

Booher
Brandenburg
Casperson
Colbeck
Emmons
Green

Hansen
Hildenbrand
Horn
Hune
Jones
Knollenberg

Kowall
MacGregor
Marleau
Meekhof
Pavlov
Proos

Robertson
Schmidt
Schuitmaker
Shirkey
Stamas
Zorn

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Young offered the following amendments:

1. Amend page 9, line 10, by striking out “16,313,500” and inserting “16,472,100”.
2. Amend page 9, line 16, by striking out “496.2” and inserting “520.0”.
3. Amend page 9, line 16, by striking out “47,148,600” and inserting “56,171,200”.
4. Amend page 9, line 25, by striking out “798,435,300” and inserting “807,616,500”.
5. Amend page 10, line 8, by striking out “256,192,900” and inserting “258,787,400”.

- 6. Amend page 10, line 13, by striking out “278,629,400” and inserting “285,216,100”.
- 7. Amend page 22, line 1, by striking out “158,725,900” and inserting “158,963,700”.
- 8. Amend page 22, line 3, by striking out “256,237,900” and inserting “256,475,700”.
- 9. Amend page 22, line 11, by striking out “119,278,400” and inserting “119,345,600”.
- 10. Amend page 22, line 15, by striking out “72,743,500” and inserting “72,914,100” and adjusting the subtotals, totals, and section 201 accordingly.
- 11. Amend page 103, line 15, by striking out “\$4,054,400.00” and inserting “11,286,700”.
- 12. Amend page 103, by striking out the balance of the section.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 151

Yeas—14

Ananich	Hertel	Knezek	Rocca
Bieda	Hood	Nofs	Warren
Conyers	Hopgood	O’Brien	Young
Gregory	Johnson		

Nays—24

Booher	Hansen	Kowall	Robertson
Brandenburg	Hildenbrand	MacGregor	Schmidt
Casperson	Horn	Marleau	Schuitmaker
Colbeck	Hune	Meekhof	Shirkey
Emmons	Jones	Pavlov	Stamas
Green	Knollenberg	Proos	Zorn

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Knezek offered the following amendments:

- 1. Amend page 22, following line 24, by inserting:
“Refugee assistance program..... 1,000,000”.
- 2. Amend page 22, line 25, by striking out “16,091,900” and inserting “17,091,900”.
- 3. Amend page 23, line 5, by striking out “3,730,200” and inserting “4,730,200” and adjusting the subtotals, totals, and section 201 accordingly.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 152

Yeas—12

Ananich	Conyers	Hood	Knezek
Bieda	Gregory	Hopgood	Warren
Brandenburg	Hertel	Johnson	Young

Nays—26

Booher	Horn	Meekhof	Rocca
Casperson	Hune	Nofs	Schmidt
Colbeck	Jones	O'Brien	Schuitmaker
Emmons	Knollenberg	Pavlov	Shirkey
Green	Kowall	Proos	Stamas
Hansen	MacGregor	Robertson	Zorn
Hildenbrand	Marleau		

Excused—0**Not Voting—0**

In The Chair: Schuitmaker

Senator Young offered the following amendments:

1. Amend page 2, line 22, by striking out “548.1” and inserting “551.1”.
2. Amend page 2, line 23, by striking out “86,434,400” and inserting “86,844,300”.
3. Amend page 3, line 6, by striking out “205,604,000” and inserting “206,013,900”.
4. Amend page 3, line 14, by striking out “63,828,100” and inserting “63,996,800”.
5. Amend page 3, line 19, by striking out “91,839,600” and inserting “92,080,800”.
6. Amend page 9, line 9, by striking out “4,704.5” and inserting “4,725.5”.
7. Amend page 9, line 9, by striking out “478,474,300” and inserting “483,553,400”.
8. Amend page 9, line 10, by striking out “1,420,100” and inserting “1,472,300”.
9. Amend page 9, line 25, by striking out “798,435,300” and inserting “803,566,600”.
10. Amend page 10, line 8, by striking out “256,192,900” and inserting “258,313,300”.
11. Amend page 10, line 13, by striking out “278,629,400” and inserting “281,640,300” and adjusting the subtotals, totals, and section 201 accordingly.
12. Amend page 101, line 4, after “department” by striking out “may expend its” and inserting “shall appropriate \$5,640,000.00 to expand the”.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 153**Yeas—13**

Ananich	Hertel	Johnson	Rocca
Bieda	Hood	Jones	Warren
Conyers	Hopgood	Knezek	Young
Gregory			

Nays—25

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Knollenberg	O'Brien	Shirkey
Emmons	Kowall	Pavlov	Stamas
Green	MacGregor	Proos	Zorn
Hansen			

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Gregory offered the following amendment:

1. Amend page 41, line 2, by striking out all of section 234.

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 154

Yeas—16

Ananich	Gregory	Horn	Rocca
Bieda	Hertel	Johnson	Schuitmaker
Conyers	Hood	Jones	Warren
Emmons	Hopgood	O'Brien	Young

Nays—22

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt
Casperson	Knezek	Nofs	Shirkey
Colbeck	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor		

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Ananich offered the following amendment:

1. Amend page 120, following line 15, by inserting:

“Sec. 1013. A CMHSP located in a county with a population in the 2010 decennial census between 400,000 and 500,000 shall not be required to join with other CMHSPs in a multi-county PIHP and shall be permitted to be designated as a single county PIHP pursuant to state law.”

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Bieda offered the following amendments:

1. Amend page 11, line 18, by striking out “2,264,603,500” and inserting “2,276,603,500”.

2. Amend page 12, line 6, by striking out “2,956,853,100” and inserting “2,968,853,100”.

3. Amend page 12, line 9, by striking out “1,945,813,400” and inserting “1,953,587,000”.

4. Amend page 12, line 13, by striking out “961,682,500” and inserting “965,908,900” and adjusting the subtotals, totals, and section 201 accordingly.

5. Amend page 120, following line 15, by inserting:

“Sec. 1014. From funds appropriated in part 1 for Medicaid mental health services, the department shall allocate \$12,000,000.00 to a PIHP located in a county that has a population in the most recent decennial census between 800,000 and 900,000 residents”.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 155

Yeas—12

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Johnson	Warren
Conyers	Hood	Knezek	Young

Nays—26

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Casperson	Hune	Nofs	Schuitmaker
Colbeck	Jones	O'Brien	Shirkey
Emmons	Knollenberg	Pavlov	Stamas
Green	Kowall	Proos	Zorn
Hansen	MacGregor		

Excused—0

Not Voting—0

In The Chair: Schuitmaker

Senator Ananich offered the following amendments:

1. Amend page 2, line 1, by striking out “7,355,100” and inserting “7,505,100”.
2. Amend page 3, line 6, by striking out “205,604,000” and inserting “205,754,000”.
3. Amend page 3, line 19, by striking out “91,839,600” and inserting “91,989,600” and adjusting the subtotals, totals, and section 201 accordingly
4. Amend page 51, line 20, by striking out “\$950,000.00” and inserting “\$1,100,000.00”.
5. Amend page 52, line 8, following line 8 by inserting:
“From funds appropriated in part 2 for demonstration projects, \$75,000.00 shall be expended to assist 2-1-1 with the response to a drinking water declaration of emergency.”.

The question being on the adoption of the amendments,

Senator Ananich withdrew the amendments.

The question being on the passage of the bill,

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

Roll Call No. 156

Yeas—25

Booher	Horn	Marleau	Robertson
Brandenburg	Hune	Meekhof	Schmidt

Casperson	Jones	Nofs	Schuitmaker
Colbeck	Knollenberg	O'Brien	Shirkey
Green	Kowall	Pavlov	Stamas
Hansen	MacGregor	Proos	Zorn
Hildenbrand			

Nays—13

Ananich	Gregory	Hopgood	Rocca
Bieda	Hertel	Johnson	Warren
Conyers	Hood	Knezek	Young
Emmons			

Excused—0**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

Protest

Senator Gregory, under his constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 135 and moved that the statement he made during the discussion of the bill be printed as his reasons for voting “no.”

The motion prevailed.

Senator Gregory’s statement is as follows:

I rise to offer my “no” vote explanation on Senate Bill No. 135. Today my colleagues offered 16 amendments that would have improved our state’s ability to provide basic health and human services. Instead, this chamber voted down all of those amendments and, ultimately, decided to kick the can down the road. These amendments would have helped support the mental health community by addressing many of the shortfalls they have experienced. They would have helped make careers and direct care more competitive, and they would have helped clean up toxic lands that still endanger the health of our communities and make those lands more desirable to real estate developers. Colleagues, I cannot support legislation that ignores the pleas of our health and human services community and denies needed services to the most vulnerable people in all of our districts. I’d ask my colleagues to vote against this bill.

Senators Hopgood, Gregory, Young, Conyers, Knezek, Warren and Ananich asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Hopgood’s statement is as follows:

My amendment restores the funding to implement the recommendations of the Childhood Lead Poisoning Elimination Board. Frankly, I find it a bit surprising that this is being removed, considering everything that has happened in Flint. The impetus for establishing this board came from a recommendation of the Governor’s Flint Water Advisory Task Force.

The Flint water crisis has triggered a national dialogue about the problem of child lead exposure. While it has been acknowledged for decades that lead exposure can cause adverse health effects, much of society has remained quiet about it since the federal government banned the use of lead-based paint and gasoline in the 1970s. The crisis in Flint reignited the issue of lead poisoning, and now states all around the country are taking a closer look at how to handle toxic lead exposure in children. It’s quite frankly a little embarrassing that the state the water crisis occurred in isn’t taking this issue as seriously as the rest of the country. Removing funding to make Michigan a lead-free state is ill-advised.

I ask for your support.

Senator Gregory's first statement is as follows:

My amendment restores the start date of the 50 cents per hour wage increase for approximately 4400 direct-care behavioral-health workers. While I appreciate the chairman of the DHHS subcommittee including this in the budget and the Senate providing half-year funding, these workers cannot afford to wait that long. They are paid very modestly to care for some of the most vulnerable people in our state. They are the lifeblood of our mental health system, yet are paid an average of \$8.90 per hour. The sad reality is many individuals working in the fast food industry make more than they do, and thus many direct-care workers are choosing fast-food jobs over their careers in their field. Moving the date back to the beginning of the year would mean a lot to these workers. Fifty cents isn't nearly enough, but it's a start.

Direct-care workers help ensure the individuals with disabilities are given the opportunity to lead independent lives. We need to do our part to show them how much their work means to us. As to where the money is going to come from, there is \$611 million in the rainy day fund. Even if we take \$22 million, the amount that would come from these workers—if we take the \$22 million, that would still leave the rainy day fund \$588 million.

Colleagues, taking money from the rainy day fund would put a little sunshine in the lives of these workers. Therefore, I ask for your support on this amendment.

Senator Young's first statement is as follows:

My amendment restores funding for the Vapor Intrusion Response Unit to address the horrible public risks of chemical vapors. It is ludicrous to be limiting funding for public health initiatives right now, considering everything that has happened in Flint, and the fact that people are literally dying in my district from air pollution. Vapor intrusion is a public health hazard caused when poisonous gases from soil and groundwater pollutants permeate from the ground, often leaking into residential areas. According to the DEQ, there are potentially 4,000 sites in Michigan—many in Metro Detroit—where the potentially dangerous vapors could threaten human health. Funding is critically needed for additional staff and resources to evaluate the sites and start mitigation projects. Long-term exposure to these kinds of chemicals can cause liver, kidney, and central nervous system damage. Am I the only one that finds this terrifying? It is absolutely critical that we restore this funding.

I ask for my colleagues' support.

Senator Young's second statement is as follows:

My amendment restores the \$1.4 million cut to the Wayne State Psychiatric Residency Program grant. This a program that provides services to the patients with such complex needs that they are often turned away by other clinics. Patients suffering from substance abuse disorder, chronic mental illness, and other debilitating diseases.

Furthermore, it is home to Michigan's only methadone clinic for pregnant mothers. The people who will feel this cut the hardest are ultimately the patients who won't have anywhere else to go. This is one of the largest psychiatric training programs in the Midwest, having over 40 residents. We are facing a shortage of psychiatrists in this state at a time where mental health and substance abuse disorders are at an all-time high. In reality, we should be giving the university an increase for this program. Our priorities are really out of whack this year. So let's come together, let's bridge this divide, and let's get back to a government of the people, by the people, and for the people.

Please vote for my amendment.

Senator Conyers' statement is as follows:

My amendment restores the \$2 million grant for the University of Detroit Mercy dentistry program—a program that cultivates a positive attitude in caring for underserved communities. This is one of only two dental schools in our state, and provides critical safety-net dental services for some of the most low-income residents in the state of Michigan. Over 100,000 patients are served by this clinic every year, many of whom have nowhere else to go and otherwise may not have access to oral care. UDM has played a huge role in increasing the number of diverse dentists in the state of Michigan through its Imprint Pipeline Program. Despite some of the progress we've made, particularly with expansion of Healthy Kids Dental to all counties, access to dental care remains a huge problem in the state of Michigan for the disadvantaged, urban, and rural residents across our state. I'm aware that this is due to a number of factors, one being that many dentists won't see Medicaid patients at all due to low reimbursement rates, but I don't see anyone taking action on that. In the meantime, we should be supporting programs like the UDM medical program and their dentistry program focused with such neat programs like Titans for Teeth and Shield to Smile as they are willing to see patients that other dentists will often turn away. I ask for your support.

Senator Knezek's first statement is as follows:

Once again, I rise to offer my amendment to eliminate the \$350,000 increase that the Senate has added to fund the Real Alternatives program in this year's budget. As you know, this program funnels money into crisis pregnancy centers which are notorious into bullying women into making decisions about their pregnancies. Often appearing as health clinics, these centers have been known to reference discredited studies that link abortions to allergies, cancer, mental health issues, and other serious conditions. These clinics are not even required to provide medically accurate information to their patients. They are prohibited from even broaching the topic of birth control.

It's tiring to hear our colleagues in this chamber say that we just don't have enough money for other issues that we are trying to fund. We can cut money in this budget for public health initiatives. We can cut money in this budget for critical mental health services. Yet somehow we can find money for organizations that mislead and potentially harm women. Let's not forget that Real Alternatives is not even good at spending the money that we wastefully allocate to them year after year, which is why I am going to guess that Governor Snyder himself did not ask for this program to be funded in this year's budget.

Again, I offer my amendment No. 10 to eliminate the \$350,000 in funding to the Real Alternatives program. I ask my colleagues for their support.

Senator Warren's statement is as follows:

In 2013 the Governor issued an executive order creating a mental health and wellness commission. This mental health commission was the third of its kind in 15 years, and so when I was asked to serve, the first question that I asked was, "Are there assumptions already made about what is going to come out of this commission in terms of a final report?" And, "If we create a report, is it just going to be something that gets bound in a pretty cover and goes on a shelf and is never seen again?" Because if either of those questions had answers that were yes, I was not going to serve. And we were guaranteed that we were going to do a real process, and were going to come out with recommendations that we were actually going to support. The way this commission was put together, it was bipartisan, bicameral, three Democrats, three Republicans, the Lieutenant Governor, folks from the department who served and knew the programs that were already happening in Department of Community Health, at the time, and we went on the road and actually had hearings in six different areas around the state as far away as Marquette, Detroit, Grand Rapids. We met with every single agency in state government, to find out what programs they were already working on that touched our families who have members that live with behavioral health, mental illnesses, or substance use disorders, and were having trouble accessing treatment. We created a report that had 71 recommendations, many of which came through this Legislature and many of you in this room voted for them because most of them passed our chamber unanimously.

But as you all know it's not enough to just have policies if we really want to change the culture of our state, if we really want provide services to people who need them, and these services are really important, it's everything from education, employment, veterans' services, housing, health care services, public safety, stigma reduction, we have to actually put dollars behind them. And we did that. In fiscal year 2013-14 we did that, in fiscal year 2014-15, 2015-16, and here we are today, the recommendation from the Governor was \$22 million just to keep working on these programs that we have implemented, that you have supported, that make a real difference in people's lives. It really means the difference between fostering independence, promoting self-determination and really increasing quality of life for some of our most vulnerable citizens.

So my amendment today asks that we restore that \$22 million for programs that help provide those opportunities for citizens that truly need them. In every part of our state, in every county, it's incredibly important that we continue this work, because if we don't, what we've found was we have folks that are absolutely able to work but couldn't connect with employment. We have veterans who are homeless and living on the street. We have folks with substance use disorders that could be in jobs and be in treatment, connecting those dots for people changes lives.

Just a reminder that the way that commission was set up was so bipartisan and every single one of those recommendations had to be unanimous. There was not one recommendation in that report that did not get the support of people far on the left like me, and people far on the right like our former colleague Senator Bruce Caswell. These are policies that we can all support, in fact we all have supported, but we have to put the dollars behind them.

So colleagues, I'm asking for your support for my amendment to restore the \$22 million that it would take to fully fund those programs, as the Governor recommended, and I'm asking for your support.

Senator Young's third statement is as follows:

My amendment provides full-year funding for additional adult services staff. While public assistance caseloads in general may be decreasing in this state due to making it easier to deny services, they are on the rise for older adults. Michigan's senior population is growing rapidly. To ensure that they are able to live independent lives, free from abuse and exploitation, we have to improve staffing ratios. When these workers are stretched too thin, it puts them and their clients at risk—clients who by the very nature of seeking services are experiencing challenges of their own. When the two departments merged, the spokesman for the department said that the point was to provide more coordinated services, not reduce positions. I agree with the Governor's decision here. We need to reduce caseload ratios for these workers. They help seniors out of costly nursing homes, allowing them to live comfortably in less restrictive settings. As vulnerable adults grow older in this state, they deserve better from us. Society is judged based on how we treat our children and our senior citizens, and as a State Senator, I represent the senior citizens who vote the most across the state. The least we can do is vote for this amendment and provide them with the lifestyle that they've worked for and deserve because we are living on the shoulders of the world that they created for us to have. Thank you, and God bless you.

Senator Knezek's second statement is as follows:

Earlier in session today, we passed a fantastic resolution that recognized the contributions that many different groups have made to this country. It was specifically recognized in passing that resolution, the contributions of the refugee community. Not just in the state of Michigan, but also to the country as a whole. I rise today to ask my colleagues to join me again in offering an opportunity to help refugees with resettlement support here in the state of Michigan.

This is a simple \$1 million appropriation. It was a part of Governor Snyder's initial budget recommendation to us here in the Senate. I'm asking my colleagues to not surrender to some of the fear-mongering tactics that we have seen at the national level. As was stated earlier today, refugees have helped build this great country of ours. When they are driven out of their countries by war and by violence, we here in the United States should be opening our arms, our hearts, and our doors to embrace them. If we really value human dignity, we will do more to support refugees in this state. I think that we can.

We should not forget that refugees come to Michigan to become business owners, doctors, entrepreneurs, they serve in our military, they attend our schools, and they help diversify our country. I think that is a really great thing. We are already falling short—drastically short—in meeting their basic needs here in Michigan. We are not doing enough to address language barriers or improve access to housing and transportation. Eliminating this funding sends the wrong message about the state of Michigan. We should be opening our doors, our hearts, and our arms to those who flee violence out of the desire of a better life for them and their families.

I ask for your support in restoring this critical funding.

Senator Young's fourth statement is as follows:

My amendment restores the \$5.6 million to expand the Pathways to Potential in Michigan. This program places social workers, school success coaches, and case workers right in schools to help reduce chronic absenteeism. We know that when children aren't having their basic needs met, they cannot succeed in school. It is hard to think about fractions when the heat is off and the 'fridge' is empty. This is why this program is so valuable. These workers not only help students, but they engage their families too, which is why it is always a critical component in sustained student success. They assist families with child care, transportation, health care, and many other social support services. Best of all, they literally meet families exactly where they are that. No traveling to their local office—these folks are right in the neighborhood.

I am, frankly, surprised to see this funding reduced to a placeholder as many of my colleagues on the other side of the aisle would stand to benefit from this expansion. Not only does my district benefit with this funding increase, but schools in Hillsdale, Grayling, Central Lake, Newberry, and many others. This program helps put children on the pathway to success in all parts of the state, which is exactly why all of you should support my amendment.

Senator Gregory's second statement is as follows:

I have an amendment that strikes out section 234 from the budget, as I believe it fundamentally minimizes the work that went into Behavioral Health Section 298 Workgroup. The very first recommendation of the Section 298 report was to maintain the current finance structure, which this boilerplate completely disregards. I do appreciate the work of my colleague across the aisle in assuring any savings from integration be reinvested back into mental health services. I just think we need to slow down a little. If we are going to completely revamp the way we deliver Medicaid behavioral health services, I believe we should proceed cautiously to avoid any unintended consequences. The individuals we are talking about suffer with severe developmental disabilities, mental illness, core-morbidities such as chronic disease and substance abuse. The mental health community has made their voices heard; they have spoken loud and clear and they are asking us to slow down, remove this language, and get it right. I look forward to continuing our work on this issue and I ask for your support.

Senator Ananich's statement is as follows:

I have a pretty simple amendment. My amendment proposes that the Genesee Health System be reinstated as a standalone PIHP. They're currently a member of the Region 10 PIHP which also includes three rural county community mental health systems. I have no doubt in my mind that the other three CMHSs do quality work, but having all four systems grouped together results in less money for the largest and most complex CMHS provider in the region, which is the Genesee Health System. For almost 12 years, the Genesee Health System was a high-performing, well-respected PIHP. They are already doing integration as they have a primary care clinic across the street from their main center. I personally toured it and it's a very impressive model and I believe they should stand alone as their own standalone PIHP.

The Assistant President pro tempore, Senator O'Brien, resumed the Chair.

By unanimous consent the Senate returned to the order of

General Orders

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

The motion prevailed, and the Assistant President pro tempore, Senator O'Brien, designated Senator Proos as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 142, entitled

A bill to make appropriations for the legislature, the executive, the department of attorney general, the department of state, the department of treasury, the department of technology, management, and budget, the department of civil rights, the department of talent and economic development, and certain state purposes related thereto for the fiscal year ending September 30, 2018; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by the state agencies; and to declare the effect of this act.

Substitute (S-2).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 3, line 15, by striking out "494.0" and inserting "507.0".

2. Amend page 3, following line 23, by inserting:

"Crime victim grants administration services—13.0 FTE positions	2,177,100
Crime victim justice assistance grants	59,279,300
Crime victim rights services grants.....	16,870,000".

3. Amend page 3, line 24, by striking out "98,158,100" and inserting "176,484,500".

4. Amend page 5, line 4, by striking out "3,163,600" and inserting "66,153,000".

5. Amend page 5, following line 11, by inserting:

"Crime victim's rights fund.....	15,337,000"
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and adjusting the subtotals, totals, and section 201 accordingly.

6. Amend page 56, following line 8, by inserting:

"(3) Any funds remaining after the department has met the obligations required under subsections (1) and (2) shall be used for the purpose of re-testing any previously tested sexual assault kits across the state using currently available DNA testing. Funds only may be used for DNA testing on previously tested kits that were not tested for DNA."

7. Amend page 75, following line 9, by inserting:

"Sec. 718. From the funds appropriated in part 1 to the department of state, branch operations, the department shall maintain a full service secretary of state branch office in Buena Vista Township."

8. Amend page 166, following line 10, by inserting:

"(19) From the funds appropriated in part 1 for Michigan enhancement grants, \$100.00 shall be awarded to an intermediate school district, career and technical education program that is located in a county with a population between 152,000 and 153,000 according to the most recent federal decennial census.

(20) From the funds appropriated in part 1 for Michigan enhancement grants, \$100.00 shall be awarded to a computer-aided design program located in a school district that is the primary server to a township with a population between 4,960 and 4,970."

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

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

Senate Bill No. 147, entitled

A bill to make appropriations for the department of education for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

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

Senate Bill No. 134, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201 and 201a (MCL 388.1801 and 388.1801a), as amended by 2016 PA 249.

Substitute (S-1).

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

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

Senate Bill No. 138, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236 and 236a (MCL 388.1836 and 388.1836a), as amended by 2016 PA 249.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill: **Senate Bill No. 144, entitled**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

The following are the amendments recommended by the Committee of the Whole:

1. Amend page 14, line 8, after “means” by striking out the balance of the subparagraph and inserting “that term as defined in 2017 PA 5”.

2. Amend page 42, following line 18, by inserting:

“(3) Of the funds appropriated in part 1 for criminal justice reinvestment, at least \$600,000.00 shall be allocated to an organization that provides county jail inmates with programming and services to prepare them to get and keep a job. Examples of eligible programs and services are, but are not limited to: adult education, tutoring, manufacturing skills training, participation in a simulated work environment, mentoring, cognitive therapy groups, life skills classes, substance abuse recovery groups, fatherhood programs, classes in understanding the legal system, family literacy, health and wellness, finance management, employer presentations, and classes on job retention. Programming and support services should begin before release and continue after release from the county jail. To be eligible for funding, an organization must show at least 2 years’ worth of data that demonstrate program success.”.

3. Amend page 49, following line 9, by inserting:

“Sec. 902. From the funds appropriated in part 1 for future facility, at least \$1,000,000.00 shall be used for staff transition costs.”.

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill: **Senate Bill No. 143, entitled**

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill: **Senate Bill No. 145, entitled**

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

The following are the amendments recommended by the Committee of the Whole:

1. Amend page 6, following line 10, by inserting:

“Civil Air Patrol 100”.

2. Amend page 6, line 23, by striking out “40,277,300” and inserting “40,277,400” and adjusting the subtotals, totals, and section 201 accordingly.

3. Amend page 7, following line 20, by inserting:

“Michigan International Speedway traffic control 650,000”.

4. Amend page 7, line 23, by striking out “12,816,200” and inserting “13,466,200” and adjusting the subtotals, totals, and section 201 accordingly.

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill: **Senate Bill No. 146, entitled**

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 136, entitled

A bill to make appropriations for the department of insurance and financial services for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 137, entitled

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:
Senate Bill No. 148, entitled

A bill to make appropriations for the state transportation department for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Substitute (S-1).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 5, line 23, by striking out “33,465,900” and inserting “33,465,800”.

2. Amend page 6, line 7, by striking out “32,157,900” and inserting “32,157,800”.

3. Amend page 12, following line 11, by inserting:

“Gogebic County repair project \$100”.

4. Amend page 12, following line 13, by inserting:

“State trunkline fund 100”

and adjusting the subtotals, totals, and section 201 accordingly.

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

Introduction and Referral of Bills

Senator O’Brien introduced
Senate Bill No. 360, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17751 (MCL 333.17751), as amended by 2016 PA 49.

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

Senator Booher introduced
Senate Bill No. 361, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending sections 651 and 655 (MCL 206.651 and 206.655), section 651 as amended by 2011 PA 171 and section 655 as added by 2011 PA 38.

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

Senator Booher introduced
Senate Bill No. 362, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending sections 653 and 657 (MCL 206.653 and 206.657), section 653 as amended by 2011 PA 183 and section 657 as added by 2011 PA 38.

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

House Bill No. 4215, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 676 (MCL 257.676), as amended by 2003 PA 184.

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

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

House Bill No. 4313, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 4, 6, 8b, 11, 11a, 11j, 11k, 11m, 11r, 11s, 15, 18, 18c, 20, 20d, 20f, 20m, 21g, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31a, 31b, 31d, 31f, 32d, 32p, 35a, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54b, 56, 61a, 61b, 61c, 62, 64b, 67, 74, 81, 94, 94a, 98, 99h, 99s, 99t, 102d, 104, 104c, 104d, 107, 147, 147a, 147c, 152a, 152b, 166b, 201, 201a, 203, 206, 207a, 207b, 207c, 209, 210b, 210e, 217, 223, 224, 225, 226, 229, 229a, 230, 236, 236a, 236b, 236c, 237b, 241, 244, 245, 251, 252, 254, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, and 286a (MCL 388.1603, 388.1604, 388.1606, 388.1608b, 388.1611, 388.1611a, 388.1611j, 388.1611k, 388.1611m, 388.1611r, 388.1611s, 388.1615, 388.1618, 388.1618c, 388.1620, 388.1620d, 388.1620f, 388.1620m, 388.1621g, 388.1622a, 388.1622b, 388.1622d, 388.1622g, 388.1624, 388.1624a, 388.1624c, 388.1625f, 388.1625g, 388.1626a, 388.1626b, 388.1626c, 388.1631a, 388.1631b, 388.1631d, 388.1631f, 388.1632d, 388.1632p, 388.1635a, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654b, 388.1656, 388.1661a, 388.1661b, 388.1661c, 388.1662, 388.1664b, 388.1667, 388.1674, 388.1681, 388.1694, 388.1694a, 388.1698, 388.1699h, 388.1699s, 388.1699t, 388.1702d, 388.1704, 388.1704c, 388.1704d, 388.1707, 388.1747, 388.1747a, 388.1747c, 388.1752a, 388.1752b, 388.1766b, 388.1801, 388.1801a, 388.1803, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1810e, 388.1817, 388.1823, 388.1824, 388.1825, 388.1826, 388.1829, 388.1829a, 388.1830, 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1837b, 388.1841, 388.1844, 388.1845, 388.1851, 388.1852, 388.1854, 388.1856, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1875, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, 388.1883, 388.1884, and 388.1886a), sections 3, 4, 6, 11, 11a, 11j, 11k, 11m, 11r, 15, 18, 20d, 20f, 22a, 22b, 22d, 22g, 24, 24a, 24c, 25f, 25g, 26a, 26b, 26c, 31a, 31d, 31f, 32d, 32p, 35a, 39, 39a, 41, 51c, 51d, 53a, 54, 56, 61b, 62, 64b, 67, 74, 81, 94, 94a, 99s, 102d, 104, 104d, 107, 147, 147a, 147c, 152a, 166b, 201, 201a, 203, 206, 207a, 207b, 207c, 209, 210b, 217, 223, 224, 225, 226, 229a, 230, 236, 236a, 236b, 236c, 237b, 241, 251, 252, 254, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 275, 276, 277, 278, 279, 280, 281, 282, 283, and 284 as amended and sections 11s, 20m, 21g, 31b, 54b, 152b, 210e, and 286a as added by 2016 PA 249, sections 8b, 229, and 244 as amended by 2015 PA 85, section 18c as amended by 2012 PA 201, sections 20, 61a, 61c, 98, 99h, 99t, and 104c as amended by 2016 PA 313, section 51a as amended by 2016 PA 534, and section 245 as amended by 2014 PA 196, and by adding sections 22m, 64d, 95b, 164g, 164h, 239b, 249, 250, and 274d; and to repeal acts and parts of acts.

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

The bill was read a first and second time by title.

Senator Kowall moved that rule 3.203 be suspended and that the bill be referred to the Committee of the Whole and placed on the order of General Orders.

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

House Bill No. 4323, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2018; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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

The bill was read a first and second time by title.

Senator Kowall moved that rule 3.203 be suspended and that the bill be referred to the Committee of the Whole and placed on the order of General Orders.

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

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Kowall moved that the Committee on Appropriations be discharged from further consideration of the following bill:

Senate Bill No. 130, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2018; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Committee Reports

The Committee on Appropriations reported

Senate Bill No. 135, entitled

A bill to make appropriations for the department of health and human services for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

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

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

David S. Hildenbrand
Chairperson

To Report Out:

Yeas: Senators Hildenbrand, MacGregor, Hansen, Stamas, Schuitmaker, Knollenberg, Booher, Shirkey, Proos, Nofs, Green and Marleau

Nays: Senators Gregory, Hopgood, Hertel, Knezek and Young

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

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:

Meeting held on Tuesday, May 2, 2017, at 2:30 p.m., Room 1100, Binsfeld Office Building

Present: Senators Brandenburg (C), Robertson, Casperson, Proos, Bieda and Warren

Excused: Senator Knollenberg

Scheduled Meetings

Appropriations -

Subcommittee -

Joint Capital Outlay - Thursday, May 4, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Economic Development and International Investment - Thursday, May 4, 1:30 p.m., Room 1200, Binsfeld Office Building (373-5323)

Education -

Subcommittee -

Michigan Merit Curriculum - Thursday, May 4, 3:00 p.m., Room 1100, Binsfeld Office Building (373-5314)

Elections and Government Reform - Thursday, May 4, 9:00 a.m., Room 1300, Binsfeld Office Building (373-5323)

Michigan Law Revision Commission - Thursday, May 18, 11:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

Transportation - Thursday, May 4, 8:30 a.m., Room 1100, Binsfeld Office Building (373-5312)

Senator Kowall moved that the Senate adjourn.

The motion prevailed, the time being 3:47 p.m.

The Assistant President pro tempore, Senator O'Brien, declared the Senate adjourned until Thursday, May 4, 2017, at 10:00 a.m.

JEFFREY F. COBB
Secretary of the Senate

