

No. 32
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House of Representatives
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House Chamber, Lansing, Wednesday, April 10, 2019.

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	Filler—present	Kahle—present	Reilly—present
Albert—present	Frederick—present	Kennedy—present	Rendon—present
Alexander—present	Garrett—present	Koleszar—present	Robinson—present
Allor—present	Garza—present	Kuppa—present	Sabo—present
Anthony—present	Gay-Dagnogo—present	LaFave—present	Schroeder—present
Bellino—present	Glenn—present	LaGrand—present	Shannon—present
Berman—present	Green—present	Lasinski—present	Sheppard—present
Bolden—present	Greig—present	Leutheuser—present	Slagh—present
Bollin—present	Griffin—present	Liberati—excused	Sneller—present
Brann—present	Guerra—present	Lightner—present	Sowerby—present
Brixie—present	Haadsma—present	Lilly—present	Stone—present
Byrd—present	Hall—present	Love—excused	Tate—present
Calley—present	Hammoud—present	Lower—present	VanSingel—present
Cambensy—present	Hauck—present	Maddock—present	VanWoerkom—present
Camilleri—present	Hernandez—present	Manoogian—present	Vaupel—present
Carter, B.—present	Hertel—present	Marino—present	Wakeman—present
Carter, T.—present	Hoadley—present	Markkanen—present	Warren—present
Chatfield—present	Hoitenga—present	Meerman—present	Webber—present
Cherry—present	Hood—present	Miller—present	Wendzel—present
Chirkun—present	Hope—present	Mueller—present	Wentworth—present
Clemente—present	Hornberger—present	Neeley—present	Whiteford—present
Cole—present	Howell—present	O'Malley—present	Whitsett—present
Coleman—present	Huizenga—present	Pagan—present	Wittenberg—present
Crawford—present	Iden—present	Paquette—present	Witwer—present
Eisen—present	Inman—present	Peterson—present	Wozniak—present
Elder—present	Johnson, C.—present	Pohutsky—present	Yancey—present
Ellison—present	Johnson, S.—present	Rabhi—present	Yaroach—present
Farrington—present	Jones—present		

e/d/s = entered during session

Rep. John Chirkun, from the 22nd District, offered the following invocation:

“Dear Heavenly Father,

We thank You for this day and we give thanks for the opportunity to conduct the work the citizens of the great state of Michigan have called upon us to do here in our state’s capitol. I pray that You continue to bless this body and guide all members of the legislature and staff, in our duties as policy makers so that we may ensure every decision made, be made with Your good grace that will be of benefit to all and move Michigan forward. I pray You bless our families and loved ones and watch over them while we are away from our homes and communities.

Lord, we pray that You bless our men and women who preserve and protect the very freedoms we enjoy every day. Please watch over our communities’ members who serve in the United States Military and first responders who keep our communities safe.

In Your name we pray,
Amen.”

Rep. Rabhi moved that Reps. Liberati and Love be excused from today’s session.
The motion prevailed.

Motions and Resolutions

Reps. Kahle, Filler, Calley, Chirkun, Clemente, Crawford, Gay-Dagnogo, Haadsma, Jones, Kuppa, Lasinski, Manoogian, Rendon, Shannon, Sneller, Stone, Warren and Witwer offered the following resolution:

House Resolution No. 58.

A resolution to declare April 2019 as Child Abuse Prevention Month in the state of Michigan.

Whereas, Since 1983, April has been designated National Child Abuse Prevention Month and has served to increase public awareness, knowledge, and understanding of the issues surrounding the abuse and neglect of children; and

Whereas, Crossing all racial, economic, and geographic boundaries and including physical, sexual, and emotional abuse and physical neglect, the repercussions are long-lasting, not only for the victims and their families, but also for communities and society as a whole; and

Whereas, Safe, stable, and nurturing relationships are essential to prevent child maltreatment and to assure that children reach their full potential; and

Whereas, Parents and other caregivers, when supported, can safeguard the long-term growth and well-being of children, enabling them to contribute meaningfully to their communities in adulthood; and

Whereas, Child abuse and neglect prevention is a most critical issue to be addressed for the long-term prosperity of our state and country. Effective child development is hindered by the toxic stress produced by child abuse and neglect; and

Whereas, The stress produced by child abuse and neglect is a significant public health problem that imposes lasting and damaging effects on children’s psychological, physical, and social health into adulthood, affecting community growth and development; and

Whereas, Child abuse prevention organizations encourage all individuals and organizations to play a role in making Michigan a better place for children and families by ensuring that parents have the knowledge, skills, and resources they need to care for their children; and

Whereas, Promoting family resiliency, social support systems, nurturing and attachment, and knowledge of parenting/child development are all known protective factors which prevent child mistreatment and help to strengthen families; and

Whereas, *The Power of One*, an initiative led by the Michigan Children’s Trust Fund that asserts that one community, one person, one dollar or one action can help protect Michigan’s children from abuse and neglect; and

Whereas, Every individual has a role to play in the prevention of child abuse and neglect; now, therefore, be it Resolved by the House of Representatives, That the members of this legislative body declare April 2019 as Child Abuse Prevention Month in the state of Michigan; and be it further

Resolved, That the members of this legislative body encourage all Michiganders to work to build safe communities, promote strong families, and raise healthy children by supporting those who are striving to end the tragic abuse and neglect of children and allow them to realize their own potential.

The question being on the adoption of the resolution,
The resolution was adopted.

Reps. Iden, Calley, Chirkun, Crawford, Gay-Dagnogo, Haadsma, Jones, Kahle, Kuppa, Lasinski, Shannon, Sneller, Stone, Warren and Witwer offered the following resolution:

House Resolution No. 59.

A resolution to declare April 2019 as Junior Achievement Month in the state of Michigan.

Whereas, Junior Achievement is a not-for-profit organization that fosters partnerships between businesses and educators and uses hands-on curriculum to help young people understand the economics of life; and

Whereas, Junior Achievement's purpose is to inspire and prepare young people to succeed in a global economy; and

Whereas, Since Junior Achievement's creation in 1919, the program has reached more than 92 million students. It is devoted to its mission of ensuring that every child in America has a fundamental understanding of financial literacy and the free enterprise system; and

Whereas, Junior Achievement is designed to be taught in the classroom by business, parent, and community volunteers. Classroom volunteers make economic concepts relevant, fuel the entrepreneurial spirit, and challenge students to excel; and

Whereas, Junior Achievement has been primarily funded by the private sector of businesses, individuals, and foundations; and

Whereas, Junior Achievement brings volunteers into the classrooms to lead exciting hands-on activities in grades K-12. These activities show students the relevance of education to the workplace and help prepare them for secondary school and lifelong learning. Concepts and skills taught at each program level build on those learned in preceding grades; and

Whereas, Junior Achievement programs focus on developing and preparing young people for issues they will encounter in the economic and employment environment. Students are taught to use economics, business, and financial literacy to prepare for and improve their quality of life; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2019 as Junior Achievement Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Hammoud, Greig, Camilleri, Clemente, Rabhi, Bolden, Koleszar, Pohutsky, Cherry, Robinson, Kuppa, Marino, Mueller, Garza, Liberati, Peterson, Neeley, Sneller, Bellino, Hertel, Hope, Wittenberg, Manoogian, Anthony, Tate, Jones, Chirkun, Crawford, Gay-Dagnogo, Haadsma, Lasinski, Shannon, Sowerby, Stone, Warren and Witwer offered the following resolution:

House Resolution No. 60.

A resolution to declare April 2019 as Arab-American Heritage Month in the state of Michigan.

Whereas, At least 200,000 Arab-Americans reside in the state of Michigan; and

Whereas, Michigan is home to the highest concentration of Arab-Americans in the United States; and

Whereas, Arab-Americans have been an integral part of the state of Michigan since their migration to the United States in the early 1900's in search for a destination that will better provide political, economic and religious freedom; and

Whereas, Since migrating to the United States, men and women of Arab descent have shared their rich culture and traditions with neighbors and friends, while also setting fine examples of model citizens and public servants; and

Whereas, The economic capabilities and political involvement on all levels of government are a testament to the power of the Arab-American community; and

Whereas, Arab migrants to the United States brought with them their resilient family values, strong work ethic, dedication to education, and diversity in faith and creed that have added strength to our great democracy; and

Whereas, The vast contributions of the Arab-American community in the fields of academia, business, medicine, science and social justice continue to make our state a better place to live; and

Whereas, The working class population of this community has played a pivotal role in the establishment of industrial force that our state is known for today; and

Whereas, Arab Americans join all Americans in the desire to see a peaceful and diverse society, where every individual is treated equally and feels safe; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2019 as Arab-American Heritage Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Lower, Eisen, Lightner, Chirkun, Crawford, Gay-Dagnogo and Rendon offered the following resolution:

House Resolution No. 61.

A resolution to encourage the Natural Resources Commission to add Sandhill cranes to the game species list and seek U.S. Fish and Wildlife Service approval to establish a Sandhill crane hunting season.

Whereas, Michigan is home to an ever-increasing population of Sandhill cranes. The 2016 Michigan Breeding Waterfowl Survey estimates 48,900 spring breeding Sandhill cranes, and over the past 10 years, the population has grown an average of 9.4 percent annually; and

Whereas, The increased Sandhill crane population in Michigan has created a conflict with Michigan farmers as the Sandhill cranes feed on seeds of germinating corn during their spring migratory season. The U.S. Fish and Wildlife Service continues to receive numerous requests from Michigan farmers for nuisance permits allowing them to kill Sandhill cranes that are damaging their crops; and

Whereas, Sandhill cranes killed under nuisance permits are a wasted resource as the meat is not harvested. Hunting Sandhill cranes would both help control the damage caused by cranes and offer Michigan residents an opportunity to harvest exceptional game meat; and

Whereas, Sandhill cranes are already hunted in Minnesota, Tennessee, and Kentucky when they migrate beyond Michigan's borders. They are classified as a game species under the federal Migratory Bird Treaty Act of 1916; and

Whereas, Hunting seasons are strictly regulated by the Mississippi Flyway Council and the U.S. Fish and Wildlife Service to ensure that the Sandhill crane population remains robust. Under the *Eastern Population Crane Management Plan*, states may only receive approval for a hunting season after submitting pertinent information to the Mississippi Flyway Council, including an estimate of the peak number of Sandhill cranes and time of migration over a five-year period, proposed number of permits to be issued, and proposed season dates. States with hunting seasons are required to gather information from hunters and track the Sandhill crane population; and

Whereas, The Sandhill crane population in Michigan continues to grow. However, overpopulation and continued damage to crops are real concerns if the species is not properly managed. A hunting season will benefit farmers, hunters, and the growing Sandhill crane population; now, therefore, be it

Resolved by the House of Representatives, That we encourage the Natural Resources Commission to add Sandhill cranes to the game species list and seek U.S. Fish and Wildlife Service approval to establish a Sandhill crane hunting season; and be it further

Resolved, That copies of this resolution be transmitted to the members of the Michigan Natural Resources Commission, the Director of the Michigan Department of Natural Resources, and the Governor of Michigan.

The resolution was referred to the Committee on Natural Resources and Outdoor Recreation.

Reps. Garrett, Chirkun, Clemente, Garza, Gay-Dagnogo, Haadsma, Jones, Kahle, Kuppa, Lasinski, Manoogian, Shannon, Sneller, Sowerby, Stone, Warren and Witwer offered the following resolution:

House Resolution No. 62.

A resolution to declare April 10, 2019, as End Epilepsy Day in the state of Michigan.

Whereas, End Epilepsy Day seeks to raise awareness about, and change the conversation around, epilepsy and seizures, to engage everyone in the fight to End Epilepsy, as well as to improve and save lives through care, advocacy, research and new therapies, and education; and

Whereas, Epilepsy is a disorder of the brain characterized by recurrent and unprovoked seizures that can affect anyone, at any age, any time; and

Whereas, Approximately 3.4 million people in the United States, including 108,000 people in Michigan, live with epilepsy and seizures; and

Whereas, While many treatments are approved to treat seizures, thirty to forty percent with epilepsy still live with uncontrolled seizures despite multiple treatment trials; and

Whereas, Epilepsy can affect anyone with a brain, and anyone with a brain can affect epilepsy; and

Whereas, Through action together on End Epilepsy Day and during other awareness initiatives, such as International Epilepsy Day, National Epilepsy Awareness Month, and Brain Awareness Week – and every day of the year – we must increase public awareness about epilepsy and seizure first aid and change the way people think about epilepsy and seizures; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 10, 2019, as End Epilepsy Day in the state of Michigan. We encourage Michigan residents to take action together and use our brains to end epilepsy and the challenges of epilepsy.

The question being on the adoption of the resolution,

The resolution was adopted.

Third Reading of Bills

House Bill No. 4226, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 3240 (MCL 600.3240), as amended by 2014 PA 431.

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

Roll Call No. 44**Yeas—107**

Afendoulis	Farrington	Jones	Rendon
Albert	Filler	Kahle	Robinson
Alexander	Frederick	Kennedy	Sabo
Allor	Garrett	Koleszar	Schroeder
Anthony	Garza	Kuppa	Shannon
Bellino	Gay-Dagnogo	LaFave	Sheppard
Berman	Glenn	LaGrand	Slagh
Bolden	Green	Lasinski	Sneller
Bollin	Greig	Leutheuser	Sowerby
Brann	Griffin	Lightner	Stone
Brixie	Guerra	Lilly	Tate
Byrd	Haadsma	Lower	VanSingel
Calley	Hall	Maddock	VanWoerkom
Cambensy	Hammoud	Manoogian	Vaupel
Camilleri	Hauck	Marino	Wakeman
Carter, B.	Hernandez	Markkanen	Warren
Carter, T.	Hertel	Meerman	Webber
Chatfield	Hoadley	Miller	Wendzel
Cherry	Hoitenga	Mueller	Wentworth
Chirkun	Hood	Neeley	Whiteford
Clemente	Hope	O'Malley	Whitsett
Cole	Hornberger	Pagan	Wittenberg
Coleman	Howell	Paquette	Witwer
Crawford	Huizenga	Peterson	Wozniak
Eisen	Iden	Pohutsky	Yancey
Elder	Inman	Rabhi	Yaroch
Ellison	Johnson, C.	Reilly	

Nays—1

Johnson, S.

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 4121, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 78q (MCL 211.78q), as amended by 2016 PA 518.

The bill was read a second time.

Rep. Byrd moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 4224, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7104 (MCL 333.7104), as amended by 2001 PA 233.

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

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

Rep. Hoitenga moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 4225, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7303a (MCL 333.7303a), as amended by 2018 PA 101.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Ways and Means,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Kahle moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 203, entitled

A bill to amend 2016 PA 281, entitled "Medical marihuana facilities licensing act," by amending section 102 (MCL 333.27102), as amended by 2018 PA 648.

The bill was read a second time.

Rep. Whiteford moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Whiteford moved that House Committees be given leave to meet during the balance of today's session.

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, April 9:

House Bill Nos. 4425 4426 4427 4428 4429 4430 4431 4432 4433 4434 4435 4436 4437
 4438 4439 4440

The Clerk announced that the following bills had been reproduced and made available electronically on Wednesday, April 10:

Senate Bill Nos. 255 256 257

The Clerk announced that the following Senate bills had been received on Wednesday, April 10:

Senate Bill Nos. 42 122 202

Reports of Standing Committees

The Committee on Government Operations, by Rep. Sheppard, Chair, reported

House Bill No. 4440, entitled

A bill to amend 2016 PA 281, entitled "Medical marihuana facilities licensing act," by amending section 402 (MCL 333.27402), as amended by 2018 PA 582.

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. Sheppard, Cole, Lilly, Greig and Rabhi

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheppard, Chair, of the Committee on Government Operations, was received and read:

Meeting held on: Wednesday, April 10, 2019

Present: Reps. Sheppard, Cole, Lilly, Greig and Rabhi

The Committee on Ways and Means, by Rep. Iden, Chair, reported

House Bill No. 4206, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 2018 PA 586.

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. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle and Wentworth

Nays: Reps. Warren, Byrd, Neeley and Hertel

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Iden, Chair, of the Committee on Ways and Means, was received and read:

Meeting held on: Wednesday, April 10, 2019

Present: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Crawford, Chair, of the Committee on Families, Children, and Seniors, was received and read:

Meeting held on: Wednesday, April 10, 2019

Present: Reps. Crawford, Rendon, Hoitenga, Meerman, Wozniak, Garrett, Brenda Carter and Cynthia Johnson

Absent: Rep. Liberati

Excused: Rep. Liberati

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, April 10, 2019

Present: Reps. Afendoulis, Lower, Vaupel, Webber, Farrington, Steven Johnson, Hall, O'Malley, Schroeder, Yancey, Wittenberg, Ellison, Lasinski and Whitsett

Absent: Rep. Robinson

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Alexander, Chair, of the Committee on Agriculture, was received and read:

Meeting held on: Wednesday, April 10, 2019

Present: Reps. Alexander, Meerman, LaFave, Eisen, Mueller, Wendzel, Coleman, Garza, Cynthia Johnson and Witwer

Absent: Rep. Elder

Excused: Rep. Elder

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hoytenga, Chair, of the committee on Communications and Technology, was received and read:

Meeting held on: Wednesday, April 10, 2019.

Present: Reps. Hoytenga, Steven Johnson, Wozniak, Coleman and Chirkun

Messages from the Senate

Senate Bill No. 42, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811d (MCL 257.811d), as amended by 2006 PA 562, and by adding section 811gg.

The Senate has passed the bill.

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

Senate Bill No. 122, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1249 (MCL 380.1249), as amended by 2018 PA 235.

The Senate has passed the bill.

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

Senate Bill No. 202, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1249b (MCL 380.1249b), as added by 2015 PA 173.

The Senate has passed the bill.

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

Introduction of Bills

Rep. Lightner introduced

House Bill No. 4441, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 627 (MCL 257.627), as amended by 2016 PA 445.

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

Reps. Howell, Cambensy, Wozniak, Rendon, Crawford, Bellino, Wakeman, Pohutsky, Sowerby, Calley and Cherry introduced

House Bill No. 4442, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40113a (MCL 324.40113a), as amended by 2016 PA 382, and by adding sections 43528c, 43528d, 48714a, and 48714b.

The bill was read a first time by its title and referred to the Committee on Natural Resources and Outdoor Recreation.

Rep. Hoytenga introduced

House Bill No. 4443, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1f of chapter IV (MCL 764.1f), as amended by 1998 PA 520.

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

Reps. Steven Johnson, Miller, Howell, Iden and Bellino introduced

House Bill No. 4444, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 11 (MCL 15.241), as amended by 2014 PA 563.

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

Reps. Iden, Steven Johnson, Howell and Bellino introduced

House Bill No. 4445, entitled

A bill to amend 1976 PA 442, entitled “Freedom of information act,” by amending section 4 (MCL 15.234), as amended by 2018 PA 523.

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

Rep. Calley introduced

House Bill No. 4446, entitled

A bill to amend 1976 PA 388, entitled “Michigan campaign finance act,” by amending sections 5, 9, 12, 21, 24, 34, 41, 51, 54, and 55 (MCL 169.205, 169.209, 169.212, 169.221, 169.224, 169.234, 169.241, 169.251, 169.254, and 169.255), sections 5 and 41 as amended by 1999 PA 237, sections 9, 24, 51, 54, and 55 as amended by 2017 PA 119, section 12 as amended by 2001 PA 250, section 21 as amended by 2015 PA 269, and section 34 as amended by 2012 PA 277.

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

Rep. O’Malley moved that the House adjourn.

The motion prevailed, the time being 2:35 p.m.

The Speaker declared the House adjourned until Thursday, April 11, at 12:00 Noon.

GARY L. RANDALL

Clerk of the House of Representatives

