

No. 74
STATE OF MICHIGAN
Journal of the Senate
99th Legislature
REGULAR SESSION OF 2017

Senate Chamber, Lansing, Tuesday, September 26, 2017.

10:00 a.m.

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

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—excused
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—excused
Zorn—present

Pastor Dennis Hintz of Elbridge Community Church of Hart offered the following invocation:

Heavenly Father, we are so grateful for Your grace and Your mercy.

We're so grateful that You have called this session together with these wonderful leaders. Father, we ask a blessing upon them. First of all, we ask that You would protect them. In Your Word, You tell us that You command Your angels concerning us, so, Father, command Your angels to be in this room and to protect these Senators. Father, I also pray that You would give them wisdom and understanding as they come together in unity to make decisions to lead this great state of ours.

Father, we pray for our state and we pray for our country. We pray that You would unify us and make us one so that we can be a strong state and a strong nation.

We pray these things in the name of Jesus Christ, our Lord and Savior. Amen.

The President pro tempore, Senator Schuitmaker, led the members of the Senate in recital of the *Pledge of Allegiance*.

Motions and Communications

The following communication was received and read:

Office of the Auditor General

September 13, 2017

Enclosed is a copy of the following report:

- Preliminary survey summary on the Transportation Operations Centers, Michigan Department of Transportation.

Sincerely,
Doug Ringle
Auditor General

The preliminary survey summary was referred to the Committee on Government Operations.

The following communication was received:

Office of Senator Margaret E. O'Brien

September 20, 2017

I write to request that my name be added as a co-sponsor to Senate Bills 580 and 581. Should you need anything further, please do not hesitate to contact my office.

Thank you for your assistance in this matter.

Sincerely,
Margaret O'Brien
State Senator
District 20

The communication was referred to the Secretary for record.

The following communication was received:

Office of Senator John Proos

September 20, 2017

I would like to co-sponsor Senator MacGregor's bill, SB 583, which prevents local units of government from imposing an excise tax on the manufacturing, distribution, or sale of food.

Truly,
John Proos
State Senator
21st District

The communication was referred to the Secretary for record.

Senator Kowall moved that Senators Hune, Meekhof, Nofs, O'Brien, Pavlov and Brandenburg be temporarily excused from today's session.

The motion prevailed.

Senator Kowall moved that Senator Horn be excused from today's session.

The motion prevailed.

Senator Hood moved that Senators Ananich and Conyers be temporarily excused from today's session. The motion prevailed.

Senator Hood moved that Senator Young be excused from today's session. The motion prevailed.

Senators Pavlov and Meekhof entered the Senate Chamber.

Senator Kowall moved that rule 3.902 be suspended to allow the guests of Senator Meekhof admittance to the Senate floor. The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate proceeded to the order of
Resolutions

Senator Kowall moved that consideration of the following concurrent resolutions be postponed for today:

Senate Concurrent Resolution No. 10

House Concurrent Resolution No. 3

The motion prevailed.

Senators Meekhof and Hertel offered the following resolution:

Senate Resolution No. 95.

A resolution to commemorate September 24-30, 2017, as Arteriovenous Malformation Awareness Week.

Whereas, Arteriovenous Malformation (AVM) is defined as an abnormal connection between arteries and veins which bypass the capillary system. AVM is a rare condition that affects approximately 300,000 American citizens. Although many AVMs are asymptomatic, they can cause intense pain or bleeding in addition to other serious medical problems; and

Whereas, This vascular anomaly is widely known because of its occurrence in the central nervous system, but it can appear in any location. It may also cause abnormal sensations, such as numbness, tingling, or spontaneous pain; difficulties with movement or coordination, including muscle weakness and even paralysis; vertigo, difficulties of speech, communication, and challenges with everyday activities; and the possibility of having a stroke; and

Whereas, A team of researchers led by Dr. Patricia Burrows has initiated research on AVM, with the goal of identifying a drug therapy to cure the disease. The objectives of this research include determining the mechanism of progression of AVM in humans; developing tools for testing potential pharmacotherapy; and developing drug treatment for humans with AVM; and

Whereas, The efforts of Kelleigh's Cause, a not-for-profit organization founded by Kelleigh Gustafson, a 21-year-old woman originally from Haslett, Michigan, has been instrumental in raising attention and funds to support the research and treatment of AVM in the state of Michigan; and

Whereas, There exists a great need for public awareness surrounding this rare condition and increased attention to efforts to support opportunities for advancement in AVM research and treatment; now, therefore, be it

Resolved by the Senate, That we hereby commemorate September 24-30, 2017, as Arteriovenous Malformation Awareness Week; and be it further

Resolved, That copies of this resolution be transmitted to the Kelleigh Gustafson, and Kelleigh's Cause as a token of our appreciation.

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 Bieda, Booher, Conyers, Green, Gregory, Hansen, Hildenbrand, Knollenberg, Kowall, Marleau, Nofs, Proos, Rocca and Schmidt 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:

I am honored today to be joined by Senator Hertel as well as Danny Gustafson. Danny formerly worked for us.

I'm honored to rise today to raise awareness for arteriovenous malformation and Kelleigh's Cause. AVM is a rare disorder that results in an abnormal connection between blood vessels which bypass the capillary system. AVM can manifest itself

in many ways, often with debilitating symptoms such as numbness, pain, difficulties with moving or coordination, and possible stroke or even paralysis.

While this disease can be limiting, it has not stopped Kelleigh Gustafson. Kelleigh is a 21-year-old from Haslett and her advocacy work has been instrumental in fundraising and advocacy for AVM patients. Continued work by people like Kelleigh will ensure that we keep making strides towards the cure.

I stand before you and support her cause by naming September 24-30 as AVM Awareness Week. Danny, her brother, is here as well. We're happy to welcome him to the floor.

Senator Schuitmaker offered the following resolution:

Senate Resolution No. 96.

A resolution to urge the Governor to add woodworking vocational training to the career opportunities in vocational education and skilled trade opportunities identified by the state.

Whereas, Woodworking manufacturing offers rewarding career opportunities in the skilled trades. The woodworking industry provides a variety of employment options that pay excellent wages; and

Whereas, Michigan is among the top states for wood product manufacturing of office and institutional furniture. The occupations within this field include carpenters, machine operators, cabinet makers, and other woodworking employment options; and

Whereas, As Michigan enhances its efforts to expand opportunities in skilled trades and to connect the current and emerging workforce to employment opportunities in skilled trades, woodworking manufacturing should be identified among the career options; and

Whereas, As a skilled trade, woodworking manufacturing has established standards and credentialing requirements that enhance the stature and credibility of the profession. As the state continues to raise awareness of the opportunities available in vocational education and skilled trades, opportunities in woodworking manufacturing should be highlighted as well; now, therefore, be it

Resolved by the Senate, That we urge the Governor to add woodworking vocational training to the career opportunities in vocational education and skilled trade opportunities identified by the state; and be it further

Resolved, That copies of this resolution be transmitted to the Governor.

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 question being on the adoption of the resolution,

Senator Kowall moved that the resolution be referred to the Committee on Education.

The motion prevailed.

Senators Bieda, Booher, Conyers, Green, Gregory, Hansen, Hildenbrand, Knollenberg, Kowall, Marleau, Nofs, Proos and Schmidt were named co-sponsors of the resolution.

House Concurrent Resolution No. 13.

A concurrent resolution relative to secondary road patrol funds for counties providing road patrol services to cities and villages.

Whereas, Section 77 of 1846 RS 14, MCL 51.77, provides funding for county secondary road patrol services pursuant to an agreement with the Office of Criminal Justice, which, pursuant to Executive Order No. 1989 – 4, is now the Office of Highway Safety Planning within the Department of State Police. An agreement also provides a maintenance of law enforcement effort standard for counties providing these secondary road patrol services, unless it is recognized that the reduction was due to cuts in general services due to economic conditions; and

Whereas, Section 76 of 1846 RS 14, MCL 51.76, permits road patrol services to be provided by county sheriff departments to cities and villages. This section also provides that a road patrol agreement is void if the city or village reduces the number of sworn law enforcement officers below the highest number employed at any time within the immediately preceding 36 months, unless the Michigan Legislature, by concurrent resolution, recognizes that the reduction was due to cuts in general services due to economic conditions; and

Whereas, Section 77 of 1846 RS 14, MCL 51.77, provides a formula for funding county secondary road patrol services. This formula permits road patrol services provided by county sheriff departments to cities and villages to be eligible for secondary road patrol funding as long as the city or village complies with the MCL 51.76 law enforcement maintenance of effort requirement, unless any reduction is recognized to be due to cuts in general services due to economic conditions; and

Whereas, In all of Michigan's counties, cities, and villages, general services have been reduced as a result of serious economic difficulties. These reductions in services have occurred in direct reaction to economic conditions; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That, for Fiscal Year 2018, counties, cities, and villages in Michigan have been required to reduce general services because of economic conditions and are not reducing law enforcement services as stipulated in section 76 or 77 of 1846 RS 14; and be it further

Resolved, That counties, cities, and villages have met the necessary terms of their agreements for road patrol services and secondary road patrol funding as they relate to maintenance of effort.

The House of Representatives has adopted the concurrent resolution.

Pending the order that, under rule 3.204, the concurrent 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 question being on the adoption of the concurrent resolution,

Senator Kowall moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senators Bieda, Booher, Green, Gregory, Hansen, Nofs, Proos and Schmidt were named co-sponsors of the concurrent resolution.

Senate Concurrent Resolution No. 23.

A concurrent resolution of tribute offered as a memorial for Vernon J. Ehlers, former member of the Michigan House of Representatives and Senate and the United States House of Representatives.

(For text of resolution, see Senate Journal No. 73, p. 1413.)

The House of Representatives has adopted the concurrent resolution. The Speaker and the entire membership of the House of Representatives were named co-sponsors.

The concurrent resolution was referred to the Secretary for record.

Recess

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

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

10:52 a.m.

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

During the recess, Senators Nofs, Brandenburg, Ananich, O'Brien, Hune and Conyers entered the Senate Chamber.

By unanimous consent the Senate returned to the order of

Motions and Communications

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

Senate Bill No. 471

House Bill No. 4335

House Bill No. 4336

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

Messages from the Governor

The following messages from the Governor were received:

Date: September 20, 2017

Time: 1:55 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 335 (Public Act No. 119), being

An act to amend 1976 PA 388, entitled "An act to regulate political activity; to regulate campaign financing; to restrict campaign contributions and expenditures; to require campaign statements and reports; to regulate anonymous contributions;

to regulate campaign advertising and literature; to provide for segregated funds for political purposes; to provide for the use of public funds for political purposes; to create certain funds; to provide for reversion, retention, or refunding of unexpended balances in certain funds; to require other statements and reports; to regulate acceptance of certain gifts, payments, and reimbursements; to prescribe the powers and duties of certain state departments and state and local officials and employees; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and parts of acts," by amending sections 3, 4, 6, 9, 11, 17, 24, 26, 33, 35, 44, 51, 54, and 55 (MCL 169.203, 169.204, 169.206, 169.209, 169.211, 169.217, 169.224, 169.226, 169.233, 169.235, 169.244, 169.251, 169.254, and 169.255), sections 3 and 11 as amended by 2012 PA 273, sections 4, 6, 9, 24, 33, 35, 54, and 55 as amended by 2015 PA 269, sections 17 and 51 as amended by 1989 PA 95, section 26 as amended by 2013 PA 252, and section 44 as amended by 1994 PA 411, and by adding sections 24b and 24c.

(Filed with the Secretary of State on September 20, 2017, at 2:28 p.m.)

Date: September 20, 2017

Time: 1:58 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 336 (Public Act No. 120), being

An act to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 11e of chapter XVII (MCL 777.11e), as amended by 2012 PA 274.

(Filed with the Secretary of State on September 20, 2017, at 2:30 p.m.)

Respectfully,
Rick Snyder
Governor

The following messages from the Governor were received and read:

September 14, 2017

I respectfully submit to the Senate the following appointment to office:

Michigan State Board of Accountancy

Robert L. Clark of 1372 Maplewood Drive, Saline, Michigan 48176, county of Washtenaw, representing the general public, succeeding Anna Seibold, is appointed for a term expiring June 30, 2019.

September 14, 2017

I respectfully submit to the Senate the following appointments to office:

Michigan Film Office Advisory Council

Doris DePree of 737 Lake Street, Saugatuck, Michigan 49453, county of Allegan, representing broad areas of film and motion picture making, production of television programs and commercials, and related industries in Michigan, succeeding Hopwood DePree, is appointed for a term expiring September 30, 2021.

Eric W. Kuiper of 1648 Seminole Road, Grand Rapids, Michigan 49506, county of Kent, representing Michigan-based theater owners, succeeding John Loeks, is appointed for a term expiring September 30, 2021.

Terry N. Terry of 6204 Coleman Road, East Lansing, Michigan 48823, county of Clinton, representing broad areas of film and motion picture making, production of television programs and commercials, and related industries in Michigan, succeeding himself, is reappointed for a term expiring September 30, 2021.

Brian Winn of 1485 Belvedere Avenue, Okemos, Michigan 48864, county of Ingham, representing residents of the state, succeeding himself, is reappointed for a term expiring September 30, 2021.

September 14, 2017

I respectfully submit to the Senate the following appointment to office:

Michigan Council on Future Mobility

Satish S. Udpa of 3689 Autumnwood Lane, Okemos, Michigan 48864, county of Ingham, representing business, policy, research, or technological leaders in future mobility, succeeding Steve Arwood, is appointed for a term expiring at the pleasure of the Governor.

September 14, 2017

I respectfully submit to the Senate the following appointments to office:

Chair - Governor's Task Force on Child Abuse and Neglect

John Hohman of 4548 Boxwood Court, Ann Arbor, Michigan 48108, county of Washtenaw, is appointed for a term expiring at the pleasure of the Governor.

Governor's Task Force on Child Abuse and Neglect

Dorene S. Allen of 1003 Knollwood Court, Midland, Michigan 48640, county of Midland, representing judges and attorneys, is appointed for a term expiring December 31, 2018.

Tana Bridge of 6838 Kings Mill Drive, Canton, Michigan 48187, county of Wayne, representing mental health professionals, is appointed for a term expiring December 31, 2018.

Lori Budnik of 365 South Fourth, Rogers City, Michigan 49979, county of Presque Isle, representing child protective services agencies, is appointed for a term expiring December 31, 2019.

Danita Echols of 1048 Western, Ann Arbor, Michigan 48103, county of Washtenaw, representing individuals experienced in working with homeless children and youths, is appointed for a term expiring December 31, 2017.

Luann R. Forbes of 7419 Hammond Road, Freeport, Michigan 49325, county of Barry, representing parents, is appointed for a term expiring December 31, 2019.

Frederick H. Gruber of One Heritage Place, Suite 210, Southgate, Michigan 48195, county of Wayne, representing child advocates, is appointed for a term expiring December 31, 2018.

Susan L. Heilner of 250 Franklin Lake Circle, Oxford, Michigan 48371, county of Oakland, representing child protective services agencies, is appointed for a term expiring December 31, 2019.

John Hohman of 4548 Boxwood Court, Ann Arbor, Michigan 48108, county of Washtenaw, representing judges and attorneys, is appointed for a term expiring December 31, 2018.

Cheryl E. Lohmeyer of 1609 Northridge Drive, Monroe, Michigan 48162, county of Monroe, representing judges and attorneys, is appointed for a term expiring December 31, 2018.

Shannon M. Lowder of 3724 Luella Street, Jackson, Michigan 49201, county of Jackson, representing mental health professionals, is appointed for a term expiring December 31, 2017.

Bethany A. Mohr of 9151 Moonlight Bay, Pinckney, Michigan 48169, county of Livingston, representing medical professionals, is appointed for a term expiring December 31, 2019.

Julie A. Nakfoor Pratt of 97 Sherwood Drive, Hastings, Michigan 49058, county of Barry, representing judges and attorneys, is appointed for a term expiring December 31, 2017.

Jennifer Pintar of 884 Townline, Tawas City, Michigan 48764, county of Iosco, representing law enforcement officers, is appointed for a term expiring December 31, 2017.

Kelly A. Ramsey of Frank Murphy Hall of Justice, 1441 St. Antoine, Room 704, Detroit, Michigan 48226, county of Wayne, representing judges and attorneys, is appointed for a term expiring December 31, 2017.

Christopher M. Wirth of 3551 Jamesridge Drive, Hudsonville, Michigan 49426, county of Ottawa, representing judges and attorneys, is appointed for a term expiring December 31, 2017.

Nick Lyon of Michigan Department of Health and Human Services, 201 Townsend Street, Capitol View Building, 7th Floor, Lansing, Michigan 48913, county of Ingham, representing the Director of the Department of Health and Human Services, is appointed for a term expiring December 31, 2018.

Catherine M. Onsted of 1608 N. Dade Drive, Jackson, Michigan 49203, county of Jackson, representing parents groups, is appointed for a term expiring December 31, 2019.

Veda D. Thompkins of 18727 Avon Drive, Detroit, Michigan 48219, county of Wayne, representing child advocates, is appointed for a term expiring December 31, 2019.

September 14, 2017

I respectfully submit to the Senate the following appointment to office:

Michigan Education Trust Board of Directors

Kristin Beltzer of 5945 Buttonwood Drive, Haslett, Michigan 48840, county of Ingham, representing persons with knowledge, skills, and experience in the academic, business, or financial fields, succeeding Eliya Boji, is appointed for a term expiring December 31, 2019.

September 14, 2017

I respectfully submit to the Senate the following appointment to office:

Michigan Travel Commission

Jennifer Zieger of 2319 2nd Street, Wyandotte, Michigan 48192, county of Wayne, succeeding Lawrence Shuler, is appointed for a term expiring August 20, 2020.

Sincerely,
Rick Snyder
Governor

The appointments were referred to the Committee on Government Operations.

By unanimous consent the Senate proceeded 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 President pro tempore, Senator Schuitmaker, designated Senator Schmidt as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Schuitmaker, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

Senate Bill No. 471, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18e of chapter XIA (MCL 712A.18e), as amended by 2016 PA 337.

House Bill No. 4335, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 2016 PA 144.

House Bill No. 4336, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 120 (MCL 211.120), as amended by 2003 PA 140.

The bills were 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 following bill be placed at the head of the Third Reading of Bills calendar:

Senate Bill No. 524

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 524, entitled

A bill to amend 1965 PA 203, entitled "Michigan commission on law enforcement standards act," by amending sections 9, 9b, 9c, 9d, and 11 (MCL 28.609, 28.609b, 28.609c, 28.609d, and 28.611), as amended by 2016 PA 289.

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. 345

Yeas—36

Ananich
Bieda
Booher
Brandenburg
Casperson

Gregory
Hansen
Hertel
Hildenbrand
Hood

Knezek
Knollenberg
Kowall
MacGregor
Marleau

Proos
Robertson
Rocca
Schmidt
Schuitmaker

Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O'Brien	Warren
Green	Jones	Pavlov	Zorn

Nays—0

Excused—2

Horn	Young
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Not Voting—0

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of
Introduction and Referral of Bills

Senators Schmidt, MacGregor, Green, Knezek, Brandenburg, Emmons and Horn introduced
Senate Bill No. 587, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 2 (MCL 205.92), as amended by 2016 PA 516.
The bill was read a first and second time by title and referred to the Committee on Finance.

Senators Schmidt, MacGregor, Green, Knezek, Brandenburg, Emmons and Horn introduced
Senate Bill No. 588, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1 (MCL 205.51), as amended by 2016 PA 515.
The bill was read a first and second time by title and referred to the Committee on Finance.

House Bill No. 4888, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 676b (MCL 257.676b), as amended by 2017 PA 112.

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. 4939, entitled

A bill to amend 2017 PA 89, entitled "An act to amend 1998 PA 58, entitled "An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to prohibit the use of certain devices for the dispensing of alcoholic vapor; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain

purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts,” by amending section 703 (MCL 436.1703), as amended by 2016 PA 357,” by amending enacting section 1.

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 Judiciary.

Statements

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 with a heavy heart today that I rise to ask this body to keep one of our own in your thoughts.

The Horn family has experienced a terrible tragedy this weekend, of which I’m sure you’ve all heard. I’m not going to go into the details, but I do ask that we keep this family in our prayers as they work through a tremendously difficult time. I wish there was something I could say or do to comfort Senator Horn and his family, but the most I can do is stand up today and ask that we all wrap our arms around him and his family and continue to lift them in our prayers.

A moment of silence was observed in memory of Zellie Horn, granddaughter of Senator Horn.

Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, September 20:
House Bill Nos. 4888 4939

The Secretary announced that the following bills were printed and filed on Wednesday, September 20, and are available at the Michigan Legislature website:

Senate Bill Nos.	580	581	582	583	584	585	586		
House Bill Nos.	4992	4993	4994	4995	4996	4997	4998	4999	5000

Committee Reports

The Committee on Judiciary reported

Senate Bill No. 52, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 24 of chapter VII (MCL 767.24), as amended by 2014 PA 324.

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

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

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Rocca, Colbeck and Bieda

Nays: None

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

The Committee on Judiciary reported

Senate Bill No. 471, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 18e of chapter XIII (MCL 712A.18e), as amended by 2016 PA 337.

With the recommendation that the bill pass.

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

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca, Colbeck and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, September 19, 2017, at 3:00 p.m., Room 1300, Binsfeld Office Building

Present: Senators Jones (C), Schuitmaker, Rocca, Colbeck and Bieda

The Committee on Finance reported

Senate Bill No. 566, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 2b (MCL 205.92b), as amended by 2008 PA 439.

With the recommendation that the bill pass.

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

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos, Bieda and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

Senate Bill No. 567, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1a (MCL 205.51a), as amended by 2008 PA 438.

With the recommendation that the bill pass.

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

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos, Bieda and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

House Bill No. 4285, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 47 and 89a (MCL 211.47 and 211.89a), section 47 as amended by 1994 PA 253 and section 89a as amended by 2008 PA 512.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

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

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos, Bieda and Warren

Nays: None

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

The Committee on Finance reported

House Bill No. 4335, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 2016 PA 144.

With the recommendation that the bill pass.

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

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos, Bieda and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

House Bill No. 4336, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 120 (MCL 211.120), as amended by 2003 PA 140.

With the recommendation that the bill pass.

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

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos, Bieda and Warren

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Finance reported

House Bill No. 4396, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2015 PA 161.

With the recommendation that the bill pass.

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

Jack M. Brandenburg
Chairperson

To Report Out:

Yeas: Senators Brandenburg, Robertson, Knollenberg, Casperson, Proos, Bieda and Warren

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:

Meeting held on Tuesday, September 19, 2017, at 2:30 p.m., Room 1100, Binsfeld Office Building

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

The Committee on Regulatory Reform reported

Senate Bill No. 520, entitled

A bill to amend 1962 PA 174, entitled "Uniform commercial code," by amending section 9523 (MCL 440.9523), as added by 2000 PA 348.

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

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

Tory Rocca
Chairperson

To Report Out:

Yeas: Senators Rocca, Jones, Knollenberg, Kowall, MacGregor, Hune, Warren, Hertel and Johnson

Nays: None

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

COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Reform submitted the following:

Meeting held on Wednesday, September 20, 2017, at 1:00 p.m., Room 1100, Binsfeld Office Building

Present: Senators Rocca (C), Jones, Knollenberg, Kowall, MacGregor, Hune, Warren, Hertel and Johnson

The Committee on Natural Resources reported

House Bill No. 4583, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 21506a and 21510d (MCL 324.21506a and 324.21510d), section 21506a as amended by 2016 PA 467 and section 21510d as added by 2016 PA 380, and by adding section 21519a.

With the recommendation that the bill pass.

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

Thomas A. Casperson
Chairperson

To Report Out:

Yeas: Senators Casperson, Pavlov, Robertson, Stamas and Warren

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources submitted the following:

Meeting held on Wednesday, September 20, 2017, at 2:30 p.m., Room 1300, Binsfeld Office Building

Present: Senators Casperson (C), Pavlov, Robertson, Stamas and Warren

The Committee on Families, Seniors and Human Services reported

Senate Resolution No. 30.

A resolution to urge the Congress of the United States to continue the Meals on Wheels program.

(For text of resolution, see Senate Journal No. 32, p. 366.)

With the recommendation that the resolution be adopted.

Judith K. Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Pavlov, Jones, Casperson and Johnson

Nays: None

The resolution was placed on the order of Resolutions.

The Committee on Families, Seniors and Human Services reported

House Bill No. 4311, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2822 (MCL 333.2822), as amended by 2002 PA 691.

With the recommendation that the bill pass.

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

Judith K. Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Pavlov, Jones, Casperson and Johnson

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Families, Seniors and Human Services submitted the following:

Meeting held on Wednesday, September 20, 2017, at 3:00 p.m., Room 1300, Binsfeld Office Building

Present: Senators Emmons (C), Pavlov, Jones, Casperson and Johnson

The Committee on Appropriations reported

Senate Bill No. 133, 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.

With the recommendation that the substitute (S-1) 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, Stamas, Schuitmaker, Knollenberg, Booher, Shirkey, Proos, Nofs, Green, Marleau, Gregory, Hopgood, Hertel and Knezek

Nays: None

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

The Committee on Appropriations reported

Senate Bill No. 253, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

With the recommendation that the substitute (S-1) 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, Stamas, Schuitmaker, Knollenberg, Booher, Shirkey, Proos, Nofs, Green, Marleau, Gregory, Hopgood, Hertel and Knezek

Nays: None

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

COMMITTEE ATTENDANCE REPORT

The Committee on Appropriations submitted the following:

Meeting held on Wednesday, September 20, 2017, at 2:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Hildenbrand (C), MacGregor, Stamas, Schuitmaker, Knollenberg, Booher, Shirkey, Proos, Nofs, Green, Marleau, Gregory, Hopgood, Hertel and Knezek

Excused: Senators Hansen and Young

COMMITTEE ATTENDANCE REPORT

The Senate Fiscal Agency Board of Governors submitted the following:

Meeting held on Wednesday, September 20, 2017, at 10:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Hildenbrand (C), Meekhof, MacGregor, Ananich and Gregory

Scheduled Meetings

Appropriations -

Subcommittee -

K-12, School Aid, Education and House School Aid Appropriations Subcommittee - Wednesdays, October 4, 8:00 a.m., Rooms 402 and 403, Capitol Building (CANCELED); October 11, 8:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Commerce - Wednesday, September 27, 8:30 a.m., Room 1200, Binsfeld Office Building (373-5312)

Criminal Justice Policy Commission - Wednesday, October 4, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-0212)

Economic Development and International Investment - Thursday, September 28, 1:30 p.m., Room 1200, Binsfeld Office Building (373-5323) (CANCELED)

Families, Seniors and Human Services - Wednesday, September 27, 3:00 p.m., Room 1300, Binsfeld Office Building (373-5314) (CANCELED)

Judiciary - Wednesday, September 27, 9:00 a.m., Room 1300, Binsfeld Office Building (373-5323)

Legislative Council - Wednesday, September 27, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-0212)

Michigan Competitiveness - Wednesday, September 27, 8:30 a.m., Room 1100, Binsfeld Office Building (373-5314)

Natural Resources - Wednesday, September 27, 12:30 p.m., Room 1300, Binsfeld Office Building (373-5312)

Outdoor Recreation and Tourism - Wednesday, September 27, 12:30 p.m., Room 1200, Binsfeld Office Building (373-5314)

Oversight - Thursday, September 28, 8:30 a.m., Room 1200, Binsfeld Office Building (373-5314)

Transportation and House Transportation and Infrastructure Committee - Thursday, September 28, 8:30 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5312)

Senator Kowall moved that the Senate adjourn.
The motion prevailed, the time being 11:03 a.m.

The President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Wednesday, September 27, 2017, at 10:00 a.m.

JEFFREY F. COBB
Secretary of the Senate

