

No. 52
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House of Representatives
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REGULAR SESSION OF 2019

House Chamber, Lansing, Friday, May 24, 2019.

8:00 a.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—present	Sneller—present
Brann—present	Guerra—present	Lightner—present	Sowerby—present
Brixie—present	Haadsma—present	Lilly—present	Stone—present
Byrd—present	Hall—present	Love—present	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—excused	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. Aaron Miller, from the 59th District, offered the following invocation:

“Our Heavenly Father, Lord, we thank You for everything we have this morning. Thank You for the beautiful sunrise You gave to us this morning. Thank You for early mornings, Lord. Lord, we just thank You for the blessings You have given to us that we don’t think about often enough. Thank You for the staff who are so diligent and present and yet often do unseen work, Thank You for their work. Lord, as we are here today, on a Friday, help us to remember to always do the best for our constituents, but not only for our constituents, remember that we serve the whole state, 10 million people. Lord, help us to have their best in mind to make choices knowing the weight that they carry for all those people. Thank You for each representative here this morning. We ask that You bless them, keep us safe as we travel to and fro. Bless the proceedings today that they might be pleasing to You. In the name of Jesus Christ, the way, the truth and the life, Amen and Amen.”

Rep. Cole moved that Rep. Inman be excused from today’s session.
The motion prevailed.

Third Reading of Bills

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.

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

Roll Call No. 98

Yeas—109

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

Ellison
Farrington

Jones

Rabhi

Yaroch

Nays—0

In The Chair: Chatfield

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. 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.

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

Roll Call No. 99

Yeas—109

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

Nays—0

In The Chair: Chatfield

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.

The Speaker called the Speaker Pro Tempore to the Chair.

House Bill No. 4434, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 227 (MCL 750.227), as amended by 1986 PA 8.

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

Roll Call No. 100

Yeas—90

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

Nays—19

Anthony	Hood	Manoogian	Sowerby
Brixie	Hope	Pagan	Stone
Greig	Koleszar	Peterson	Warren
Guerra	Kuppa	Pohutsky	Wittenberg
Hoadley	Lasinski	Rabhi	

In The Chair: Wentworth

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. 4331, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40111 (MCL 324.40111), as amended by 2018 PA 272.

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

Roll Call No. 101**Yeas—67**

Afendoulis	Filler	LaFave	Robinson
Albert	Frederick	LaGrand	Schroeder
Alexander	Garza	Leutheuser	Shannon
Allor	Glenn	Liberati	Sheppard
Bellino	Green	Lightner	Slagh
Berman	Griffin	Lilly	VanSingel
Bollin	Haadsma	Lower	VanWoerkom
Brann	Hall	Maddock	Vaupel
Calley	Hauck	Marino	Wakeman
Cambensy	Hernandez	Markkanen	Webber
Chatfield	Hoitenga	Meerman	Wendzel
Chirkun	Hornberger	Miller	Wentworth
Cole	Howell	Mueller	Whiteford
Crawford	Huizenga	O'Malley	Witwer
Eisen	Iden	Paquette	Wozniak
Elder	Johnson, S.	Reilly	Yaroch
Farrington	Kahle	Rendon	

Nays—42

Anthony	Garrett	Kennedy	Rabhi
Bolden	Gay-Dagnogo	Koleszar	Sabo
Brixie	Greig	Kuppa	Sneller
Byrd	Guerra	Lasinski	Sowerby
Camilleri	Hammoud	Love	Stone
Carter, B.	Hertel	Manoogian	Tate
Carter, T.	Hoadley	Neeley	Warren
Cherry	Hood	Pagan	Whitsett
Clemente	Hope	Peterson	Wittenberg
Coleman	Johnson, C.	Pohutsky	Yancey
Ellison	Jones		

In The Chair: Wentworth

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. 4407, entitled

A bill to amend 1961 PA 236, entitled “Revised judiciary act of 1961,” by amending section 8512 (MCL 600.8512), as amended by 2014 PA 384.

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

Roll Call No. 102**Yeas—108**

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

Nays—1

Albert

In The Chair: Wentworth

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. 4249, entitled

A bill to amend 1986 PA 32, entitled "Emergency 9-1-1 service enabling act," by amending section 413 (MCL 484.1413), as amended by 2008 PA 379; and to repeal acts and parts of acts.

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

Roll Call No. 103**Yeas—106**

Afendoulis	Filler	Kahle	Reilly
Albert	Frederick	Kennedy	Rendon
Alexander	Garrett	Koleszar	Robinson
Allor	Garza	Kuppa	Sabo

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

Nays—3

Elder	Love	Whitsett
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In The Chair: Wentworth

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. 4412, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 17766g.

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

Roll Call No. 104

Yeas—104

Afendoulis	Farrington	Kahle	Rabhi
Albert	Filler	Kennedy	Rendon
Alexander	Frederick	Koleszar	Robinson
Allor	Garrett	Kuppa	Sabo
Anthony	Garza	LaFave	Schroeder
Bellino	Gay-Dagnogo	LaGrand	Shannon
Bolden	Glenn	Lasinski	Sheppard
Bollin	Green	Leutheuser	Slagh
Brann	Greig	Liberati	Sneller
Brixie	Griffin	Lightner	Sowerby
Byrd	Guerra	Lilly	Stone
Calley	Haadsma	Love	Tate

Cambensy	Hall	Lower	VanSingel
Camilleri	Hammoud	Maddock	Vaupel
Carter, B.	Hauck	Manoogian	Wakeman
Carter, T.	Hertel	Marino	Warren
Chatfield	Hoadley	Markkanen	Webber
Cherry	Hoitenga	Meerman	Wendzel
Chirkun	Hood	Miller	Wentworth
Clemente	Hope	Mueller	Whiteford
Cole	Hornberger	Neeley	Whitsett
Coleman	Howell	O'Malley	Wittenberg
Crawford	Huizenga	Pagan	Witwer
Eisen	Iden	Paquette	Wozniak
Elder	Johnson, C.	Peterson	Yancey
Ellison	Jones	Pohutsky	Yaroch

Nays—5

Berman	Johnson, S.	Reilly	VanWoerkom
Hernandez			

In The Chair: Wentworth

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.

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 and joint resolution had been reproduced and made available electronically on Thursday, May 23:

House Bill Nos. 4660 4661 4662 4663 4664 4665
House Joint Resolution I

The Clerk announced that the following bills had been reproduced and made available electronically on Friday, May 24:

Senate Bill Nos. 343 344 345 346 347 348 349

Introduction of Bills

Reps. Brenda Carter, Stone, Pagan, Clemente, Camilleri, Wittenberg, Manoogian, Sowerby, Kennedy, Koleszar, Love, Brixie, Hope, Gay-Dagnogo, Hoadley and Sabo introduced

House Bill No. 4666, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2019; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

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

Reps. Pagan, Wittenberg, Camilleri, Manoogian, Stone, Sowerby, Kennedy, Koleszar, Love, Brixie, Brenda Carter, Hope, Gay-Dagnogo, Hoadley and Sabo introduced

House Bill No. 4667, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 32d (MCL 388.1632d), as amended by 2018 PA 265.

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

Reps. Stone, Pagan, Clemente, Camilleri, Brenda Carter, Wittenberg, Manoogian, Sowerby, Kennedy, Koleszar, Love, Brixie, Hope, Gay-Dagnogo, Hoadley and Sabo introduced

House Bill No. 4668, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 32d (MCL 388.1632d), as amended by 2018 PA 586.

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

Reps. Clemente, Stone, Sowerby, Kennedy, Koleszar, Love, Brixie, Brenda Carter, Hope, Gay-Dagnogo, Hoadley and Sabo introduced

House Bill No. 4669, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1280f (MCL 380.1280f), as added by 2016 PA 306, and by adding section 1280h.

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

Reps. Wittenberg, Camilleri, Manoogian, Pagan, Stone, Sowerby, Kennedy, Koleszar, Love, Brixie, Brenda Carter, Hope, Gay-Dagnogo, Hoadley and Sabo introduced

House Bill No. 4670, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 32p (MCL 388.1611 and 388.1632p), section 11 as amended by 2018 PA 586 and section 32p as amended by 2018 PA 265.

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

Reps. Sowerby, Wittenberg, Camilleri, Manoogian, Pagan, Stone, Kennedy, Koleszar, Love, Brixie, Brenda Carter, Hope, Gay-Dagnogo, Hoadley and Sabo introduced

House Bill No. 4671, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2019; and to provide for the expenditure of the appropriations.

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

Reps. Hernandez, Webber, Sheppard, Bollin, Howell, Green, Meerman, O'Malley, Leutheuser, Paquette, Eisen and Yaroch introduced

House Bill No. 4672, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," (MCL 247.651 to 247.675) by adding section 10g.

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

Reps. Sheppard, Webber, Hernandez, Bollin, Howell, Green, Meerman, O'Malley, Leutheuser, Paquette, Eisen and Yaroch introduced

House Bill No. 4673, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending sections 10 and 11 (MCL 247.660 and 247.661), section 10 as amended by 2018 PA 471 and section 11 as amended by 2015 PA 175, and by adding section 10r.

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

Reps. Afendoulis, Webber, Sheppard, Hernandez, Bollin, Howell, Green, Meerman, O'Malley, Leutheuser, Paquette, Eisen and Yaroch introduced

House Bill No. 4674, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," (MCL 247.651 to 247.675) by adding section 10s.

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

Reps. Afendoulis, Brann, Meerman, Huizenga, Filler and Paquette introduced

House Bill No. 4675, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1311d and 1311g (MCL 380.1311d and 380.1311g), section 1311d as added by 1999 PA 23 and section 1311g as amended by 2018 PA 42.

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

Reps. Anthony, Brixie, Ellison, Garrett, Love, Kennedy, Manoogian, Tyrone Carter, Shannon, Cynthia Johnson, Sabo, Bolden, Wozniak, Hope, Hoadley, Cherry, Sowerby, Pohutsky, Wittenberg, Yancey, Stone and Jones introduced

House Bill No. 4676, entitled

A bill to prohibit the recording of deeds or other instruments relating to real property that contain certain restrictive covenants or conditions; to make such restrictions unenforceable; and to provide remedies with respect to those instruments.

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

Reps. Brixie, Anthony, Ellison, Garrett, Brenda Carter, Cynthia Johnson, Coleman, Gay-Dagnogo, Bolden, Witwer, Manoogian, Pagan, Hood, Hope, Love, Hoadley, Cherry, Sowerby, Pohutsky, Wittenberg, Yancey, Stone and Jones introduced

House Bill No. 4677, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” (MCL 600.101 to 600.9947) by adding section 5802.

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

Rep. Yaroch introduced

House Bill No. 4678, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 683 (MCL 168.683), as amended by 2018 PA 120.

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

Reps. Camilleri, Wittenberg, Manoogian, Pagan, Stone, Sowerby, Kennedy, Koleszar, Brixie, Brenda Carter, Hope, Gay-Dagnogo, Hoadley and Sabo introduced

House Joint Resolution J, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 2 of article VIII, to recognize education and access to literacy as fundamental human rights.

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

By unanimous consent the House returned to the order of

Second Reading of Bills

Senate Bill No. 1, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 150, 2105, 2108, 2118, 2120, 3101, 3101a, 3104, 3107, 3111, 3112, 3113, 3114, 3115, 3135, 3142, 3148, 3157, 3163, 3172, 3173a, 3174, 3175, and 3177 (MCL 500.150, 500.2105, 500.2108, 500.2118, 500.2120, 500.3101, 500.3101a, 500.3104, 500.3107, 500.3111, 500.3112, 500.3113, 500.3114, 500.3115, 500.3135, 500.3142, 500.3148, 500.3157, 500.3163, 500.3172, 500.3173a, 500.3174, 500.3175, and 500.3177), section 150 as amended by 1992 PA 182, section 2108 as amended by 2015 PA 141, sections 2118 and 2120 as amended by 2007 PA 35, section 3101 as amended by 2017 PA 140, section 3101a as amended by 2018 PA 510, section 3104 as amended by 2002 PA 662, section 3107 as amended by 2012 PA 542, section 3113 as amended by 2016 PA 346, section 3114 as amended by 2016 PA 347, section 3135 as amended by 2012 PA 158, section 3163 as amended by 2002 PA 697, sections 3172, 3173a, 3174, and 3175 as amended by 2012 PA 204, and section 3177 as amended by 1984 PA 426, and by adding sections 261, 1245, 2116b, 3107c, 3107d, 3107e, 3157a, and 3157b and chapter 63.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Select Committee on Reducing Car Insurance Rates,

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Bolden moved to substitute (H-2) the bill.

The motion did not prevail and the substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Hauck moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. Robinson moved to amend the bill as follows:

1. Amend page 29, following line 1, by inserting:

“(13) NOTWITHSTANDING ANYTHING IN THIS ACT TO THE CONTRARY, NOT MORE THAN 10% OF A PREMIUM MAY BE BASED ON TERRITORY, INSURANCE SCORE, CREDIT INFORMATION, CREDIT REPORT, CREDIT OR CONSUMER DATA OR INFORMATION, OR ANY PROHIBITED FACTOR IN SUBSECTION (4).” and renumbering the remaining subsection.

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

Rep. Cynthia Johnson moved to amend the bill as follows:

1. Amend page 24, line 10, after **“(G)”** by striking out the balance of the subdivision and inserting **“CREDIT OR CONSUMER DATA OR INFORMATION.”**.

2. Amend page 34, line 20, by striking out all of subdivision **(E)** and relettering the remaining subdivisions.

3. Amend page 35, line 7, after **“INDIVIDUAL’S”** by striking out **“CREDIT SCORE”** and inserting **“CREDIT OR CONSUMER DATA OR INFORMATION”**.

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

Rep. Hood moved to amend the bill as follows:

1. Amend page 25, line 26, by striking out **“PERSONAL PROTECTION INSURANCE COVERAGE”** and inserting **“ALL COVERAGES”**.

2. Amend page 26, line 3, after **“FOR”** by striking out the balance of the line through **“COVERAGE”** on line 4 and inserting **“ALL COVERAGES”**.

3. Amend page 26, line 6, after **“FOR”** by striking out the balance of the line through **“COVERAGE”** on line 7 and inserting **“ALL COVERAGES”**.

4. Amend page 28, line 19, after **“FOR”** by striking out the balance of the line through **“COVERAGE”** on line 20 and inserting **“ALL COVERAGES”**.

5. Amend page 28, line 21, after **“CALCULATING”** by striking out **“A PERSONAL PROTECTION”** and inserting **“AN”**.

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

Rep. Robinson moved to amend the bill as follows:

1. Amend page 21, following line 1, by inserting:

“Sec. 2109. (†) All rates for automobile insurance and home insurance shall—MUST be made in accordance with the following provisions:

(a) Rates ~~shall~~ **MUST** not be excessive, inadequate, or unfairly discriminatory. A rate ~~shall~~ **MUST** not be held to be excessive unless the rate is unreasonably high for the insurance coverage provided. ~~and a reasonable degree of competition does not exist for the insurance to which the rate is applicable.~~

(b) A rate ~~shall~~ **MUST** not be held to be inadequate unless the rate is unreasonably low for the insurance coverage provided and the continued use of the rate endangers the solvency of the insurer; or unless the rate is unreasonably low for the insurance provided and the use of the rate has or will have the effect of destroying competition among insurers, creating a monopoly, or causing a kind of insurance to be unavailable to a significant number of applicants who are in good faith entitled to procure that insurance through ordinary methods.

(c) A rate for a coverage is unfairly discriminatory in relation to another rate for the same coverage if the differential between the rates is not reasonably justified by differences in losses, expenses, or both, or by differences in the uncertainty of loss, for the individuals or risks to which the rates apply. A reasonable justification ~~shall~~ **MUST** be supported by a reasonable classification system; by sound actuarial principles when applicable; and by actual and credible loss and expense statistics or, ~~in the case of~~ **FOR** new coverages and classifications, by reasonably anticipated loss and expense experience. A rate is not unfairly discriminatory because it reflects differences in expenses for individuals or risks with similar anticipated losses, or because it reflects differences in losses for individuals or risks with similar expenses.

~~(2) A determination concerning the existence of a reasonable degree of competition with respect to subsection (1)(a) shall take into account a reasonable spectrum of relevant economic tests, including the number of insurers actively engaged in writing the insurance in question, the present availability of such insurance compared to its availability in comparable past periods, the underwriting return of that insurance over a period of time sufficient to assure reliability in relation to the risk associated with that insurance, and the difficulty encountered by new insurers in entering the market in order to compete for the writing of that insurance.”.~~

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

Rep. Garrett moved to amend the bill as follows:

1. Amend page 65, line 4, after “(5)” by striking out “**THE**” and inserting “**EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE**”.

2. Amend page 65, line 8, after “**POLICY.**” by inserting “**NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT, THE MINOR CHILDREN OF A NAMED INSURED SHALL HAVE THE COVERAGE LEVELS UNDER SUBSECTION (1)(D).**”.

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

Rep. Yancey moved to amend the bill as follows:

1. Amend page 106, following line 6, by inserting:

“**(C) IF A PERSON IS ENTITLED TO CLAIM BENEFITS UNDER THE ASSIGNED CLAIMS PLAN UNDER SECTION 3115(1), THE COVERAGE PROVIDED IN SECTION 3107C(1)(D).**”.

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

Rep. Robinson moved to amend the bill as follows:

1. Amend page 24, following line 12, by inserting:

“**(6) NOTWITHSTANDING ANYTHING IN THIS ACT TO THE CONTRARY, TERRITORY, INSURANCE SCORE, CREDIT INFORMATION, CREDIT REPORT, CREDIT OR CONSUMER DATA OR INFORMATION CANNOT BE USED TO ESTABLISH A PERSONAL PROTECTION INSURANCE PREMIUM.**” and renumbering the remaining subsections.

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 26, line 5, after “**IN**” by striking out “**AN AVERAGE**” and inserting “**A**”.

2. Amend page 26, line 10, after “**3107C(1)(A),**” by striking out “**AN AVERAGE**” and inserting “**A**”.

3. Amend page 26, line 12, after “**3107C(1)(B),**” by striking out “**AN AVERAGE**” and inserting “**A**”.

4. Amend page 26, line 14, after “**3107C(1)(C),**” by striking out “**AN AVERAGE**” and inserting “**A**”.

5. Amend page 26, line 16, after “**3107C(1)(D),**” by striking out “**AN AVERAGE**” and inserting “**A**”.

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 96, following line 26, by inserting:

“**(15) SUBSECTIONS (2) TO (12) APPLY TO TREATMENT OR TRAINING RENDERED TO AN INJURED PERSON WHO SUFFERS AN ACCIDENTAL BODILY INJURY FROM A MOTOR VEHICLE ACCIDENT THAT OCCURS AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION.**” and renumbering the remaining subsection.

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

Rep. Wentworth moved to amend the bill as follows:

1. Amend page 12, line 21, after “the” by striking out the balance of the line through “**County**” on line 22 and inserting “**court of claims**”.

2. Amend page 25, line 21, after “**issued**” by striking out “**for**” and inserting “**or renewed in**”.

3. Amend page 26, line 10, by striking out all of subsection (8) and inserting:

“**(8) An insurer shall pass on, in filings to which this section applies, savings realized from the application of section 3157(2) to (12) to treatment, products, services, accommodations, or training rendered to individuals who suffered accidental bodily injury from motor vehicle accidents that occurred before the effective date of the amendatory act that added this section. An insurer shall provide the director with all documents and information requested by the director that the director**

determines are necessary to allow the director to evaluate the insurer's compliance with this subsection. after July 1, 2022, the director shall review all rate filings to which this section applies for compliance with this subsection.”.

4. Amend page 27, line 2, by striking out “does not” and inserting “must”.

5. Amend page 35, line 17, after “highway,” by striking out the balance of the subsection and inserting:

“(2) Except as provided in section 3107d, all automobile insurance policies offered in this state must include benefits under personal protection insurance, and property protection insurance as provided in this chapter, and residual liability insurance. Notwithstanding any other provision in this act, an insurer that has issued an automobile insurance policy may only delete portions of the coverages under the policy and maintain the comprehensive coverage portion on a motor vehicle that is not driven or moved on a highway in accordance with section 3009(4).” and renumbering the remaining subsection.

6. Amend page 52, line 12, after “after” by striking out “2019” and inserting “2022”.

7. Amend page 52, line 17, after “September 1,” by striking out “2019” and inserting “2022”.

8. Amend page 52, line 18, after “after” by striking out “2019” and inserting “2022”.

9. Amend page 63, line 15, by striking out “3107(1)(d)” and inserting “3107c(1)(d)”.

10. Amend page 66, line 16, by striking out “3107c(1)(c)” and inserting “3107c(1)(b)”.

11. Amend page 82, line 29, after “(a)” by striking out the balance of the subdivision and inserting “The examining physician is a licensed, board certified, or board eligible physician qualified to practice in the area of medicine appropriate to treat the person's condition.”.

12. Amend page 83, line 9, after “practice” by striking out “of” and inserting “relevant to”.

13. Amend page 85, line 29, after “(4)(a)” by striking out “or (b)”.

14. Amend page 86, line 6, after “(4)(a)” by striking out “or (b)” on line 7.

15. Amend page 86, line 11, after “(4)(a)” by striking out “or (b)”.

16. Amend page 87, line 3, after “(3),” by inserting “(5),”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Afendoulis moved to amend the bill as follows:

1. Amend page 66, following line 4, by inserting:

“(10) A LIMIT SELECTED UNDER SUBSECTION (1)(A) OR (B) DOES NOT APPLY TO PAYMENT OR REIMBURSEMENT FOR A TREATMENT, PRODUCT, SERVICE, ACCOMMODATIONS, OR TRAINING RENDERED BY A FREESTANDING REHABILITATION FACILITY. AS USED IN THIS SUBSECTION, “FREESTANDING REHABILITATION FACILITY” MEANS AN ACUTE CARE HOSPITAL TO WHICH ALL OF THE FOLLOWING APPLY:

(A) THE HOSPITAL HAS STAFF WITH SPECIALIZED AND DEMONSTRATED REHABILITATION MEDICINE EXPERTISE.

(B) THE HOSPITAL POSSESSES SOPHISTICATED TECHNOLOGY AND SPECIALIZED FACILITIES.

(C) THE HOSPITAL PARTICIPATES IN REHABILITATION RESEARCH AND CLINICAL EDUCATION.

(D) THE HOSPITAL ASSISTS PATIENTS TO ACHIEVE EXCELLENT REHABILITATION OUTCOMES.

(E) THE HOSPITAL COORDINATES NECESSARY POSTDISCHARGE SERVICES.

(F) THE HOSPITAL IS ACCREDITED BY 1 OR MORE THIRD-PARTY, INDEPENDENT ORGANIZATIONS FOCUSED ON QUALITY.

(G) THE HOSPITAL SERVES THE REHABILITATION NEEDS OF CATASTROPHICALLY INJURED PATIENTS IN THIS STATE.”.

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 92, line 17, after “(3),” by striking out “250%” and inserting “300%”.

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

Rep. Neeley moved to amend the bill as follows:

1. Amend page 36, line 18, after “THAN” by striking out “\$50,000.00” and inserting “\$100,000.00”.

2. Amend page 36, line 19, after “AND” by striking out “\$100,000.00” and inserting “\$200,000.00”.

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

Rep. Wentworth moved to amend the bill as follows:

1. Amend page 65, line 9, after “SUBDIVISION” by striking out “(a)(ii)” and inserting “(b)(ii)”.

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

Rep. Cole moved to reconsider the vote by which the House did not adopt the amendments offered previously by Rep. Garrett.

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

The question being on the adoption of the amendments offered previously by Rep. Garrett,

The amendments were not adopted, a majority of the members serving therefor.

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

The motion prevailed.

Rep. Cole moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 150, 2105, 2108, 2118, 2120, 3101, 3101a, 3104, 3107, 3111, 3112, 3113, 3114, 3115, 3135, 3142, 3148, 3157, 3163, 3172, 3173a, 3174, 3175, and 3177 (MCL 500.150, 500.2105, 500.2108, 500.2118, 500.2120, 500.3101, 500.3101a, 500.3104, 500.3107, 500.3111, 500.3112, 500.3113, 500.3114, 500.3115, 500.3135, 500.3142, 500.3148, 500.3157, 500.3163, 500.3172, 500.3173a, 500.3174, 500.3175, and 500.3177), section 150 as amended by 1992 PA 182, section 2108 as amended by 2015 PA 141, sections 2118 and 2120 as amended by 2007 PA 35, section 3101 as amended by 2017 PA 140, section 3101a as amended by 2018 PA 510, section 3104 as amended by 2002 PA 662, section 3107 as amended by 2012 PA 542, section 3113 as amended by 2016 PA 346, section 3114 as amended by 2016 PA 347, section 3135 as amended by 2012 PA 158, section 3163 as amended by 2002 PA 697, sections 3172, 3173a, 3174, and 3175 as amended by 2012 PA 204, and section 3177 as amended by 1984 PA 426, and by adding sections 261, 1245, 2116b, 3107c, 3107d, 3107e, 3157a, and 3157b and chapter 63.

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

Roll Call No. 105

Yeas—94

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

Nays—15

Bolden	Hood	Pagan	Stone
Brixie	Johnson, C.	Peterson	Warren
Ellison	LaGrand	Rabhi	Wittenberg
Gay-Dagnogo	Lasinski	Robinson	

In The Chair: Wentworth

The question being on agreeing to the title of the bill,

Rep. Cole moved to amend the title to read as follows:

A bill to amend 1956 PA 218, entitled “An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker’s compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act,” by amending sections 150, 224, 1244, 2038, 2040, 2069, 2105, 2106, 2108, 2111, 2118, 2120, 2151, 3009, 3101, 3101a, 3104, 3107, 3109a, 3111, 3112, 3113, 3114, 3115, 3135, 3142, 3145, 3148, 3151, 3157, 3163, 3172, 3173a, 3174, 3175, and 3177 (MCL 500.150, 500.224, 500.1244, 500.2038, 500.2040, 500.2069, 500.2105, 500.2106, 500.2108, 500.2111, 500.2118, 500.2120, 500.2151, 500.3009, 500.3101, 500.3101a, 500.3104, 500.3107, 500.3109a, 500.3111, 500.3112, 500.3113, 500.3114, 500.3115, 500.3135, 500.3142, 500.3145, 500.3148, 500.3151, 500.3157, 500.3163, 500.3172, 500.3173a, 500.3174, 500.3175, and 500.3177), section 150 as amended by 1992 PA 182, section 224 as amended by 2007 PA 187, section 1244 as amended by 2001 PA 228, section 2069 as amended by 1989 PA 306, section 2108 as amended by 2015 PA 141, section 2111 as amended by 2012 PA 441, sections 2118 and 2120 as amended by 2007 PA 35, section 2151 as added by 2012 PA 165, sections 3009 and 3113 as amended by 2016 PA 346, section 3101 as amended by 2017 PA 140, section 3101a as amended by 2018 PA 510, section 3104 as amended by 2002 PA 662, section 3107 as amended by 2012 PA 542, section 3109a as amended by 2012 PA 454, section 3114 as amended by 2016 PA 347, section 3135 as amended by 2012 PA 158, section 3163 as amended by 2002 PA 697, sections 3172, 3173a, 3174, and 3175 as amended by 2012 PA 204, and section 3177 as amended by 1984 PA 426, and by adding sections 261, 271, 2013a, 2111f, 2116b, 2162, 3107c, 3107d, 3107e, 3157a, and 3157b and chapters 31A and 63.

The motion prevailed.

The House agreed to the title as amended.

Rep. Cole moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Stone, having reserved the right to explain her protest against passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

Today I’m in a quandary Do I vote SB 1 because it’s the best that we can get today? Hoping that in the future, opportunities present themselves to make it better. When I believe that as SB 1 reads, as soon as 8 years from now the legislature will be back with another mandate for auto insurance reform because 8 years is the extent to which insurance companies must provide relief.

I believe there is a way to real and meaningful savings and coverage through auto insurance reform. I don’t believe it is SB 1.

I believe that in 2 years, 4 years, 8 years Michigan will have buyers remorse.

- I’m concerned people are so desperate for relief that they will elect savings on auto insurance policies, not caring or understanding the benefits that they are giving up. Moreover, I’m concerned these savings on PIP, Personal Injury Protection coverage aren’t enough considering. The percentage of savings isn’t on your individual plan the reduction is a statewide average.

- I’m concerned that this bill puts the responsibility squarely on the buyer.

- I’m concerned shifting medical costs will shift the financial burden from auto insurance to medical insurance.

- I’m concerned that we are making decisions today without fiscal analysis necessary to help us understand the ramifications on hospital systems and healthcare providers..

- I’m concerned that when people elect lower Personal Injury Protections for savings, the additional costs will be passed along to taxpayers. And as a result of reducing their coverage, they will be exposed to liability they never anticipated.

- I’m concerned people will be surprised that even if they have opted out of MCCA coverage, they are still paying fees to Catastrophic Claims Fund,

- I’m concerned that there is still room for discriminatory non-driving factors

- I’m concerned that the mechanism for regulation, which has failed to maintain ‘reasonable’ policy rates for so many, hasn’t been adequately addressed in SB 1.

In the end my community won’t be surprised that today I have the courage of my convictions to vote my values and my conscience. As long as I’m serving, I will advocate for my community and work for meaningful, affordable, auto insurance reform.”

Rep. Wittenberg, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

The people of Michigan are tired of hollow proposals that will do nothing to address the persistent problems facing our auto insurance system. This plan fails to ensure the viability of the MCCA, ban the use of all discriminatory non-driving factors in rate determinations or protect injured drivers with the coverage they need. Even worse, this only serves to reduce costs by lowering health coverage provisions rather than considering the entire equation that goes into our premiums. Michiganders deserve real relief, not this short sighted proposal that patches a broken system with nothing more than a band-aid made of empty promises. It’s time to get serious and begin discussing the proposals my colleagues and I previously offered to actually address these fundamental issues.”

Rep. Hood, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

The families of Michigan are watching as we determine the future for millions of Michiganders. We owe it to our constituents to design a solution that holds insurers accountable, guarantees lower rates, and protect access to dignified, life-long health care coverage for accident victims. Sadly, the plan before us today doesn’t go far enough to solve this problem for our most vulnerable citizens, it damages our long-term care and rehab facilities, and delivers an overwhelming and confusing system that many of my constituents will struggle to navigate. This deal does achieve some improvements to previous bills this session, but still puts a nebulous and incomplete commitment for road funding over the needs of Michigan’s citizens in their most vulnerable moments. As a Legislator, I require ample time and all the necessary data to consider the short and long term impacts on a variety of factors, and to make an informed decision on behalf of my constituents. Guided by input from my constituents and my district’s major employers, and balancing the factors outlined here, I am unfortunately unable to provide a yes vote on this auto no-fault insurance package.”

Rep. Cole 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 the enrollment printing and presentation to the Governor on Friday, May 24, for her approval of the following bills:

Enrolled House Bill No. 4066 at 2:06 p.m.

Enrolled House Bill No. 4067 at 2:08 p.m.

Rep. Koleszar moved that the House adjourn.
The motion prevailed, the time being 4:10 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, May 28, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives