

No. 3
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House of Representatives
101st Legislature
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House Chamber, Lansing, Wednesday, January 27, 2021.

1:30 p.m.

The House was called to order by the Speaker.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Aiyash—present	Damoose—present	LaFave—present	Roth—present
Albert—present	Eisen—present	LaGrand—present	Sabo—present
Alexander—present	Ellison—present	Lasinski—present	Schroeder—present
Allor—present	Farrington—present	Liberati—present	Scott—present
Anthony—present	Filler—present	Lightner—present	Shannon—present
Beeler—present	Fink—present	Lilly—present	Slagh—present
Bellino—present	Frederick—present	Maddock—present	Sneller—present
Berman—present	Garza—present	Manoogian—present	Sowerby—present
Beson—present	Glenn—present	Marino—present	Steckloff—present
Bezotte—present	Green—present	Markkanen—present	Steenland—present
Bolden—excused	Griffin—present	Martin—present	Stone—present
Bollin—present	Haadsma—present	Meerman—present	Tate—present
Borton—present	Hall—present	Morse—present	Thanedar—present
Brabec—present	Hammoud—present	Mueller—present	Tisdell—present
Brann—present	Hauck—present	Neeley—excused	VanSingel—present
Breen—present	Hertel—present	O'Malley—present	VanWoerkom—present
Brixie—present	Hoitenga—present	O'Neal—present	Wakeman—present
Calley—present	Hood—present	Outman—present	Weiss—present
Cambensy—present	Hope—present	Paquette—present	Wendzel—present
Camilleri—present	Hornberger—present	Peterson—present	Wentworth—present
Carra—present	Howell—excused	Pohutsky—present	Whiteford—present
Carter, B—present	Huizenga—present	Posthumus—present	Whitsett—present
Carter, T—present	Johnson, C—present	Puri—present	Witwer—present
Cavanagh—present	Johnson, S—present	Rabhi—present	Wozniak—present
Cherry—present	Jones—present	Reilly—present	Yancey—present
Clemente—present	Kahle—present	Rendon—present	Yaroch—present
Clements—present	Koleszar—present	Rogers—present	Young—present
Coleman—present	Kuppa—present		

e/d/s = entered during session

Rep. Sue Allor, from the 106th District, offered the following invocation:

“Dear God, our Heavenly Father, we thank You for the love and support You have shown to us all throughout our lives and today. It is Your loving hand, Your wisdom, and Your love that is with us daily and guides us in the directions we take.

Your blessings surround us, and yet at times we don’t stop to see what You have bestowed. Let us take the time to see those blessings and appreciate what You have given to each of us – our families, our friends, and our homes.

Let us also pause to reflect on our beautiful state of Michigan and the people within it.

In Your goodness, watch over those in authority, guide us to do what is just and right, let us remember those we represent as we develop laws, appropriate funds, and cast votes, being mindful of the extraordinary blessing and awesome responsibility we hold, that we may always strive to ensure freedom, security and peace.

We ask that You provide support to us all by blessing us with wisdom to listen, to see, and to understand our roles in life, so that we are better able to make wise and thoughtful decisions in honor and respect to You.

We ask that You accept the prayers we offer for our families, our friends, our great state of Michigan and her people.

In Jesus Christ our Lord we pray.

Amen.”

Rep. Rabhi moved that Reps. Bolden and Neeley be excused from today’s session.
The motion prevailed.

Rep. Frederick moved that Rep. Howell be excused from today’s session.
The motion prevailed.

Motions and Resolutions

Reps. Yancey, Brenda Carter, Garza, Haadsma, Sowerby and Weiss offered the following resolution:

House Resolution No. 13.

A resolution to declare January 13, 2021, as Delta Sigma Theta Sorority, Incorporated, Day in the state of Michigan.

Whereas, Delta Sigma Theta Sorority, Inc. is a private, not-for-profit organization whose purpose is to provide assistance and support through established programs in local communities throughout the world. The organization is a sisterhood of predominantly black, college-education women; and

Whereas, On January 13, 1913, Delta Sigma Theta Sorority, Inc. was founded at Howard University in the District of Columbia by: Osceola Macarthy Adams, Marguerite Young Alexander, Winona Cargile Alexander, Ethel Cuff Black, Bertha Pitts Campbell, Zephyr Chisom Carter, Edna Brown Coleman, Jessie McGuire Dent, Frederica Chase Dodd, Myra Davis Hemmings, Olive Jones, Jimmie Bugg Middleton, Pauline Oberdorfer Minor, Vashti Turley Murphy, Naomi Sewell Toms, Ethel Carr Watson, Wertie Blackwell Weaver, Madree Penn White and Edith Motte Young; and

Whereas, In March 1913, the founders of Delta Sigma Theta Sorority, Inc. participated in the Women’s Suffrage March in the District of Columbia, the sorority’s first public act; and

Whereas, Since its founding, more than 350,000 women have joined the organization. Delta Sigma Theta Sorority, Inc. has twenty seven chapters in Michigan: Pontiac Alumnae, Zeta Rho, Theta Theta, Tau Psi, Tau, Southfield Alumnae, Saginaw Alumnae, Rho Mu, Omicron Zeta, NU, Muskegon Heights Alumnae, Mu Phi, Midland Alumnae, Lansing Alumnae, Lambda Pi, Kalamazoo Alumnae, Inkster Alumnae, Grand Rapids Alumnae, Flint Alumnae, Epsilon Epsilon, Detroit Alumnae, Delta Upsilon, Delta Psi, Delta Beta, Benton Harbor-St. Joe Alumnae, Battle Creek Alumnae, and Ann Arbor Alumnae. There more than 1,000 chapters located in the United States, England, Japan, Germany, the Virgin Islands, Bermuda, the Bahamas and South Korea; and

Whereas, On January 13, 2021, Delta Sigma Theta Sorority, Inc. celebrated 108 years of thoughtful service to and conscientious leadership in communities throughout the United States and the world in diverse fields relating to public service and the organization's five-point programmatic thrust: economic development, educational development, international awareness and involvement, physical and mental health, and political awareness and involvement; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare January 13, 2021, as Delta Sigma Theta Sorority, Incorporated, Day in the state of Michigan. We recognize the members of Delta Sigma Theta Sorority, Inc. for their outstanding service to the citizens of our state, our nation, and the international community, and for their promotion of sisterhood, scholarship, and service.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Kahle, Bollin, Bezotte, Damoose, Meerman, Bellino, Hood, Breen, O'Malley, Roth, Kuppa, Yaroch, Whiteford, Garza, Haadsma and Rendon offered the following resolution:

House Resolution No. 14.

A resolution to declare January 2021 as Human Trafficking Awareness Month in the state of Michigan.

Whereas, Human trafficking is a crime under international, federal, and state law, and one of the fastest-growing crimes in the world, second only to drug trafficking as the most profitable form of crime, according to the U.S. Department of State; and

Whereas, Human trafficking is defined as the recruitment, harboring, transportation, provision, or obtaining of persons for labor or services through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery, and the inducement of a commercial sex act by force, fraud, or coercion, or in which the person induced to perform such an act has not attained 18 years of age; and

Whereas, Human trafficking is not exclusive to just one gender. All victims of human trafficking deserve equal respect and the opportunity to report that trauma without judgement; and

Whereas, To combat this form of modern-day slavery, the people of the United States, the federal government, and state and local governments must work to better understand the complex nature of this problem; and

Whereas, According to Rights4Girls, a human rights organization working to end gender-based violence in the U.S., African-American girls are disproportionately affected; Latino and Asian-American girls also experience unacceptable and disproportionate levels of trafficking; and

Whereas, We applaud the special unit designated to combat human trafficking in our State's Attorney General's Office and more must be done statewide to combat this growing trend. State and local law enforcement agencies must demonstrate a proactive approach to increasing awareness and prevention protocols and establishing community outreach efforts with civic, ecumenical, and community groups to keep our citizens safe; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare January 2021 as Human Trafficking Awareness Month in the state of Michigan. We support and commend all work by individuals, businesses, organizations, and governing bodies for their important contributions to this commitment to end human trafficking; and be it further

Resolved, That the members of this legislative body encourage all Michiganders to use this month as an opportunity to educate themselves about human trafficking and be aware of how prevalent it is in our state; and be it further

Resolved, That we stand in full support of those victims of human trafficking who have yet to escape or be found and liberated; and be it further

Resolved, That we offer the gravest concern for those who have had loved ones become victims to human trafficking; and be it further

Resolved, That we commend those individuals who have been victims of trafficking and have survived to overcome the atrocity; and be it further

Resolved, That we support and commend all work by individuals, businesses, organizations, and governing bodies for their important contributions themselves to putting an end to human trafficking.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Whiteford, Kahle, Glenn, Calley, Garza and Rendon offered the following resolution:

House Resolution No. 15.

A resolution to declare January 25-29, 2021, as Human Trafficking Awareness Week in the state of Michigan.

Whereas, Human trafficking, a form of modern-day slavery, is a crime under international, federal, and state law; and

Whereas, Human trafficking is define as the recruitment, harboring, transportation, provision, or obtaining of persons for labor or services through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt, bondage, or slavery, and the inducement of a commercial sex act by force, fraud, or coercion, or in which the person induced to perform such an act has not attained 18 years of age; and

Whereas, To combat this form of modern-day slavery, the people of the United States, the federal government, and state and local governments must work to better understand the complex nature of this problem; and

Whereas, The members of this legislative body encourage all Michiganders to use this month as an opportunity to educate themselves about human trafficking and be aware of how prevalent it is in our state; and

Whereas, Along with health care providers, social workers, child advocacy groups, and law enforcement, we all must work toward a statewide solution; now therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare January 25-29, 2021, as Human Trafficking Awareness Week in the state of Michigan. We support and commend all work by indivual, businesses, organizations, and governing bodies for their important contributions to this commitment to end modern-day slavery. We encourage citizens to get involved with local efforts to raise awareness of and opposition to human trafficking.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Hornberger, Lightner, Bollin, Paquette and Yaroch offered the following resolution:

House Resolution No. 16.

A resolution to declare January 24-30, 2021, as School Choice Week in the state of Michigan.

Whereas, All children in Michigan should have the right to the highest-quality schools possible; and

Whereas, Citizens across Michigan agree that improving the quality of education and expanding access to highly-effective schools should be issues of importance to our state's leaders; and

Whereas, Michigan recognizes the critical role that an effective and accountable system of education plays in preparing all children to be successful in a global economy; and

Whereas, There are a multitude of high-quality public schools, public charter schools, and nonpublic schools in the state of Michigan; and

Whereas, Michigan has many outstanding teaching professionals in public, private, and charter schools across the state who are committed to educating children; and

Whereas, The vital cause of education reform is one that transcends ideology and political party affiliation; and

Whereas, Research in Michigan and across the nation demonstrates conclusively that providing parents with multiple schooling options improves academic performance; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare January 24-30, 2021, as School Choice Week in the state of Michigan. We call this observance to the attention of all our citizens; and be it further

Resolved, That a copy of this resolution be transmitted to the National School Choice Week organization with our highest esteem.

The question being on the adoption of the resolution,

The resolution was adopted.

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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills and joint resolution had been reproduced and made available electronically on Tuesday, January 26:

House Bill Nos. 4003 4004 4005 4006 4007 4008 4009 4010 4011 4012 4013 4014 4015
4016 4017 4018 4019 4020 4021 4022 4023 4024

House Joint Resolution B

The Clerk announced that the following bills and joint resolution had been reproduced and made available electronically on Wednesday, January 27:

Senate Bill Nos. 47 48 49 50 51 52 53 54 55 56 57
Senate Joint Resolution C

Notices

January 27, 2021

Mr. Gary L. Randall, Clerk
 Michigan House of Representatives
 PO Box 30014
 Lansing, MI 48909

Dear Mr. Clerk,

Pursuant to Administrative Order 2021-1, I am appointing the following individual to serve on the Justice for All Commission for the term beginning January 1, 2021 through December 31, 2022:

TC Clements, Temporance

Sincerely,
 Jason Wentworth
 Speaker
 Michigan House of Representatives

Introduction of Bills

Rep. Ellison introduced

House Bill No. 4025, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 20138 and 20140 (MCL 324.20138 and 324.20140), section 20138 as amended by 1995 PA 71 and section 20140 as amended by 2000 PA 254.

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

Rep. Eisen introduced

House Bill No. 4026, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 805 (MCL 257.805), as amended by 2013 PA 82.

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

Rep. Eisen introduced

House Bill No. 4027, entitled

A bill to amend 1846 RS 66, entitled "Of estates in dower, by the curtesy, and general provisions concerning real estate," (MCL 554.131 to 554.139) by adding section 40.

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

Rep. Hoitenga introduced

House Bill No. 4028, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2212d (MCL 500.2212d), as added by 2018 PA 487.

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

Rep. Hoitenga introduced

House Bill No. 4029, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 224a (MCL 750.224a), as amended by 2012 PA 122.

The bill was read a first time by its title and referred to the Committee on Military, Veterans and Homeland Security.

Rep. Hoytenga introduced

House Bill No. 4030, entitled

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending sections 5b and 5l (MCL 28.425b and 28.425l), as amended by 2017 PA 95.

The bill was read a first time by its title and referred to the Committee on Military, Veterans and Homeland Security.

Reps. Kahle, Bellino, Yaroch, Rendon, Cambensy, Witwer, Garza, Eisen and Filler introduced

House Bill No. 4031, entitled

A bill to amend 1974 PA 154, entitled “Michigan occupational safety and health act,” by amending section 35 (MCL 408.1035), as amended by 1991 PA 105.

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

Reps. Kahle, Kuppa and VanSingel introduced

House Bill No. 4032, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1249 and 1249b (MCL 380.1249 and 380.1249b), section 1249 as amended by 2019 PA 6 and section 1249b as amended by 2019 PA 5.

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

Rep. VanSingel introduced

House Bill No. 4033, entitled

A bill to amend 1909 PA 17, entitled “An act to prohibit or limit the access by prisoners and by employees of correctional facilities to certain weapons and wireless communication devices and to alcoholic liquor, drugs, medicines, poisons, and controlled substances in, on, or outside of correctional facilities; to prohibit or limit the bringing into or onto certain facilities and real property, and the disposition of, certain weapons, substances, and wireless communication devices; to prohibit or limit the selling, giving, or furnishing of certain weapons, substances, and wireless communication devices to prisoners; to prohibit the control or possession of certain weapons, substances, and wireless communication devices by prisoners; and to prescribe penalties,” by amending sections 1a and 3a (MCL 800.281a and 800.283a), section 1a as amended by 1998 PA 514 and section 3a as amended by 2012 PA 255.

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

Rep. VanSingel introduced

House Bill No. 4034, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 552b (MCL 750.552b), as added by 1996 PA 232.

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

Rep. VanSingel introduced

House Bill No. 4035, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 2150 (MCL 324.2150), as amended by 2012 PA 603.

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

Rep. VanSingel introduced

House Bill No. 4036, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 650 (MCL 257.650). The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. Hornberger, Reilly, Yaroch and Allor introduced

House Bill No. 4037, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 104b (MCL 388.1704b), as amended by 2018 PA 265.

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

Reps. Reilly, Yaroch, Allor and Hornberger introduced

House Bill No. 4038, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1279g (MCL 380.1279g), as amended by 2016 PA 170, and by adding section 1279i.

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

Reps. Tate, Brenda Carter, Young, Weiss, Liberati, Steckloff, Manoogian, Puri, Hope, Breen, Stone, Pohutsky, Brabec, Coleman, Kuppa, Cynthia Johnson, Hood, Shannon, Aiyash, Tyrone Carter, Hertel, Witwer, Haadsma, Sabo, Brixie, Scott, Garza, Sowerby, Cherry, Lasinski, Morse, Cavanagh, Hammoud, O’Neal and Jones introduced

House Bill No. 4039, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2021; and to provide for the expenditure of the appropriations.

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

Reps. Frederick and Tate introduced

House Bill No. 4040, entitled

A bill to amend 1943 PA 148, entitled “Proprietary schools act,” by amending section 1a (MCL 395.101a), as amended by 2016 PA 146.

The bill was read a first time by its title and referred to the Committee on Workforce, Trades, and Talent.

Reps. Steven Johnson, Allor, Hood, Bellino and Yaroch introduced

House Bill No. 4041, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 74114 and 83106 (MCL 324.74114 and 324.83106), section 74114 as amended by 2004 PA 587 and section 83106 as amended by 2010 PA 34.

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

Reps. Stone, Koleszar, Brenda Carter, Kuppa, Weiss, Liberati, Rogers, Puri, Hope, Hood, Breen, Brann, Clemente, Brabec, Shannon, Aiyash, Tyrone Carter, Witwer, Sneller, Sabo, Haadsma, Manoogian, Hertel, Brixie, Garza, Scott, Lasinski, O’Neal, Thanedar, Sowerby, Hammoud, Cavanagh, Anthony, LaGrand, Yancey, Morse, Young, Cherry, Peterson, Cambensy and Tate introduced

House Bill No. 4042, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 104c (MCL 388.1704c), as amended by 2019 PA 58, and by adding section 104h.

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

Rep. Whiteford introduced

House Bill No. 4043, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 151 (MCL 330.1151), as added by 2018 PA 658.

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

Rep. Whiteford introduced

House Bill No. 4044, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 165 (MCL 330.1165), as added by 2020 PA 12.

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

Rep. Whiteford introduced

House Bill No. 4045, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” (MCL 791.201 to 791.285) by adding section 34e.

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

Rep. Whiteford introduced

House Bill No. 4046, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16170a, 16222, 16231, 16238, and 17201 (MCL 333.16170a, 333.16222, 333.16231, 333.16238, and 333.17201), section 16170a as amended by 2013 PA 268, section 16222 as amended by 2014 PA 97, section 16231 as amended by 2017 PA 249, section 16238 as added by 1993 PA 79, and section 17201 as amended by 2016 PA 499, and by adding sections 16190, 17225, and 17225a.

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

Reps. Beson, Albert and Yaroch introduced

House Bill No. 4047, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2021; and to provide for the expenditure of the appropriations.

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

Reps. Paquette, Albert, Bellino, Posthumus, Hornberger, Lightner and Yaroch introduced

House Bill No. 4048, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 11 (MCL 388.1611), as amended by 2020 PA 165, and by adding sections 11n, 23b, 23c, 23d, 98b, and 104a.

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

Reps. Hornberger, Albert and Yaroch introduced

House Bill No. 4049, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 2253 and 2453 (MCL 333.2253 and 333.2453), section 2253 as amended by 2006 PA 157, and by adding section 2453a.

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

Reps. Cherry, Sneller, VanSingel, Howell and Sowerby introduced

House Bill No. 4050, entitled

A bill to amend 1976 PA 442, entitled “Freedom of information act,” by amending section 13 (MCL 15.243), as amended by 2018 PA 68.

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

Rep. Yancey moved that the House adjourn.

The motion prevailed, the time being 2:05 p.m.

The Speaker declared the House adjourned until Thursday, January 28, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives