

**No. 86**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**100th Legislature**  
**REGULAR SESSION OF 2020**

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Senate Chamber, Lansing, Thursday, November 12, 2020.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Garlin D. Gilchrist II.

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

Alexander—present  
Ananich—excused  
Barrett—present  
Bayer—present  
Bizon—present  
Brinks—present  
Bullock—present  
Bumstead—present  
Chang—present  
Daley—present  
Geiss—present  
Hertel—present  
Hollier—present

Horn—present  
Irwin—present  
Johnson—present  
LaSata—present  
Lauwers—present  
Lucido—excused  
MacDonald—present  
MacGregor—present  
McBroom—present  
McCann—present  
McMorrow—present  
Moss—present  
Nesbitt—present

Outman—present  
Polehanki—present  
Runestad—present  
Santana—present  
Schmidt—present  
Shirkey—present  
Stamas—present  
Theis—present  
VanderWall—present  
Victory—present  
Wojno—present  
Zorn—present

Senator John Bizon of the 19th District offered the following invocation:

Father, we thank You for this day. It is a day filled with opportunities, possibilities, and purpose.

Lord, You have been our dwelling place and we realize that in spite of our possible differences, struggles, and challenges, You are yet good to us. We thank You for each of the Representatives and Senators who have been duly elected by the citizens of the state of Michigan to serve and represent their respective communities. We pray for Your divine blessing upon each of us and this session.

Lord, we thank You that Your ways are past understanding and as we seek Your guidance, we thank You in advance for Your knowledge, understanding, and wisdom. Bless us, O God, to continue to always remember that it is in You that we live, move, and have our very being.

Lord, we ask that You would heal our land as we invoke Your presence upon this session. Lead us in the path of mercy, strength, and truth, and provide the necessary direction for each decision that we make. Let the words of our mouth and the meditation of our heart, be acceptable in Thy sight, O Lord, our strength, and our redeemer.

It is with thanksgiving that we pray, in Jesus' name. Amen.

The President, Lieutenant Governor Gilchrist, led the members of the Senate in recital of the *Pledge of Allegiance*.

### **Motions and Communications**

Senators Theis and Santana entered the Senate Chamber.

Senator MacGregor moved that Senator Lucido be excused from today's session.  
The motion prevailed.

Senator Chang moved that Senator Ananich be excused from today's session.  
The motion prevailed.

Senator MacGregor moved that rule 3.901 be suspended to allow filming and photographs to be taken from the Senate Gallery.

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

### **Recess**

Senator MacGregor moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 10:06 a.m.

10:33 a.m.

The Senate was called to order by the President, Lieutenant Governor Gilchrist.

By unanimous consent the Senate proceeded to the order of  
**General Orders**

Senator MacGregor moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Gilchrist, designated Senator Brinks as Chairperson.

After some time spent therein, the Committee arose; and the President, Lieutenant Governor Gilchrist, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

#### **Senate Bill No. 934, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 203 and 537 (MCL 436.1203 and 436.1537), section 203 as amended by 2016 PA 520 and section 537 as amended by 2018 PA 560.

Substitute (S-3)

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:

**Senate Bill No. 1138, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 203 (MCL 436.1203), as amended by 2020 PA 106.

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 :

**Senate Bill No. 1139, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending sections 105, 107, 109, 111, 113, 113a, 204, 301, 303, 307, 502, 504, 518, 525, 532, 536, 537, 545, 601, 603, 605, 607, 608, 610, 610a, 611, 914b, 1019, 1025, 1027, 1101, 1103, 1105, 1113, 1114, and 1115 (MCL 436.1105, 436.1107, 436.1109, 436.1111, 436.1113, 436.1113a, 436.1204, 436.1301, 436.1303, 436.1307, 436.1502, 436.1504, 436.1518, 436.1525, 436.1532, 436.1536, 436.1537, 436.1545, 436.1601, 436.1603, 436.1605, 436.1607, 436.1608, 436.1610, 436.1610a, 436.1611, 436.1914b, 436.2019, 436.2025, 436.2027, 436.2101, 436.2103, 436.2105, 436.2113, 436.2114, and 436.2115), section 105 as amended by 2018 PA 414, section 107 as amended by 2019 PA 126, section 109 as amended by 2020 PA 120, section 111 as amended by 2020 PA 115, section 113 as amended by 2018 PA 405, section 113a as amended by 2018 PA 416, section 204 as added by 2018 PA 178, section 301 as amended by 2020 PA 110, section 303 as amended by 2018 PA 154, section 307 as amended by 2020 PA 114, section 502 as amended by 2020 PA 112, section 504 as added by 2020 PA 80, section 518 as amended by 2010 PA 279, section 525 as amended by 2016 PA 434, section 532 as amended by 2018 PA 104, section 536 as amended by 2020 PA 126, section 537 as amended by 2020 PA 117, section 545 as amended by 2016 PA 328, section 601 as amended by 2019 PA 125, section 603 as amended by 2018 PA 407, section 605 as amended by 2014 PA 45, section 607 as amended by 2018 PA 417, section 608 as added by 2019 PA 127, section 610 as added by 2016 PA 106, section 610a as added by 2017 PA 131, section 914b as added by 2018 PA 346, sections 1025 and 1027 as amended by 2019 PA 131, sections 1113 and 1114 as amended by 2011 PA 27, and section 1115 as amended by 2010 PA 213.

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:

**Senate Bill No. 1140, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 609 (MCL 436.1609), as amended by 2016 PA 81.

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.

By unanimous consent the Senate returned to the order of  
**Third Reading of Bills**

Senator MacGregor moved that the Senate proceed to consideration of the following bill:

**Senate Bill No. 1052**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 1052, entitled**

A bill to amend 2008 PA 549, entitled “Michigan promise zone authority act,” by amending section 3 (MCL 390.1663), as amended by 2013 PA 210.

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. 420**

**Yeas—36**

Alexander	Geiss	MacGregor	Santana
Barrett	Hertel	McBroom	Schmidt
Bayer	Hollier	McCann	Shirkey
Bizon	Horn	McMorrow	Stamas
Brinks	Irwin	Moss	Theis
Bullock	Johnson	Nesbitt	VanderWall
Bumstead	LaSata	Outman	Victory
Chang	Lauwers	Polehanki	Wojno
Daley	MacDonald	Runestad	Zorn

**Nays—0**

**Excused—2**

Ananich                      Lucido

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of  
**Resolutions**

Senator Shirkey offered the following concurrent resolution:  
**Senate Concurrent Resolution No. 34.**

A concurrent resolution of tribute offered as a memorial for Jack Faxon, former member of the House of Representatives and the Senate.

Whereas, It is with great sadness that the members of the Michigan Legislature learned of the passing of Jack Faxon. Throughout his long legislative career, he was a dedicated public servant and eternal educator who worked tirelessly for the residents of southeast Michigan; and

Whereas, Jack Faxon was born in Detroit in 1936 and was raised there, graduating from Central High School. He continued his education at Wayne State University, receiving Bachelor of Science and Master of Education degrees, and at the University of Michigan, receiving a Master of History degree; and

Whereas, After college, Mr. Faxon taught government at Southwestern High School in Detroit. Called dynamic, no-nonsense and fearless, he gave students the desire to succeed. In 1961, he was the youngest delegate elected to the Michigan Constitutional Convention; and

Whereas, Jack Faxon was elected in 1964 to the first of 15 sessions he would serve in the Michigan Legislature. He served six years in the House of Representatives representing part of Detroit in the 15th District. In 1970, he was elected to the state Senate serving until 1994. Senator Faxon first represented the 7th Senate District in Detroit and later the 15th Senate District encompassing parts of Oakland County. Jack Faxon was a strong voice and leader within the Legislature. In the Senate, he held the leadership position of Assistant President Pro Tempore from 1975 until 1977 when he ascended to President Pro Tempore, a position he held through 1982; and

Whereas, Jack Faxon's love of the arts and commitment to education guided his service in the Legislature. He worked to establish the Michigan Council for the Arts, develop educational programs related to drug abuse and smoking, fund a statewide assessment program in education, and promote an examination of the Michigan community college system. As a Senator, he chaired the Joint Legislative Committee on the Arts and the Senate Education Committee. Senator Faxon was a member of the Joint Special Study Committee on Libraries and the Senate Select Committee for the Advancement of the Creative Arts and Humanities; and

Whereas, The arts and education were important to Senator Faxon both as a legislator and as a private citizen. He was a member of the Founders Society of the Detroit Institute of Arts, supported state funding for the Institute in the 1970s, and served on the Library of Michigan Board of Trustees from 1985 to 1993. In 1968, he founded the International School in Farmington Hills, a multilingual academy, serving as headmaster until recently; and

Whereas, Jack Faxon's dedication to the people of Michigan, and all those who pursue the joy of learning, will not soon be forgotten. His efforts and achievements will continue to enrich our state; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we offer this expression of our highest tribute to honor the memory of Jack Faxon, a member of the Michigan House of Representatives from 1965 to 1970 and the Michigan Senate from 1971 to 1994; and be it further

Resolved, That copies of this resolution be transmitted to the Faxon family as evidence of our lasting esteem for his memory.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator MacGregor moved that the rule be suspended.

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

The concurrent resolution was adopted by a unanimous standing vote of the Senate.

Senator MacGregor moved that rule 3.204 be suspended to name the entire membership of the Senate and the Lieutenant Governor as co-sponsors of the concurrent resolution.

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

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

The motion prevailed.

Senator Moss' statement is as follows:

I wanted to rise to give brief remarks on Senator Faxon, who was one of my predecessors in the Michigan Legislature.

Senator Faxon was the 'Jewish Senator' and it's interesting. He started his career representing a district in Detroit and as the Jewish community began to move north into Oakland County, he moved north into Oakland County and followed the Jewish population and actually represented much of the district that I represent today.

I think a lot about his contemporaries at the time. I think about Maxine Berman, who was one of my predecessors in the Michigan House. And just like Maxine, Jack was a colorful icon in the Detroit Jewish community among liberal activists in the 60s and 70s. I met him only a few times, but I have several close connections with him, including my father's cousin, Marsha Cohen, who worked with Jack on his initial campaign as part of the 17th Congressional District Liberal Conference. When he died in January, before this pandemic started, she posted about him in the Detroit Jewish History Facebook group. I compiled some of the wonderful tributes for him there that I would like to read among the Jewish community in metro Detroit who honored him on that Facebook page. One person said, "As a Senator he fought for Detroit, the DIA, and education as a whole;" "His support for the arts left a gift for generations;" "He taught me more about government ethics progressive public policy and how to work across party lines than anyone else I knew;" "Jack was one of those larger than life members and it was an honor to work with him on education issues about which he cared passionately;" "He was quite a character;" and there was "No one else like him."

I also think about what an indelible mark he's made on this institution. Sadly, one of the first calls I that I received when Jack died—somebody who was looking forward to being here to honor him—was Art Miller. And unfortunately Senator Miller passed away during this period of time, so there are just a lot of members of this institution that Senator Faxon touched and I know it's very meaningful for them to have this tribute for him today.

A moment of silence was observed in memory of Jack Faxon, former member of the House of Representatives and the Senate.

Senator Shirkey offered the following resolution:

**Senate Resolution No. 150.**

A resolution to grant the Senate Standing Committee on Oversight the full scope of power as authorized by MCL 4.101 and MCL 4.541 to administer oaths, issue subpoenas, and examine books and records

Whereas, Full access to accurate information is essential for sound decision making by any public or private body; and

Whereas, According to Michigan Senate Rules and Michigan law, standing committees of the Senate, including the Senate Standing Committee on Oversight, may be granted the power to administer oaths, issue subpoenas, and examine books and records; and

Whereas, Section 1 of 1952 PA 46, MCL 4.541, provides, in part that:

...any standing or select committee of the senate or the house of representatives, and any joint select committee of the senate and house of representatives, shall be authorized to subpoena and have produced before any such committee, or inspect the records and files of any state department, board, institution or agency; and it shall be the duty of any state department, board, institution or agency to produce before the committee as required by the subpoena, or permit the members of any such committee to inspect its records and files.

; and

Whereas, Section 1 of 1931 PA 118, MCL 4.101, provides:

Committees and commissions of or appointed by the legislature may by resolution of the legislature be authorized to administer oaths, subpoena witnesses and/or to examine the books and records of any persons, partnerships or corporations involved in a matter properly before any of such committees or commissions. Any witness who neglects or refuses to obey a subpoena of any of such committees or commissions, or who refuses to be sworn or testify, or who fails on demand to produce any papers, books or documents touching any matter under investigation, or any witness or attorney who is guilty of any contempt while in attendance at any hearing before any of such committees or commissions, may be punished as for contempt of the legislature.

; and

Whereas, Pursuant to Rule 2.102 of the Standing Rules of the Senate, the authority for a committee to administer oaths, issue subpoenas, and examine books and records shall be granted by resolution; now, therefore, be it

Resolved by the Senate, That, pursuant to Michigan Senate Rules and Michigan law, we hereby grant the Senate Standing Committee on Oversight the full scope of power as authorized by MCL 4.101 and MCL 4.541 to administer oaths, issue subpoenas, and examine books and records.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations, Senator MacGregor moved that the rule be suspended.

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

The resolution was adopted.

Senator Johnson offered the following resolution:

**Senate Resolution No. 151.**

A resolution to recognize all of the clerks, their staff, and election workers in Michigan who made the November 3, 2020 general election possible under unprecedented circumstances.

Whereas, The November general election in Michigan saw its highest recorded voter turnout to date with 5.56 million voters total, which is over half a million more than the previous record high turnout in 2008 when about 5 million people voted; and

Whereas, 2020 marks the first presidential election in which Michigan residents could utilize no-reason absentee voting; and

Whereas, 3.23 million Michigan voters who sent in their votes through absentee ballots made up more than half of the state's total vote; and

Whereas, The COVID-19 pandemic presented unique complications and logistical concerns that elections workers had to cope with including health and safety concerns; and

Whereas, Election workers risked their health and safety to work at the polls on Election Day and at the absent voter counting boards amid the COVID-19 pandemic; and

Whereas, Despite these unprecedented challenges, many jurisdictions were able to count and report the votes in a timely manner without undue delay; now, therefore, be it

Resolved by the Senate, That we recognize all of the clerks, their staff, and election workers in Michigan who made the November 3, 2020 general election possible under unprecedented circumstances.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations, Senator MacGregor moved that the rule be suspended.

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

The resolution was adopted.

Senators Alexander, Bayer, Bizon, Brinks, Bullock, Bumstead, Chang, Daley, Geiss, Hertel, Hollier, Horn, Irwin, LaSata, Lauwers, MacDonald, MacGregor, McBroom, McCann, McMorrow, Moss, Outman, Polehanki, Runestad, Santana, Schmidt, Shirkey, Stamas, VanderWall, Victory, Wojno and Zorn and Lieutenant Governor Gilchrist were named co-sponsors of the resolution.

Senators Schmidt, McMorrow and Santana offered the following resolution:

**Senate Resolution No. 152.**

A resolution to recognize November 18, 2020, as the Seventh Annual Michigan Auto Heritage Day.

Whereas, Michigan's automotive heritage is preserved and promoted by the MotorCities National Heritage Area Partnership, an affiliate of the National Park Service; and

Whereas, MotorCities is one of 55 national heritage areas in the country and the only one in the state of Michigan; and

Whereas, The story-telling of MotorCities show how Michigan "Put the World on Wheels" throughout a region of 10,000 square miles in 16 state counties, with a population of more than six million people; and

Whereas, The MotorCities National Heritage Area is the largest concentration of auto-related sites, attractions, and events in the world and brings millions of visitors and dollars into the state's economy each year; and

Whereas, The Michigan Legislative Auto Caucus allows members from across the state to focus on the future success of the state's automotive industry, while also exchanging ideas and influencing policy, including auto heritage policy; and

Whereas, For the seventh consecutive year, MotorCities, in partnership with the Michigan Legislative Auto Caucus, organized an event called Michigan Auto Heritage Day, where supporters of automotive heritage preservation come together in celebration of the state's unique automotive history; now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize November 18, 2020, as the Seventh Annual Michigan Auto Heritage Day.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations, Senator MacGregor moved that the rule be suspended.

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

The resolution was adopted.

By unanimous consent the Senate proceeded to the order of

**Introduction and Referral of Bills**

Senators Horn, Moss and Schmidt introduced

**Senate Bill No. 1215, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," (MCL 117.1 to 117.38) by adding section 5k.

The bill was read a first and second time by title and referred to the Committee on Economic and Small Business Development.

Senators Horn, Moss and Schmidt introduced

**Senate Bill No. 1216, entitled**

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," (MCL 46.1 to 46.32) by adding section 23a.

The bill was read a first and second time by title and referred to the Committee on Economic and Small Business Development.

Senators Moss, Horn and Schmidt introduced

**Senate Bill No. 1217, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” (MCL 211.1 to 211.155) by adding section 7xx.

The bill was read a first and second time by title and referred to the Committee on Economic and Small Business Development.

Senators Schmidt, Horn and Moss introduced

**Senate Bill No. 1218, entitled**

A bill to amend 1953 PA 189, entitled “An act to provide for the taxation of lessees and users of tax-exempt property,” by amending section 1 (MCL 211.181), as amended by 1998 PA 244.

The bill was read a first and second time by title and referred to the Committee on Economic and Small Business Development.

Senators Theis, Zorn, Lucido, Bizon, Runestad, Barrett, Victory, Daley, Lauwers, Bumstead, Nesbitt, MacGregor, VanderWall, Outman and LaSata introduced

**Senate Bill No. 1219, entitled**

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

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

Senator McBroom introduced

**Senate Bill No. 1220, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 100d, 281c, 282, 408, 409, 426, 427a, 427b, 429, 436, 438, 469a, 498k, 498t, 516, 519, and 537 (MCL 330.1100d, 330.1281c, 330.1282, 330.1408, 330.1409, 330.1426, 330.1427a, 330.1427b, 330.1429, 330.1436, 330.1438, 330.1469a, 330.1498k, 330.1498t, 330.1516, 330.1519, and 330.1537), section 100d as amended by 2020 PA 99, section 281c as added by 2014 PA 200, section 282 as amended by 2014 PA 200, sections 408, 427a, and 498k as amended by 1995 PA 290, sections 409, 436, 438, and 469a as amended by 2018 PA 593, sections 426 and 429 as amended by 2016 PA 320, section 498t as added by 1988 PA 155, and sections 516, 519, and 537 as amended by 2018 PA 596, and by adding sections 170 and 172.

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

Senators Bayer, Brinks, Santana, Moss, Polehanki, McMorrow, Bullock, Wojno, Alexander and Geiss introduced

**Senate Bill No. 1221, entitled**

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” (MCL 710.21 to 712B.41) by adding section 23h to chapter X.

The bill was read a first and second time by title and referred to the Committee on Families, Seniors, and Veterans.

Senators Bizon and Hollier introduced

**Senate Bill No. 1222, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16103, 16181, 16303, 16323, and 20950 (MCL 333.16103, 333.16181, 333.16303, 333.16323, and 333.20950), section 16103 as

amended by 1993 PA 80, section 16181 as amended by 2014 PA 148, section 16303 as added by 1988 PA 462, section 16323 as amended by 2018 PA 463, and section 20950 as amended by 2013 PA 165, and by adding section 16186a.

The bill was read a first and second time by title and referred to the Committee on Families, Seniors, and Veterans.

Senators Hollier and Bizon introduced

**Senate Bill No. 1223, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 103, 104, 105, 213, and 2404b (MCL 339.103, 339.104, 339.105, 339.213, and 339.2404b), section 103 as amended by 1994 PA 257, section 104 as amended by 2016 PA 412, section 105 as amended by 2016 PA 502, section 213 as amended by 2014 PA 149, and section 2404b as amended by 2014 PA 175, and by adding section 217.

The bill was read a first and second time by title and referred to the Committee on Families, Seniors, and Veterans.

Senators Hertel, Polehanki, Bullock, Brinks, Moss, Irwin and Geiss introduced

**Senate Bill No. 1224, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 16221c.

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

**House Bill No. 5836, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1705.

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 Education and Career Readiness.

**House Bill No. 5897, entitled**

A bill to amend 2011 PA 256, entitled "Michigan fireworks safety act," by amending section 7 (MCL 28.457), as amended by 2018 PA 635.

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 Regulatory Reform.

## Statements

Senators Polehanki and Stamas asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Polehanki's statement is as follows:

It is indisputable that COVID-19 is raging out of control again here in Michigan after Governor Whitmer was sued by Michigan Republicans and was stripped of her authority to mandate masks and provide limits on social gatherings. And although the health department has since used its authority to try to pick up where the Governor left off, it's clear that Michiganders are understandably confused by all the legal back and forth, and as a result, may not be as diligent with COVID safety precautions as we were in the spring.

So here we are. Percentages of cases, hospitalizations, and deaths are spinning out of control. Just this morning, hospitals across Michigan had issued desperate pleas for Michigan residents to mask up. So what are we going to do about it?

Our Governor has recently asked us to pass a law that requires everyone to mask up. A legislative stamp of approval on a mask mandate would send a message to the public that lawmakers are taking this seriously, so everyone in Michigan should too. You would think that my colleagues across the aisle would jump at the chance to offer this COVID legislation, especially after they argued for months that they wanted the responsibility but were shut out of COVID talks. But not today. The Governor's request was bizarrely called a publicity stunt by the incoming Speaker of the Michigan House, and there appears to be no effort by the majority party to consider mask legislation or any other COVID legislation for that matter.

What I have heard as a solution from my Republican friends is to let the virus burn throughout the state in order to achieve "an element of herd immunity." But anyone who has been paying attention knows that herd immunity has been debunked by the scientific community as related to COVID and has been labeled

by Michigan's Chief Medical Executive as "inhumane" as it would require about 6 million more Michiganders to become infected and as many 30,000 to die before it is achieved.

To sum it up, the legislators who wanted responsibility, who said they could be trusted to keep the Michigan people safe are absent in response to this surge in the COVID-19 pandemic. So what are we going to do? Michiganders, the House abruptly canceled session for today because Republican leadership says there wasn't anything "time sensitive" to take up. And here in the Senate, we did nothing today about COVID, yet the party that controls the schedule is going ahead with an extended vacation for legislative hunting break, which begins after we recess today. Where are your priorities if 6,000 new cases and dozens of deaths a day doesn't qualify as "time sensitive"?

To my colleagues across the aisle: You wanted this responsibility, so do something. Michiganders deserve better than this.

Senator Stamas' statement is as follows:

I rise today to say a special tribute to a gentleman who was just shy of his 101st birthday, as he passed away on November 3. Harry Hoelt Whiteley, of Rogers City, graduated from high school in 1937. Mr. Whiteley returned to Rogers City in 1940, immersing himself in the small-town home newspaper owned by his family. He was a lifelong civic-minded individual with many organizations. One close to his heart was our conservation. Mr. Whiteley served 25 years on the Michigan Natural Resources Commission. Through multiple changes of partisanship, he continued to serve and brought forth a great northern passion for conservation and civic service. He certainly will be missed. We appreciate all of his service. We thank the family for their timing and efforts as well and we say 'well done, sir.' Rest in peace.

Senator MacGregor moved that when the Senate adjourns today, it stand adjourned until Wednesday, November 18, at 10:00 a.m.; and when it adjourns Wednesday, November 18, it stand adjourned until Tuesday, December 1, at 10:00 a.m.

The motion prevailed.

### Announcements of Printing and Enrollment

The Secretary announced that the following bills were printed and filed on Thursday, November 5, and are available on the Michigan Legislature website:

**House Bill Nos. 6316 6317 6318 6319 6320**

The Secretary announced that the following bills were printed and filed on Tuesday, November 10, and are available on the Michigan Legislature website:

**House Bill Nos. 6321 6322 6323 6324 6325 6326 6327 6328**

### Committee Reports

The Committee on Families, Seniors, and Veterans reported

**Senate Bill No. 1107, entitled**

A bill to create the foster care task force; to provide for the powers and duties of the foster care task force; and to provide for the powers and duties of certain state departments and agencies.

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.

John Bizon, M.D.

Chairperson

To Report Out:

Yeas: Senators Bizon, Barrett, Runestad and Johnson

Nays: Senator Bullock

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

### COMMITTEE ATTENDANCE REPORT

The Committee on Families, Seniors, and Veterans submitted the following:

Meeting held on Tuesday, November 10, 2020, at 8:30 a.m., Room 403, 4th Floor, Capitol Building

Present: Senators Bizon (C), Barrett, Runestad, Johnson and Bullock

Excused: Senators Zorn and Alexander

**Scheduled Meetings**

**Families, Seniors, and Veterans** – Tuesday, December 1, 3:00 p.m., Room 403, 4th Floor, Capitol Building  
(517) 373-1721

Senator MacGregor moved that the Senate adjourn.  
The motion prevailed, the time being 11:08 a.m.

In pursuance of the order previously made, the President, Lieutenant Governor Gilchrist, declared the Senate adjourned until Wednesday, November 18, 2020, at 10:00 a.m.

MARGARET O'BRIEN  
Secretary of the Senate

