No. 41 STATE OF MICHIGAN

JOURNAL OF THE

House of Representatives

99th Legislature REGULAR SESSION OF 2017

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

Reilly-present

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.

Afendoulis—present	(
Albert—present	(
Alexander—present	(
Allor—present	(
Barrett—present	(
Bellino—present	(
Bizon—present	(
Brann—present	(
Brinks—present	(
Byrd—present	(
Calley—present	(
Camilleri—present	ŀ
Canfield—present	ŀ
Chang—present	ŀ
Chatfield—present	ŀ
Chirkun—present	ŀ
Clemente—present	F
Cochran—present	ŀ
Cole—present	F
Cox—present	ŀ
Crawford—present	F
Dianda—present	I
Durhal—present	I
Elder—present	J
Ellison—present	J
Faris—present	k
Farrington—present	k
Frederick—present	

Garcia—present
Garrett—excused
Gay-Dagnogo—present
Geiss—present
Glenn—present
Graves—present
Green—present
Greig—present
Greimel—present
Griffin—present
Guerra—present
Hammoud—present
Hauck—present
Hernandez—present
Hertel—present
Hoadley—present
Hoitenga—present
Hornberger—present
Howell—present
Howrylak—present
Hughes—present
Iden—present
Inman—present
Johnson—present
Jones—excused
Kahle—present
Kelly—present

Kesto—present
Kivela—excused
Kosowski-present
LaFave—present
LaGrand—present
LaSata—present
Lasinski—present
Lauwers—present
Leonard—present
Leutheuser—present
Liberati—present
Lilly—present
Love—present
Lower—present
Lucido—present
Marino—present
Maturen—present
McCready—present
Miller—present
Moss—present
Neeley—present
Noble—present
Pagan—present
Pagel—present
Peterson—present
Phelps—present
Rabhi—present
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Rendon—present
Roberts—present
Robinson—present
Runestad—present
Sabo—present
Santana—present
Schor—present
Scott—present
Sheppard—present
Singh—present
Sneller—present
Sowerby—present
Tedder—present
Theis—present
VanderWall—present
VanSingel—present
Vaupel—present
VerHeulen—present
Victory—present
Webber—present
Wentworth—present
Whiteford—present
Wittenberg—present
Yanez—present
Yaroch—present
Zemke—present
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Rev. Tim Maxwell, Deacon of St. Mary Catholic Community in Port Huron, offered the following invocation:

"In the name of the Father, Son, and Holy Spirit:

Heavenly Father,

We ask You to impart Your Holy Spirit upon these Your servants and leaders of this sovereign state.

Grant them wisdom and guidance as they discharge their rightful duty as representatives of the people of the state of Michigan.

Grant them strength and endurance in their deliberations, so that through the struggle of the legislative forge, emerge tempered and true laws.

Grant them the humility and collegiality to work together as a true body, representative of the populace, united as one voice for the good of the people.

And, we ask You to bless and protect these servants, their loved ones, and all who call this, Your creation, home.

We ask this through Jesus Christ, Our Lord, Who reigns with You, in the unity of the Holy Spirit.

Amen."

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

Rep. Greig moved that Reps. Garrett, Jones and Kivela be excused from today's session. The motion prevailed.

Motions and Resolutions

Reps. Rendon, VanderWall, Alexander, Kelly, Farrington, Vaupel, Canfield, VanSingel, Victory, Lower, Calley, Kahle, Afendoulis, Whiteford, Tedder, Roberts, Webber, Gay-Dagnogo, Bizon, Chang, Clemente, Elder, Faris, Greig, Hoadley, Lasinski, Marino, Moss, Phelps, Schor, Sneller and Wittenberg offered the following resolution:

House Resolution No. 78.

A resolution to declare May 3, 2017, as Suits and Sneakers Day in the state of Michigan.

Whereas, Suits and Sneakers is a nationwide awareness effort encouraging coaches across the country to wear sneakers with their game attire while coaching games and encourages lawmakers and others to similarly wear sneakers with their suits in order to raise awareness about the fight against cancer, to share the importance of nutrition and physical activity in reducing one's cancer risk, and to promote the American Cancer Society as a place for help and support; and

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

Whereas, The American Cancer Society has estimated that over 57,000 new cancer cases will be diagnosed in the state of Michigan in 2017; and

Whereas, The American Cancer Society estimates that this year we will lose over 21,000 of our friends and loved ones to cancer in the state of Michigan; and

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

Whereas, Michigan lawmakers and citizens shall join together with coaches nationwide, as well as with thousands of volunteers for the American Cancer Society and the American Cancer Society Cancer Action Network, to advocate on behalf of cancer patients, survivors, and caregivers so that one day cancer will be eliminated as a major public health issue; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 3. 2017, as Suits and Sneakers Day in the state of Michigan; and be it further

Resolved, That cancer patients, cancer survivors, and their families be honored and that those people who have been lost to cancer be remembered.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Hoadley, Chang, Elder, Ellison, Green, Greig, Moss, Pagan, Phelps, Singh, Sneller, Sowerby, Wittenberg and LaGrand offered the following resolution:

House Resolution No. 79.

A resolution to condemn the horrific treatment of gay men in Chechnya and to call upon the President and Congress of the United States to take action without further delay.

Whereas, Gay men in Chechnya are being targeted, detained, tortured and killed by pro-Kremlin authorities based on nothing more than their sexual orientation. At least one camp, with credible media reports of up to four such facilities, has been opened for the express purpose of detaining, beating, and torturing gay men. These men are in danger not only of persecution by the governmental authorities but also to so-called "honor killings" by members of their own families; and

Whereas, We cannot stand idly by and turn a blind eye to such sweeping and outrageous violations of basic human rights, no matter where they occur. People should not fear for their lives because of who they are or who they love; and Whereas, By all accounts, the Russian Federation is ignoring anti-gay persecution and violence and failing to ensure safety and justice for the victims, despite a clear obligation to protect basic human rights under international law; and

Whereas, A spokesman for Chechen leader Ramzan Kadyov was quoted widely as saying, "You cannot detain and persecute people who simple do not exist in the republic," promoting the erasure of gay men; now, therefore, be it

Resolved by the House of Representatives, That we unequivocally condemn the horrific treatment of gay men in Chechnya and call upon the President and Congress of the United States to use every available diplomatic tool at their disposal to bring the violence, torture, and killing of gay Chechens to an end without further delay; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Military and Veterans Affairs.

Third Reading of Bills

House Bill No. 4209, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1344 (MCL 600.1344), as amended by 2002 PA 739.

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

Roll Call No. 89 Yeas—106

Afendoulis Frederick Kosowski LaFave Albert Garcia Alexander Gay-Dagnogo LaGrand Geiss Allor LaSata Barrett Glenn Lasinski Bellino Graves Lauwers Bizon Green Leonard Brann Greig Leutheuser Brinks Greimel Liberati Bvrd Griffin Lilly Calley Guerra Love Camilleri Hammoud Lower Canfield Hauck Lucido Hernandez Chang Marino Chatfield Hertel Maturen Chirkun Hoadley McCready Hoitenga Clemente Miller Cochran Hornberger Moss Howell Cole Neeley Howrylak Cox Noble Hughes Crawford Pagan Dianda Iden Pagel Durhal Inman Peterson

Rendon Roberts Robinson Runestad Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg

ElderJohnsonPhelpsYanezEllisonKahleRabhiYarochFarisKellyReillyZemke

Farrington Kesto

Nays—0

In The Chair: Glenn

The House agreed to the title of the bill.

Rep. Lauwers moved that the bill be given immediate effect.

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

House Bill No. 4210, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 151e (MCL 600.151e), as amended by 2004 PA 465.

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

Roll Call No. 90 Yeas—106

Afendoulis Frederick Kosowski Rendon LaFave Roberts Albert Garcia Alexander Gay-Dagnogo LaGrand Robinson Allor Geiss LaSata Runestad Glenn Barrett Lasinski Sabo Bellino Graves Lauwers Santana Bizon Green Leonard Schor Brann Greig Leutheuser Scott Greimel Sheppard **Brinks** Liberati Griffin Singh Bvrd Lilly Calley Guerra Love Sneller Camilleri Hammoud Lower Sowerby Canfield Hauck Lucido Tedder Hernandez Theis Chang Marino Chatfield VanderWall Hertel Maturen Chirkun Hoadley McCready VanSingel Clemente Hoitenga Miller Vaupel Cochran Hornberger Moss VerHeulen Cole Howell Neeley Victory Cox Howrylak Noble Webber Crawford Hughes Pagan Wentworth Dianda Iden Pagel Whiteford Durhal Inman Peterson Wittenberg Elder Phelps Yanez Johnson Ellison Rabhi Yaroch Kahle Faris Kelly Reilly Zemke Kesto Farrington

Nays—0

The House agreed to the title of the bill.

Rep. Lauwers moved that the bill be given immediate effect.

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

Senate Bill No. 46, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 698 (MCL 257.698), as amended by 2016 PA 161.

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

Roll Call No. 91

Yeas-94

Afendoulis	Faris	Johnson
Albert	Farrington	Kahle
Alexander	Frederick	Kelly
Allor	Garcia	Kesto
Barrett	Geiss	Kosowski
Bellino	Glenn	LaFave
Bizon	Graves	LaSata
Brann	Green	Lasinski
Brinks	Greig	Lauwers
Byrd	Greimel	Leonard
Calley	Griffin	Leutheuser
Camilleri	Guerra	Liberati
Canfield	Hammoud	Lilly
Chang	Hauck	Lower
Chatfield	Hernandez	Lucido
Chirkun	Hertel	Marino
Clemente	Hoadley	Maturen
Cole	Hoitenga	McCready
Cox	Hornberger	Miller
Crawford	Howell	Noble
Dianda	Howrylak	Pagan
Durhal	Hughes	Pagel
Elder	Iden	Phelps
Ellison	Inman	

Reilly Rendon Roberts Runestad Sabo Schor Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Yanez Yaroch Zemke

Nays—12

Cochran	Love	Peterson	Santana
Gay-Dagnogo	Moss	Rabhi	Scott
LaGrand	Neeley	Robinson	Wittenberg

In The Chair: Glenn

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

"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

Reilly Rendon Roberts Runestad Sheppard Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Yaroch

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,"

The House agreed to the full title.

Rep. Cole moved that the bill be given immediate effect.

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

House Bill No. 4421, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2016 PA 192.

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

Yeas—64

Roll Call No. 92

Afendoulis	Frederick	Kelly
Albert	Garcia	Kesto
Alexander	Glenn	LaFave
Allor	Graves	LaSata
Barrett	Griffin	Lauwers
Bellino	Hauck	Leonard
Bizon	Hernandez	Leutheuser
Brann	Hoitenga	Lilly
Brinks	Hornberger	Lower
Calley	Howell	Lucido
Canfield	Howrylak	Marino
Chatfield	Hughes	Maturen
Cole	Iden	McCready
Cox	Inman	Miller
Crawford	Johnson	Noble
Farrington	Kahle	Pagel

Nays-42

Byrd	Gay-Dagnogo	Lasinski	Sabo
Camilleri	Geiss	Liberati	Santana
Chang	Green	Love	Schor
Chirkun	Greig	Moss	Scott
Clemente	Greimel	Neeley	Singh
Cochran	Guerra	Pagan	Sneller
Dianda	Hammoud	Peterson	Sowerby
Durhal	Hertel	Phelps	Wittenberg
Elder	Hoadley	Rabĥi	Yanez
Ellison	Kosowski	Robinson	Zemke
Faris	LaGrand		

In The Chair: Glenn

The House agreed to the title of the bill.

Rep. Cole moved that the bill be given immediate effect.

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

House Bill No. 4422, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 61 (MCL 38.1361), as amended by 2015 PA 219.

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

Roll Call No. 93

Yeas—102

Afendoulis Farrington Kosowski Rendon Albert Frederick LaFave Roberts Garcia LaGrand Alexander Runestad Allor Gay-Dagnogo LaSata Sabo Barrett Geiss Lasinski Santana Bellino Glenn Lauwers Schor Bizon Graves Leonard Scott Brann Greig Leutheuser Sheppard **Brinks** Greimel Liberati Singh Byrd Griffin Sneller Lilly Calley Guerra Love Sowerby Camilleri Hammoud Lower Tedder Canfield Hauck Lucido Theis Hernandez Chang Marino VanderWall Chatfield Hertel VanSingel Maturen Chirkun Hoadley McCready Vaupel Hoitenga VerHeulen Clemente Miller Cochran Hornberger Victory Moss Cole Howell Neelev Webber Cox Hughes Noble Wentworth Crawford Iden Whiteford Pagan Dianda Pagel Wittenberg Inman Durhal Johnson Peterson Yanez Elder Kahle Phelps Yaroch Zemke Ellison Kellv Reilly Faris Kesto

Nays—4

Green Howrylak Rabhi Robinson

In The Chair: Glenn

The House agreed to the title of the bill.

Rep. Cole moved that the bill be given immediate effect.

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

Second Reading of Bills

Senate Bill No. 111, entitled

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending sections 2, 8a, 11, 13, 13b, 15, and 16 (MCL 125.2652, 125.2658a, 125.2661, 125.2663, 125.2663b, 125.2665, and 125.2666), as amended by 2016 PA 471, and by adding sections 13c and 14a.

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

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

Rep. Tedder moved to amend the bill as follows:

1. Amend page 77, following line 1, by inserting:

"Enacting section 1. This amendatory act takes effect 45 days after the date it is enacted into law.".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 77, following line 1, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4550 of the 99th Legislature is enacted into law.".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Chang moved to amend the bill as follows:

1. Amend page 60, following line 27, by inserting:

"(27) THE GOVERNING BODY MAY, AS A CONDITION OF APPROVING A TRANSFORMATIONAL BROWNFIELD PLAN, REQUIRE THE OWNER OR DEVELOPER OF THE PROJECT TO ENTER INTO A LEGALLY BINDING COMMUNITY BENEFITS AGREEMENT ADDRESSING ENVIRONMENTAL, ECONOMIC, HOUSING, QUALITY OF LIFE, OR OTHER ISSUES PRESENTED BY THE PROPOSED PROJECT WITH A NONPROFIT ORGANIZATION WITH MEMBERS PROXIMATE TO THE ELIGIBLE PROPERTY WHOSE ORGANIZATIONAL PURPOSE IS TO IMPROVE THE QUALITY OF LIFE OF RESIDENTS PROXIMATE TO THE ELIGIBLE PROPERTY."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Rabhi moved to amend the bill as follows:

1. Amend page 50, following line 20, by inserting:

"(H) FOR A PROJECT LOCATED IN A CITY WITH A POPULATION OF MORE THAN 500,000, WHETHER THE TRANSFORMATIONAL BROWNFIELD PLAN INCLUDES A LOCAL HIRING AND CONTRACTING COMMITMENT TO HIRE AT LEAST 51% OF WORKERS WHO RESIDE WITHIN THE JURISDICTION OF THE GOVERNING BODY AND TO USE BUSINESSES HEADQUARTERED OR BASED IN THE JURISDICTION OF THE GOVERNING BODY FOR AT LEAST 51% OF THE TOTAL VALUE OF CONTRACTS FOR CONSTRUCTION AND OTHER SERVICES ASSOCIATED WITH THE PROJECT."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Camilleri moved to amend the bill as follows:

1. Amend page 60, following line 27, by inserting:

"(27) THE MICHIGAN STRATEGIC FUND SHALL HIRE AN INDEPENDENT, THIRD-PARTY CONTRACTOR TO PERFORM AN ECONOMIC AND FISCAL UNDERWRITING ANALYSIS EVERY 5 YEARS DURING THE DURATION OF EACH TRANSFORMATIONAL BROWNFIELD PLAN TO DETERMINE IF THE DEVELOPMENTS INCLUDED IN THE TRANSFORMATIONAL BROWNFIELD PLAN ARE PRODUCING A NET POSITIVE FISCAL IMPACT TO THIS STATE. IF IT IS DETERMINED THAT A TRANSFORMATIONAL BROWNFIELD PLAN IS NOT RESULTING IN A NET POSITIVE FISCAL IMPACT TO THIS STATE, THE MICHIGAN STRATEGIC FUND SHALL NOT APPROVE THE USE OF ADDITIONAL CONSTRUCTION PERIOD TAX CAPTURE REVENUES, WITHHOLDING TAX CAPTURE REVENUES, AND INCOME TAX CAPTURE REVENUES. THE APPLICANT SHALL MAKE AVAILABLE ALL DOCUMENTS NECESSARY FOR THE PERFORMANCE OF THE INDEPENDENT, THIRD-PARTY ECONOMIC AND FISCAL UNDERWRITING ANALYSIS UNDER THIS SUBSECTION. THE MICHIGAN STRATEGIC FUND SHALL PUBLISH AND MAKE AVAILABLE TO THE PUBLIC ALL ECONOMIC AND FISCAL UNDERWRITING ANALYSIS PERFORMED IN ACCORDANCE WITH THIS SUBSECTION. THE MICHIGAN STRATEGIC FUND SHALL TRANSMIT COPIES OF ALL ECONOMIC AND FISCAL UNDERWRITING ANALYSIS PERFORMED IN ACCORDANCE WITH THIS SUBSECTION TO THE GOVERNING BODY, THE GOVERNOR, EACH MEMBER OF THE LEGISLATURE, THE DEPARTMENT OF TREASURY, THE AUDITOR GENERAL, THE HOUSE FISCAL AGENCY, AND THE SENATE FISCAL AGENCY.

(28) THE GOVERNING BODY, UPON RECEIPT OF THE ECONOMIC AND FISCAL UNDERWRITING ANALYSIS PRESCRIBED IN SUBSECTION (27), SHALL DESIGNATE 3 REPRESENTATIVES FOR THE CREATION AND OPERATION OF A LOCAL REVIEW BOARD TO EVALUATE THE SUCCESS OF THE TRANSFORMATIONAL BROWNFIELD PLAN, INCLUDING, BUT NOT LIMITED TO, REVIEWING THE UNDERWRITING ANALYSIS CONDUCTED FOR THE MICHIGAN STRATEGIC FUND AND COMPLIANCE WITH CRITERIA UNDER THIS SECTION. THE REVIEW BOARD MAY SUGGEST TO THE MICHIGAN STRATEGIC FUND AMENDMENTS TO THE TRANSFORMATIONAL BROWNFIELD PLAN FOR THE REMAINING PERIOD OF THE TRANSFORMATIONAL BROWNFIELD PLAN.".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Gay-Dagnogo moved to amend the bill as follows:

1. Amend page 60, following line 27, by inserting:

"(27) THE MICHIGAN STRATEGIC FUND SHALL NOT APPROVE A TRANSFORMATIONAL BROWNFIELD PLAN THAT INCLUDES RESIDENTIAL HOUSING UNITS UNLESS THAT PLAN SETS ASIDE 20% OR MORE OF THE RESIDENTIAL HOUSING UNITS ON THE ELIGIBLE PROPERTY FOR AFFORDABLE HOUSING. THESE AFFORDABLE HOUSING UNITS MUST BE RANDOMLY DISTRIBUTED THROUGHOUT THE RESIDENTIAL HOUSING UNITS ON THE ELIGIBLE PROPERTY. TO QUALIFY FOR AFFORDABLE HOUSING UNITS, APPLICANTS MUST EARN 80% OR LESS OF THE MEDIAN HOUSEHOLD INCOME FOR THE COUNTY IN WHICH THE ELIGIBLE PROPERTY IS LOCATED. RENT FOR THE AFFORDABLE HOUSING UNITS SHALL BE CALCULATED BASED ON 30% OF THE ELIGIBLE APPLICANT'S MONTHLY ADJUSTED GROSS INCOME."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Gay-Dagnogo moved to amend the bill as follows:

- 1. Amend page 50, following line 20, by inserting:
- "(H) FOR A PROJECT LOCATED IN A CITY WITH A POPULATION OF MORE THAN 500,000, WHETHER THE TRANSFORMATIONAL BROWNFIELD PLAN INCLUDES A COMMITMENT TO USE CONTRACTORS THAT ARE WOMEN-OWNED BUSINESSES AND MINORITY-OWNED BUSINESSES. AS USED IN THIS SUBDIVISION:
- (i) "MINORITY-OWNED BUSINESS" MEANS A BUSINESS THAT IS AT LEAST 51% OWNED BY 1 OR MORE MINORITY GROUP MEMBERS, OR, IN THE CASE OF ANY PUBLICLY OWNED BUSINESS, AT LEAST 51% OF THE STOCK OF WHICH IS OWNED BY 1 OR MORE MINORITY GROUP MEMBERS, AND THE MANAGEMENT AND DAILY BUSINESS OPERATIONS OF THAT BUSINESS ARE CONTROLLED BY 1 OR MORE MINORITY GROUP MEMBERS. FOR PURPOSES OF THIS SUBDIVISION, MINORITY GROUP MEMBERS ARE UNITED STATES CITIZENS WHO ARE ASIAN, SOUTH ASIAN, AFRICAN-AMERICAN, HISPANIC AMERICAN, ARAB-AMERICAN, PACIFIC ISLANDER, OR NATIVE AMERICAN.
- (ii) "WOMEN-OWNED BUSINESS" MEANS A BUSINESS THAT IS AT LEAST 51% OWNED BY 1 OR MORE WOMEN, OR, IN THE CASE OF ANY PUBLICLY-OWNED BUSINESS, AT LEAST 51% OF THE STOCK OF WHICH IS OWNED BY 1 OR MORE WOMEN, AND THE MANAGEMENT AND DAILY BUSINESS OPERATIONS OF THAT BUSINESS ARE CONTROLLED BY 1 OR MORE WOMEN."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Gay-Dagnogo moved to amend the bill as follows:

- 1. Amend page 50, following line 20, by inserting:
- "(H) FOR A PROJECT THAT INCLUDES RETAIL OR OFFICE DEVELOPMENT AND IS LOCATED IN A CITY WITH A POPULATION OF MORE THAN 500,000, WHETHER THE TRANSFORMATIONAL BROWNFIELD PLAN INCLUDES A COMMITMENT TO RECRUIT BUSINESSES FOR OCCUPANCY THAT ARE WOMEN-OWNED BUSINESSES AND MINORITY-OWNED BUSINESSES. AS USED IN THIS SUBDIVISION:
- (i) "MINORITY-OWNED BUSINESS" MEANS A BUSINESS THAT IS AT LEAST 51% OWNED BY 1 OR MORE MINORITY GROUP MEMBERS, OR, IN THE CASE OF ANY PUBLICLY OWNED BUSINESS, AT LEAST 51% OF THE STOCK OF WHICH IS OWNED BY 1 OR MORE MINORITY GROUP MEMBERS, AND THE MANAGEMENT AND DAILY BUSINESS OPERATIONS OF THAT BUSINESS ARE CONTROLLED BY 1 OR MORE MINORITY GROUP MEMBERS. FOR PURPOSES OF THIS SUBDIVISION, MINORITY GROUP MEMBERS ARE UNITED STATES CITIZENS WHO ARE ASIAN, SOUTH ASIAN, AFRICAN-AMERICAN, HISPANIC AMERICAN, ARAB-AMERICAN, PACIFIC ISLANDER, OR NATIVE AMERICAN.
- (ii) "WOMEN-OWNED BUSINESS" MEANS A BUSINESS THAT IS AT LEAST 51% OWNED BY 1 OR MORE WOMEN, OR, IN THE CASE OF ANY PUBLICLY OWNED BUSINESS, AT LEAST 51% OF THE STOCK OF WHICH IS OWNED BY 1 OR MORE WOMEN, AND THE MANAGEMENT AND DAILY BUSINESS OPERATIONS OF THAT BUSINESS ARE CONTROLLED BY 1 OR MORE WOMEN."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor. Rep. Theis moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 112, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 51e.

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

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

Rep. Tedder moved to amend the bill as follows:

1. Amend page 2, following line 5, by inserting:

"Enacting section 1. This amendatory act takes effect 45 days after the date it is enacted into law.".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 2, following line 5, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4550 of the 99th Legislature is enacted into law.".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor. Rep. Theis moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 113, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4d (MCL 205.54d), as amended by 2014 PA 53.

The bill was read a second time.

Rep. Tedder moved to amend the bill as follows:

1. Amend page 4, following line 5, by inserting:

"Enacting section 1. This amendatory act takes effect 45 days after the date it is enacted into law.".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 4, following line 5, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4550 of the 99th Legislature is enacted into law.".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor. Rep. Theis moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 114, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4dd. The bill was read a second time.

Rep. Tedder moved to amend the bill as follows:

1. Amend page 2, following line 4, by inserting:

"Enacting section 1. This amendatory act takes effect 45 days after the date it is enacted into law.".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 2, following line 4, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4550 of the 99th Legislature is enacted into law.".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor. Rep. Theis moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 115, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 9 (MCL 125.2689), as amended by 2011 PA 315.

The bill was read a second time.

Rep. Tedder moved to amend the bill as follows:

1. Amend page 3, following line 16, by inserting:

"Enacting section 1. This amendatory act takes effect 45 days after the date it is enacted into law.".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 3, following line 16, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4550 of the 99th Legislature is enacted into law.".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor. Rep. Theis moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, May 2: House Bill Nos. 4554 4555 4556 4557 4558 4559 4560 4561 4562 4563 4564 4565 4566 4567 4568 4569 4570 4571 4572 4573 4574 4575 4576 4577 4578

The Clerk announced that the following Senate bills had been received on Wednesday, May 3:

Senate Bill Nos. 139 140 141

Messages from the Senate

Senate Bill No. 139, entitled

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

The Senate has passed the bill.

The bill was read a first time by its title.

Pending the reference of the bill to a committee,

Rep. Theis moved that Rules 41 and 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

Rep. Theis moved that the bill be placed on the order of Second Reading of Bills.

The motion prevailed.

Senate Bill No. 140, entitled

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

The Senate has passed the bill.

The bill was read a first time by its title.

Pending the reference of the bill to a committee,

Rep. Theis moved that Rules 41 and 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

Rep. Theis moved that the bill be placed on the order of Second Reading of Bills.

The motion prevailed.

Senate Bill No. 141, entitled

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

The Senate has passed the bill.

The bill was read a first time by its title.

Pending the reference of the bill to a committee,

Rep. Theis moved that Rules 41 and 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

Rep. Theis moved that the bill be placed on the order of Second Reading of Bills.

The motion prevailed.

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

Introduction of Bills

Rep. Kosowski introduced

House Bill No. 4579, entitled

A bill to establish a stipend program for certain student teachers; to establish a student teacher stipend fund and to provide for its administration; and to prescribe certain powers and duties of certain state officers, agencies, and departments.

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

Rep. Farrington introduced

House Bill No. 4580, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 44 (MCL 125.1444), as amended by 2012 PA 326.

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

Reps. Reilly, Tedder, Webber, Lucido, Runestad and Hernandez introduced

House Bill No. 4581, entitled

A bill to protect the right of free speech and assembly on the campuses of public universities and community and junior colleges; to provide for enforcement of that right; and to provide remedies.

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

Reps. Hoadley, Pagan, Garrett, Chang, Rabhi, Geiss, Dianda, Clemente, Chirkun, Lasinski, Cochran, Neeley, Yanez, Hammoud, Sabo, Byrd, Brinks, Faris, Moss, Sowerby, Ellison, LaGrand, Liberati, Elder, Robinson, Durhal, Wittenberg, Santana, Peterson, Love, Green, Sneller, Phelps, Camilleri, Singh, Greig, Kivela, Schor, Zemke, Hertel, Inman, Gay-Dagnogo, Greimel and Kosowski introduced

House Joint Resolution O, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 4 of article II and by adding section 1a to article II, to provide for the rights of electors.

The joint resolution was read a first time by its title and referred to the Committee on Elections and Ethics.

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

House Bill No. 4169, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 503 (MCL 436.1503).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Bellino, Crawford, Leutheuser, Theis, Webber, Griffin, Hauck, Hoitenga, Reilly, Moss, Dianda, Chirkun, Liberati and Love

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Iden, Chair, of the Committee on Regulatory Reform, was received and read: Meeting held on: Wednesday, May 3, 2017

Present: Reps. Iden, Bellino, Crawford, Leutheuser, Theis, Webber, Griffin, Hauck, Hoitenga, Reilly, Moss, Dianda, Chirkun, Liberati and Love

Absent: Rep. Jones Excused: Rep. Jones

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4229, entitled

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

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4231, entitled

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

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4233, entitled

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

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4234, entitled

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

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4235, 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 (H-3) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4236, entitled

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

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4237, entitled

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

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Appropriations, by Rep. Cox, Chair, reported

House Bill No. 4238, entitled

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

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford and Yaroch

Nays: Reps. Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cox, Chair, of the Committee on Appropriations, was received and read: Meeting held on: Wednesday, May 3, 2017

Present: Reps. Cox, VerHeulen, Kelly, Pagel, Victory, Afendoulis, Bizon, Canfield, Inman, Miller, Allor, Brann, Hernandez, LaSata, Marino, VanSingel, Whiteford, Yaroch, Durhal, Cochran, Faris, Kosowski, Yanez, Hoadley, Pagan, LaGrand, Peterson, Rabhi and Santana

The Committee on Local Government, by Rep. Lower, Chair, reported

House Bill No. 4423, entitled

A bill to create the sheriff patrol assistance for financially distressed communities program act; to describe the sheriff patrol assistance for financially distressed communities program; and to provide for certain grants.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Lower, Crawford, Runestad, Howell, Alexander, Frederick, Hauck, Green, Moss, Ellison and Sabo

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Lower, Chair, of the Committee on Local Government, was received and read: Meeting held on: Wednesday, May 3, 2017

Present: Reps. Lower, Crawford, Runestad, Howell, Alexander, Frederick, Hauck, Green, Moss, Ellison and Sabo

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Howell, Chair, of the Committee on Natural Resources, was received and read:

Meeting held on: Wednesday, May 3, 2017

Present: Reps. Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Chang and Sowerby

Absent: Rep. Kivela Excused: Rep. Kivela

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Tedder, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, May 3, 2017

Present: Reps. Tedder, Maturen, Howrylak, Kesto, Lucido, Vaupel, Johnson, Kahle, Lower, Byrd, Neeley and Ellison

Absent: Rep. Hammoud Excused: Rep. Hammoud

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Albert, Chair, of the Committee on Financial Liability Reform, was received and read:

Meeting held on: Wednesday, May 3, 2017

Present: Reps. Albert, Reilly, McCready, Leutheuser, Lucido, Maturen, Wittenberg, Scott and Sneller

Announcements by the Clerk

The Clerk received the following dissent from Rep. Ellison:

<u>Today</u> I submit my dissent to protest against the actions perpetrated by the Majority when it failed to allow constitutionally guaranteed recorded votes on parts of the budget. Members are fighting hard for a budget that supports

our middle class, invests in our crumbling roads and bridges, ensures strong public safety and provides a top-rate education for our kids. To that end, we offered multiple amendments that would have resulted in a budget that more closely reflected these priorities. Despite explicit written evidence of the necessary 1/5 support within the chamber required for a record roll call vote, we were ignored and dismissed in violation of the Michigan Constitution. This is not what democracy looks like. I am disappointed in today's actions.

Rep. Lower moved that the House adjourn. The motion prevailed, the time being 3:50 p.m.

Associate Speaker Pro Tempore Glenn declared the House adjourned until Thursday, May 4, at 12:00 Noon.

GARY L. RANDALL Clerk of the House of Representatives