

No. 50
STATE OF MICHIGAN
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REGULAR SESSION OF 2018

Senate Chamber, Lansing, Thursday, May 17, 2018.

10:00 a.m.

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

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

Ananich—present
Bieda—present
Booher—excused
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
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

Pastor Kit Carlson of All Saints Episcopal Church of East Lansing offered the following invocation:

Gracious and most holy God, we come before You today to ask Your blessing and guidance upon these State Senators—elected representatives of the people of the state of Michigan. From the farthest corner of the Upper Peninsula to the streets of Detroit, they have come to take counsel and to conduct the business of this great state. We ask You to give them wise and discerning hearts, the patience and forbearance to listen honestly to one another and to work together despite their differences, the courage to make difficult decisions, and the ever-present awareness that they represent more than just their own convictions and ideologies; that they represent varied constituencies with varied needs and varied challenges.

You are the source of all our being, all our hopes, all our striving, all our imaginings, and all our determination, and we ask You to be the source of all the work done here today, all the deliberations taken here today, and all the decisions made here today.

Most of all, most gracious God, let these, Your Senators, be the voice for all the people of Michigan, but especially those who have no voice—the very young, the very old, the ill, the unemployed, the homeless, and the hungry. You, who told Your people to care for the widow and the orphan and the stranger in the land, direct us this day to care the most for those who can least care for themselves.

In all things this State Senate does today, O gracious God, may these Senators honor You with the words they speak and the works they perform. Amen.

The Assistant President pro tempore, Senator O'Brien, led the members of the Senate in recital of the *Pledge of Allegiance*.

Motions and Communications

Senators Nofs, Robertson and Hildenbrand entered the Senate Chamber.

Senator Kowall moved that Senators Casperson, Pavlov and Shirkey be temporarily excused from today's session. The motion prevailed.

Senator Kowall moved that Senator Booher be excused from today's session. The motion prevailed.

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

Senators Casperson and Pavlov entered the Senate Chamber.

Messages from the Governor

The following messages from the Governor were received:

Date: May 15, 2018
Time: 1:58 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 297 (Public Act No. 151), being

An act to amend 2016 PA 407, entitled "An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations in the skilled trades and to regulate persons and activities relative to those occupations; to create a board for each of those occupations; to establish the powers and duties of certain state and local governmental officers and entities, including the boards created under this act; to provide for the promulgation of rules; to provide for fees; to provide for penalties and civil fines; and to repeal acts and parts of acts," by amending sections 201, 701, 713, and 731 (MCL 339.5201, 339.5701, 339.5713, and 339.5731).

(Filed with the Secretary of State on May 16, 2018, at 10:14 a.m.)

Date: May 15, 2018
Time: 2:00 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 815 (Public Act No. 152), being

An act to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally

accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of certain devices, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to regulate and certify the manufacturers of certain devices; to provide for approval and certification of installers and servicers of certain devices; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending section 801 (MCL 257.801), as amended by 2017 PA 238.

(Filed with the Secretary of State on May 16, 2018, at 10:16 a.m.)

Respectfully,
Rick Snyder
Governor

The following message from the Governor was received and read:

May 14, 2018

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

Governor’s Task Force on Child Abuse and Neglect

Lisa Maree Niergarth of 1299 E. Narlock Road, Cedar, Michigan 49621, county of Leelanau, representing a court-appointed special advocate, is appointed for a term expiring December 31, 2019.

Sincerely,
Rick Snyder
Governor

The appointment was 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 Assistant President pro tempore, Senator O’Brien, designated Senator Hildenbrand 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 without amendment, the following bill:

House Bill No. 5509, entitled

A bill to amend 1982 PA 162, entitled “Nonprofit corporation act,” by amending section 123 (MCL 450.2123), as amended by 2014 PA 557.

The bill 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. 465, entitled

A bill to amend 1980 PA 497, entitled “Construction lien act,” by amending sections 104, 106, 108, 108a, 109, 112, and 119 (MCL 570.1104, 570.1106, 570.1108, 570.1108a, 570.1109, 570.1112, and 570.1119), sections 104 and 106 as amended by 2010 PA 147 and sections 108, 109, and 119 as amended and section 108a as added by 1982 PA 17, and by adding sections 107a and 107b; and to repeal acts and parts of acts.

Substitute (S-2).

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:

House Bill No. 5508, entitled

A bill to amend 1897 PA 230, entitled “An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation

or amusement, and to repeal all laws or parts of laws in conflict herewith; and to impose certain duties on the department of commerce,” (MCL 455.1 to 455.24) by adding section 19.

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:

House Bill No. 4574, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 675 (MCL 257.675), as amended by 2013 PA 247.

Substitute (S-2).

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.

During the Committee of the Whole, Senator Shirkey entered the Senate Chamber.

By unanimous consent the Senate returned to the order of

Messages from the House

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

Senate Bill No. 35

Senate Bill No. 848

Senate Bill No. 851

Senate Bill No. 853

Senate Bill No. 854

Senate Bill No. 856

Senate Bill No. 857

Senate Bill No. 859

Senate Bill No. 862

Senate Bill No. 863

The motion prevailed.

Senate Bill No. 551, entitled

A bill to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people’s right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 1902, 1903, and 1907 (MCL 324.1902, 324.1903, and 324.1907), sections 1902 and 1907 as amended by 2012 PA 619 and section 1903 as amended by 2011 PA 117.

The House of Representatives has concurred in the Senate amendments to the House substitute (H-1).

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

Senate Bill No. 883, entitled

A bill to make, supplement, and adjust appropriations for certain capital outlay projects for the fiscal year ending September 30, 2018; to provide for expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

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

Senator Kowall moved that the bill be given immediate effect.

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

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

Senator Ananich entered the Senate Chamber.

Third Reading of Bills

Senator Kowall moved that the following bills be placed at the head of the Third Reading of Bills calendar:

Senate Bill No. 826
Senate Bill No. 969
Senate Bill No. 927
House Bill No. 5620
House Bill No. 5621
House Bill No. 5782
Senate Bill No. 992
Senate Bill No. 993
Senate Bill No. 994

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 826, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16265 and 17708 (MCL 333.16265 and 333.17708), section 17708 as amended by 2016 PA 499, and by adding section 16348a and part 186.

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. 305**Yeas—24**

Bieda	Horn	Marleau	Robertson
Conyers	Jones	Meekhof	Rocca
Green	Knezek	Nofs	Schmidt
Gregory	Knollenberg	O'Brien	Stamas
Hildenbrand	Kowall	Pavlov	Warren
Hood	MacGregor	Proos	Zorn

Nays—11

Ananich	Colbeck	Hertel	Schuitmaker
Brandenburg	Emmons	Hopgood	Shirkey
Casperson	Hansen	Hune	

Excused—2

Booher	Young
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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. 969, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 914b.

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. 306**Yeas—35**

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

Nays—0**Excused—2**

Booher Young

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. 927, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.155) by adding section 9p.
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. 307**Yeas—35**

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

Nays—0**Excused—2**

Booher Young

Not Voting—0

In The Chair: O'Brien

The Senate agreed to the title of the bill.

Senator Young entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 5620, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 12 (MCL 205.62), as amended by 2015 PA 251.

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. 308**Yeas—36**

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

Nays—0**Excused—1**

Booher

Not Voting—0

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

The President pro tempore, Senator Schuitmaker, assumed the Chair.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act,".

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5621, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 14b (MCL 205.104b), as amended by 2015 PA 252.

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. 309

Yeas—36

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

Nays—0

Excused—1

Booher

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the levy, assessment, and collection of a specific excise tax on the storage, use, or consumption in this state of tangible personal property and certain services; to appropriate the proceeds of that tax; to prescribe penalties; and to make appropriations,".

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5782, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 17a.

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. 310

Yeas—36

Ananich	Hansen	Knollenberg	Robertson
Bieda	Hertel	Kowall	Rocca
Brandenburg	Hildenbrand	MacGregor	Schmidt

Casperson	Hood	Marleau	Schuitmaker
Colbeck	Hopgood	Meekhof	Shirkey
Conyers	Horn	Nofs	Stamas
Emmons	Hune	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn

Nays—0

Excused—1

Booher

Not Voting—0

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,”.

The Senate agreed to the full title.

The following bill was read a third time:

Senate Bill No. 992, entitled

A bill to amend 2011 PA 142, entitled “Health insurance claims assessment act,” by amending section 3 (MCL 550.1733), as amended by 2016 PA 50, and by adding section 1a; and to repeal acts and parts of acts.

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. 311

Yeas—36

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

Nays—0

Excused—1

Booher

Not Voting—0

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Horn's statement is as follows:

First of all, I'd like to thank all of our staff who worked so hard on this package of bills, and particularly Tom Davis who put in countless hours on this important bill package. I'd like to thank our colleagues for all of their information, input, and knowledge through the course of our little informal workgroups, and I'd like to thank all of the stakeholders, and, most importantly, our very important job providers for all the work that they put into this as well.

This has been three years in the making, Madam President, and I'm proud of the work that we've done together. We've done many great things to make Michigan business-friendly, but there's always more work to be done. That's why I chose to lead this effort.

The health insurance claims assessment (HICA) was not only a stumbling block for growth, but we were playing chicken with a \$420 million hole in our budget should we do nothing. The HICA has always underperformed; the use tax could hardly fill the gaps. Today, they both go away.

We have a very sophisticated replacement, negotiated with the federal government, the state of Michigan, and all of our stakeholders. It is the right solution at the right time for a very significant problem and I welcome my colleagues' support.

The following bill was read a third time:

Senate Bill No. 993, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 3f (MCL 205.93f), as amended by 2016 PA 390.

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. 312**Yeas—36**

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

Nays—0**Excused—1**

Booher

Not Voting—0

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 994, entitled

A bill to impose an assessment on certain insurance providers; to impose certain duties and obligations on certain insurance providers, state departments, agencies, and officials; to create certain funds; to authorize certain expenditures; and to impose certain remedies and penalties.

The question being on the passage of the bill,

Senator Conyers offered the following amendment:

1. Amend page 6, following line 23, by inserting:

“(7) A PERSON ADMINISTERING A SELF-FUNDED PLAN THAT REALIZES A NET SAVINGS AS A RESULT OF THE REPEAL OF THE HEALTH INSURANCE CLAIMS ASSESSMENT ACT, 2011 PA 142, MCL 550.1731 TO 550.1741, SHALL PASS THAT SAVINGS THROUGH TO ITS CONSUMERS BY REDUCING ITS PREMIUMS ON A PRO RATA BASIS.”.

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. 313

Yeas—14

Ananich	Gregory	Knezek	Warren
Bieda	Hertel	O’Brien	Young
Conyers	Hood	Rocca	Zorn
Emmons	Hopgood		

Nays—22

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

Excused—1

Booher

Not Voting—0

In The Chair: Schuitmaker

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. 314

Yeas—34

Ananich	Hansen	Kowall	Robertson
Bieda	Hertel	MacGregor	Rocca

Brandenburg	Hildenbrand	Marleau	Schmidt
Casperson	Hood	Meekhof	Shirkey
Colbeck	Hopgood	Nofs	Stamas
Conyers	Horn	O'Brien	Warren
Emmons	Jones	Pavlov	Young
Green	Knezek	Proos	Zorn
Gregory	Knollenberg		

Nays—2

Hune	Schuitmaker
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Excused—1

Booher

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 Jones, Green, Brandenburg, Pavlov, Marleau, Casperson, Proos, Horn, Hildenbrand and Hune introduced **Senate Joint Resolution R, entitled**

A joint resolution applying to the Congress of the United States to call a convention to propose an amendment to the constitution of the United States to impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for federal officials and members of Congress.

The joint resolution was read a first and second time by title and referred to the Committee on Government Operations.

Senators MacGregor, Jones, Shirkey, Schuitmaker and Emmons introduced

Senate Bill No. 1017, entitled

A bill to codify the liability of possessors of real property for injuries to invitees and licensees.

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

Senator Young introduced

Senate Bill No. 1018, entitled

A bill to amend 2014 PA 86, entitled "Local community stabilization authority act," by amending sections 5 and 17 (MCL 123.1345 and 123.1357), section 5 as amended by 2015 PA 122 and section 17 as amended by 2017 PA 102.

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

Senator Young introduced

Senate Bill No. 1019, entitled

A bill to amend 2000 PA 489, entitled "Michigan trust fund act," by amending section 2 (MCL 12.252), as amended by 2016 PA 193, and by adding sections 11 and 11a.

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

Senator Young introduced

Senate Bill No. 1020, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 25 (MCL 205.75), as amended by 2015 PA 262.

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

Senators Bieda, Ananich, Hopgood, Knezek, Hertel, Gregory, Warren and Young introduced

Senate Bill No. 1021, entitled

A bill to create the independent counsel act; to provide for the powers and duties of certain state and local governmental officers and entities; and to create a fund.

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

House Bill No. 5325, entitled

A bill to amend 1961 PA 120, entitled "An act to authorize the development or redevelopment of principal shopping districts and business improvement districts; to permit the creation of certain boards; to provide for the operation of principal shopping districts and business improvement districts; to provide for the creation, operation, and dissolution of business improvement zones; and to authorize the collection of revenue and the bonding of certain local governmental units for the development or redevelopment projects," by amending section 1 (MCL 125.981), as amended by 2003 PA 209.

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 Economic Development and International Investment.

House Bill No. 5720, entitled

A bill to amend 1961 PA 120, entitled "An act to authorize the development or redevelopment of principal shopping districts and business improvement districts; to permit the creation of certain boards; to provide for the operation of principal shopping districts and business improvement districts; to provide for the creation, operation, and dissolution of business improvement zones; and to authorize the collection of revenue and the bonding of certain local governmental units for the development or redevelopment projects," by amending section 10 (MCL 125.990), as amended by 2013 PA 126.

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 Economic Development and International Investment.

House Bill No. 5750, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1, 2, and 3 of chapter XII (MCL 712.1, 712.2, and 712.3), sections 1 and 3 as amended by 2006 PA 488 and section 2 as added by 2000 PA 232.

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 Families, Seniors and Human Services.

House Bill No. 5751, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 5, 7, 10, 17, and 20 of chapter XII (MCL 712.5, 712.7, 712.10, 712.17, and 712.20), section 5 as added by 2000 PA 232, sections 7 and 10 as amended by 2006 PA 488, section 17 as amended by 2010 PA 348, and section 20 as amended by 2003 PA 245, and by adding section 3a.

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 Families, Seniors and Human Services.

House Bill No. 5775, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 59 (MCL 750.59).

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 Oversight.

House Bill No. 5805, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17755 (MCL 333.17755), as amended by 2018 PA 41.

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 Health Policy.

House Bill No. 5811, entitled

A bill to amend 2003 PA 238, entitled "Michigan notary public act," by amending sections 15, 25, and 27 (MCL 55.275, 55.285, and 55.287), section 15 as amended by 2006 PA 510, section 25 as amended by 2006 PA 426, and section 27 as amended by 2006 PA 155, and by adding sections 26b and 54.

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 Banking and Financial Institutions.

House Bill No. 5884, entitled

A bill to repeal 1925 PA 177, entitled "An act to protect and promote the public health and welfare, and to provide for the construction, maintenance and operation of hospitals and sanatoriums for the treatment of tuberculosis; and to make an appropriation therefor;" (MCL 332.151 to 332.164).

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 Oversight.

House Bill No. 5885, entitled

A bill to amend 1987 PA 230, entitled "Municipal health facilities corporations act," by amending section 305 (MCL 331.1305), as amended by 2002 PA 484.

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 Oversight.

House Bill No. 5886, entitled

A bill to amend 1945 PA 109, entitled "An act to protect and promote the public health and welfare and to enable boards of supervisors of certain counties to acquire, own, construct, establish, maintain and operate hospitals, county general hospitals, sanatoria and other institutions for the treatment of persons suffering from contagious and infectious diseases and for the treatment of indigent persons suffering from any physical ailment or impairment, and for temporary detention of mentally ill patients, both non-indigent and indigent, to authorize emergency treatment for emergency cases, to levy a tax therefor, appoint hospital trustees, authorize operation of hospitals by boards of county institutions, provide suitable means for the care of such afflicted persons, to limit the liability of counties maintaining such hospitals in respect to such cases, and to repeal acts inconsistent herewith," by amending section 13 (MCL 331.213).

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 Oversight.

House Bill No. 5887, entitled

A bill to amend 1913 PA 350, entitled "An act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, borrow money and issue bonds and notes therefor, elect hospital trustees, maintain training schools for nurses, maintain nursing home facilities, provide suitable means for the care of tuberculous persons, and to make possible the ultimate establishment of an adequate supply of hospitals," by amending section 4 (MCL 331.154).

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 Oversight.

House Bill No. 5888, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 109 (MCL 400.109), as amended by 2017 PA 253.

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 Oversight.

Committee Reports

The Committee on Judiciary reported

Senate Bill No. 973, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 478a (MCL 750.478a), as added by 1998 PA 360.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca, Emmons 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. 974, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16x of chapter XVII (MCL 777.16x), as amended by 2012 PA 323.

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, Emmons and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

House Bill No. 4101, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 35 (MCL 791.235), as amended by 2012 PA 24.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Emmons and Bieda

Nays: Senators Schuitmaker and Rocca

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

The Committee on Judiciary reported

House Bill No. 4102, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending sections 33 and 34 (MCL 791.233 and 791.234), section 33 as amended by 2017 PA 14 and section 34 as amended by 2017 PA 265.

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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Emmons and Bieda

Nays: Senator Schuitmaker

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

The Committee on Judiciary reported

House Bill No. 4103, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 197d. 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.

Rick Jones
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca, Emmons 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

House Bill No. 5245, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending sections 33b and 65 (MCL 791.233b and 791.265), section 33b as amended by 2010 PA 94 and section 65 as amended by 2012 PA 599.

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, Emmons and Bieda

Nays: Senator Schuitmaker

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, May 15, 2018, at 3:00 p.m., Room 1300, Binsfeld Office Building

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

The Committee on Commerce reported

House Bill No. 5726, entitled

A bill to prohibit pyramid promotional schemes; to provide for the powers and duties of certain state and local governmental officers and entities; and to prescribe penalties and provide remedies.

With the recommendation that the bill pass.

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

Wayne A. Schmidt
Chairperson

To Report Out:

Yeas: Senators Schmidt, Kowall, MacGregor, O'Brien and Hertel

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Commerce reported

House Bill No. 5727, entitled

A bill to amend 1974 PA 269, entitled "Franchise investment law," by amending section 28 (MCL 445.1528).

With the recommendation that the bill pass.

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

Wayne A. Schmidt
Chairperson

To Report Out:

Yeas: Senators Schmidt, Kowall, MacGregor, O'Brien and Hertel

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Commerce reported

House Bill No. 5728, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14h of chapter XVII (MCL 777.14h), as amended by 2012 PA 187.

With the recommendation that the bill pass.

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

Wayne A. Schmidt
Chairperson

To Report Out:

Yeas: Senators Schmidt, Kowall, MacGregor, O'Brien and Hertel

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Commerce reported

House Bill No. 5729, entitled

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 2 (MCL 445.902), as amended by 2006 PA 508.

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.

Wayne A. Schmidt
Chairperson

To Report Out:

Yeas: Senators Schmidt, Kowall, MacGregor, O'Brien and Hertel

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 Commerce submitted the following:

Meeting held on Wednesday, May 16, 2018, at 9:00 a.m., Room 1200, Binsfeld Office Building

Present: Senators Schmidt (C), Kowall, MacGregor, O'Brien and Hertel

The Committee on Regulatory Reform reported

Senate Bill No. 279, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," by amending section 3a (MCL 125.1503a), as amended by 2006 PA 192.

With the recommendation that the bill 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 Knezek

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Regulatory Reform reported

House Bill No. 5767, entitled

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

With the recommendation that the bill 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 Knezek

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Regulatory Reform reported

House Bill No. 5768, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 204.

With the recommendation that the bill 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 Knezek

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Reform submitted the following:

Meeting held on Wednesday, May 16, 2018, at 1:00 p.m., Room 1100, Binsfeld Office Building

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

The Committee on Families, Seniors and Human Services reported

House Bill No. 4505, entitled

A bill to amend 1976 PA 223, entitled "An act to create an agency concerned with crime victim services; to prescribe its powers and duties; to provide compensation to certain victims of crimes; to provide for the promulgation of rules; and to provide for penalties," by amending section 5a (MCL 18.355a), as added by 2008 PA 391.

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.

Judith K. Emmons
Chairperson

To Report Out:

Yeas: Senators Emmons, Jones and Casperson

Nays: None

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

The Committee on Families, Seniors and Human Services reported

House Bill No. 4506, entitled

A bill to amend 2008 PA 546, entitled "Sexual assault victims' medical forensic intervention and treatment act," by amending section 5 (MCL 400.1535).

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, Jones, Casperson and Gregory

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, May 16, 2018, at 3:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Emmons (C), Jones, Casperson and Gregory

Excused: Senator Pavlov

Scheduled Meetings

Finance - Tuesday, May 22, 1:30 p.m., Room 1200, Binsfeld Office Building (373-5312)

Judiciary - Tuesday, May 22, 9:00 a.m., Room 1300, Binsfeld Office Building (373-5323)

Local Government - Tuesday, May 22, 12:30 p.m., Room 1200, Binsfeld Office Building (373-5312)

Natural Resources - Wednesday, May 23, 12:30 p.m., Room 1300, Binsfeld Office Building (373-5312)

Transportation - Thursday, May 24, 8:30 a.m., Room 1100, Binsfeld Office Building (373-5312)

Senator Kowall moved that the Senate adjourn.
The motion prevailed, the time being 10:49 a.m.

The President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Tuesday, May 22, 2018, at 10:00 a.m.

JEFFREY F. COBB
Secretary of the Senate