

No. 83  
STATE OF MICHIGAN  
**Journal of the Senate**  
100th Legislature  
**REGULAR SESSION OF 2020**

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Senate Chamber, Lansing, Wednesday, November 4, 2020.

10:00 a.m.

Pursuant to rule 1.101, in the absence of the Presiding Officers, the Senate was called to order by the Secretary of the Senate.

**Motions and Communications**

The following communication was received and read:  
Office of the Auditor General

October 22, 2020

Enclosed is a copy of the following report:

- Single audit report for the State of Michigan for the fiscal year ended September 30, 2019 (000-0100-20).

Sincerely,  
Doug Ringler  
Auditor General

The audit report was referred to the Committee on Oversight.

**Messages from the Governor**

The following message from the Governor was received:

Date: October 22, 2020

Time: 11:24 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

**Enrolled Senate Bill No. 1094 (Public Act No. 231), being**

An act to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide

for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending section 21717 (MCL 333.21717), as amended by 2014 PA 66, and by adding section 5145.

(Filed with the Secretary of State on October 22, 2020, at 12:10 p.m.)

Respectfully,  
Gretchen Whitmer  
Governor

The following messages from the Governor were received and read:

October 30, 2020

I respectfully submit to the Senate the following appointment to office pursuant to Public Act 299 of 1980, MCL 339.302, 339.303 and 339.721:

**Michigan State Board of Accountancy**

Ms. Eulonda N. Whitmore of 14309 Rutherford Street, Detroit, Michigan 48227, county of Wayne, succeeding Matthew Roling who has resigned, appointed to represent the general public, for a term commencing October 30, 2020 and expiring June 30, 2023.

October 30, 2020

I respectfully submit to the Senate the following appointment to office pursuant to Public Act 191 of 1968, MCL 123.1002:

**State Boundary Commission**

Mr. Christopher T. Beland of 2606 Elderberry Drive, Okemos, Michigan 48864, county of Ingham, reappointed for a term commencing November 16, 2020 and expiring November 15, 2023.

October 30, 2020

I respectfully submit to the Senate the following appointments to office pursuant to Public Act 306 of 1969, MCL 24.265:

**Environmental Rules Review Committee**

Ms. Mary Ellen Mika of 12905 Wilderness Trail, Grand Haven, Michigan 49417, county of Ottawa, succeeding Daniel Frakes whose term has expired, appointed to represent Democrats and a statewide manufacturing organization, for a term commencing October 30, 2020 and expiring October 4, 2024.

Mr. Walker Modic of 1731 Dover Road, Kalamazoo, Michigan 49008, county of Kalamazoo, succeeding Janet Barlow whose term has expired, appointed to represent Independents and a statewide organization that represents small businesses, for a term commencing October 30, 2020 and expiring October 4, 2024.

Mr. Jeremy Orr of 272 E. Palmer Street, Detroit, Michigan 48202, county of Wayne, reappointed to represent Democrats and a statewide environmental organization, for a term commencing October 30, 2020 and expiring October 4, 2024.

Mr. Eric Pessell of 7485 Herman Drive, Delton, Michigan 49046, county of Barry, reappointed to represent Independents and public health professionals, for a term commencing October 30, 2020 and expiring October 4, 2024.

Respectfully,  
Gretchen Whitmer  
Governor

The appointments were referred to the Committee on Advice and Consent.

**Announcements of Printing and Enrollment**

The Secretary announced that the following bills were printed and filed on Wednesday, October 14, and are available on the Michigan Legislature website:

**House Bill Nos. 6298 6299 6300 6301 6302 6303 6304 6305 6306 6307 6308 6309 6310 6311 6312**

The Secretary announced that the following bills were printed and filed on Wednesday, October 21, and are available on the Michigan Legislature website:

**Senate Bill Nos. 1199 1200 1201 1202 1203 1204**

**House Bill Nos. 6313 6314**

### Committee Reports

The Committee on Health Policy and Human Services reported

**Senate Bill No. 22, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17801 (MCL 333.17801), as amended by 2009 PA 55, and by adding sections 16188, 17820a, and 17820b.

With the recommendation that the bill pass.

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

Curtis S. VanderWall  
Chairperson

To Report Out:

Yeas: Senators VanderWall, Bizon, Johnson, LaSata, MacDonald, Theis, Brinks, Hertel, Santana and Wojno

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy and Human Services reported

**House Bill No. 4098, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 21903, 21905, 21907, 21909, 21911, 21913, 21915, 21919, 21921, and 21923 (MCL 333.21903, 333.21905, 333.21907, 333.21909, 333.21911, 333.21913, 333.21915, 333.21919, 333.21921, and 333.21923), as added by 2017 PA 172.

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.

Curtis S. VanderWall  
Chairperson

To Report Out:

Yeas: Senators VanderWall, Bizon, Johnson, LaSata, MacDonald and Theis

Nays: Senators Brinks, Hertel, Santana and Wojno

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

### COMMITTEE ATTENDANCE REPORT

The Committee on Health Policy and Human Services submitted the following:

Meeting held on Wednesday, October 21, 2020, at 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators VanderWall (C), Bizon, Johnson, LaSata, MacDonald, Theis, Brinks, Hertel, Santana and Wojno

### COMMITTEE ATTENDANCE REPORT

The Committee on Oversight submitted the following:

Joint meeting held on Tuesday, October 20, 2020, at 2:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators McBroom (C), Lucido, Theis, MacDonald and Irwin

### COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary and Public Safety submitted the following:

Meeting held on Wednesday, October 21, 2020, at 12:30 p.m., Room 403, 4th Floor, Capitol Building

Present: Senators Lucido (C), VanderWall, Barrett, Johnson, Runestad, Chang and Irwin

## COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary and Public Safety submitted the following:

Meeting held on Tuesday, October 27, 2020, at 10:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Lucido (C), VanderWall, Johnson, Runestad, Chang and Irwin

Excused: Senator Barrett

## COMMITTEE ATTENDANCE REPORT

The Committee on Advice and Consent submitted the following:

Meeting held on Wednesday, October 28, 2020, at 10:30 a.m., Room 1100, Binsfeld Office Building

Present: Senators Nesbitt (C), Theis, McBroom and Hertel

## COMMITTEE ATTENDANCE REPORT

The Committee on Advice and Consent submitted the following:

Meeting held on Wednesday, October 28, 2020, at 12:00 noon, Room 1100, Binsfeld Office Building

Present: Senators Nesbitt (C), Theis, McBroom and Hertel

**Scheduled Meetings**

**Energy and Technology** – Thursday, November 12, 2:30 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (517) 373-1721

**Finance** – Thursday, November 5, 12:00 noon, Room 403, 4th Floor, Capitol Building (517) 373-5312

**Judiciary and Public Safety** – Thursday, November 5, 8:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (517) 373-5312

**Natural Resources** – Thursday, November 5, 8:30 a.m., Room 403, Capitol Building (517) 373-5312

In the absence of all Senators, pursuant to Joint Rule 15, the Secretary of the Senate adjourned the Senate, the time being 10:01 a.m.

The Secretary of the Senate declared the Senate adjourned until Thursday, November 5, 2020, at 10:00 a.m.

MARGARET O'BRIEN  
Secretary of the Senate