No. 102 STATE OF MICHIGAN

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House of Representatives

100th Legislature **REGULAR SESSION OF 2019**

House Chamber, Lansing, Tuesday, October 29, 2019.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Afendoulis-present Albert—present Alexander—present Allor—present Anthony—present Bellino-present Berman—present Bolden—present Bollin—present Brann-present Brixie—present Byrd—present Calley-present Cambensy-present Camilleri-present Carter, B .- present Carter, T .- present Chatfield—present Cherry—present Chirkun-present Clemente—present Cole-present Coleman—present Crawford—present Eisen—present Elder—present Ellison—present Farrington—present

Filler—present Frederick—present Garrett-excused Garza—present Gay-Dagnogo—present LaFave—present Glenn—present Green—present Greig—present Griffin—present Guerra—present Haadsma—present Hall—present Hammoud—present Hauck—present Hernandez—present Hertel-present Hoadley—present Hoitenga—present Hood—present Hope—present Hornberger—present Howell—present Huizenga—present Iden—present Inman—present Johnson, C.—present Johnson, S.—present Jones-present

Kahle—present Kennedy-present Koleszar-present Kuppa—present LaGrand—present Lasinski-present Leutheuser—present Liberati—present Lightner-present Lilly-present Love-present Lower-present Maddock-present Manoogian-present Marino-present Markkanen-present Meerman—present Miller-present Mueller-present Neeley—present O'Malley-present Pagan—present Paquette—present Peterson—present Pohutsky-present Rabhi-present

Reilly-present Rendon—present Robinson—present Sabo-present Schroeder-present Shannon-present Sheppard—present Slagh-present Sneller—present Sowerby—present Stone—present Tate-present VanSingel—present VanWoerkom—present Vaupel—present Wakeman—present Warren—present Webber—present Wendzel-present Wentworth—present Whiteford—present Whitsett-present Wittenberg—present Witwer-present Wozniak—present Yancey—present Yaroch—present

Bishop Reginald Bluestein, Pastor of New Realm Holiness Church in Detroit, offered the following invocation:

"God of Heaven and Earth, we give You thanks for giving us another day.

We ask You to bless the men and women who serve this great state in the House of Representatives. May they be reminded of the importance of standing together in the spirit of unity to effect change for the greater good of this state.

May they be confident in the knowledge that all Citizens stand behind them in their common effort to create legislation that will reflect the resilient greatness of our great state, protect our process, and build a vibrant economy into a safe and secure future.

May all that is done this day be for Your greater honor and glory. In the Name of the Father, the Son and the Holy Ghost In Jesus Name Amen."

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

Rep. Rabhi moved that Rep. Garrett be excused from today's session. The motion prevailed.

Third Reading of Bills

House Bill No. 4862, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20981 (MCL 333.20981), as added by 2016 PA 40.

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

Roll Call No. 283 Yeas—109

Afendoulis Albert	Filler Frederick	Kahle Kennedy	Reilly Rendon
Alexander	Garza	Koleszar	Robinson
Allor	Gay-Dagnogo	Kuppa	Sabo
Anthony	Glenn	LaFave	Schroeder
Bellino	Green	LaGrand	Shannon
Berman	Greig	Lasinski	Sheppard
Bolden	Griffin	Leutheuser	Slagh
Bollin	Guerra	Liberati	Sneller
Brann	Haadsma	Lightner	Sowerby
Brixie	Hall	Lilly	Stone
Byrd	Hammoud	Love	Tate
Calley	Hauck	Lower	VanSingel
Cambensy	Hernandez	Maddock	VanWoerkom
Camilleri	Hertel	Manoogian	Vaupel
Carter, B.	Hoadley	Marino	Wakeman
Carter, T.	Hoitenga	Markkanen	Warren
Chatfield	Hood	Meerman	Webber
Cherry	Hope	Miller	Wendzel

Chirkun Hornberger Mueller Wentworth Clemente Howell Neeley Whiteford Cole Huizenga O'Malley Whitsett Coleman Iden Wittenberg Pagan Witwer Crawford Inman Paquette Eisen Johnson, C. Peterson Wozniak Johnson, S. Elder Yancey Pohutsky Ellison Jones Rabhi Yaroch Farrington

Nays-0

In The Chair: Lilly

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.

Senate Bill No. 255, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5505 (MCL 324.5505), as amended by 2005 PA 57.

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

Roll Call No. 284 Yeas—109

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

Nays—0

In The Chair: Lilly

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

"An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people's right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

House Bill No. 5084, entitled

A bill to amend 2009 PA 75, entitled "Mortgage loan originator licensing act," by amending sections 3 and 5 (MCL 493.133 and 493.135), section 3 as amended by 2012 PA 150 and section 5 as amended by 2014 PA 421, and by adding sections 5a and 5b.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Farrington moved to amend the bill as follows:

- 1. Amend page 9, line 17, after the second "is" by striking out the balance of the line through "registrant" on line 18 and inserting "licensed or registered".
- 2. Amend page 11, line 10, by striking out all of subdivision (b) and relettering the remaining subdivision. The motion was seconded and the amendments were adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

Rep. Farrington moved to amend the bill as follows:

- 1. Amend page 12, following line 22, by inserting:
- "Enacting section 1. This amendatory act takes effect November 24, 2019.".

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 285 Yeas—109

Filler Afendoulis Kahle Albert Frederick Kennedy Alexander Garza Koleszar Gay-Dagnogo Allor Kuppa Anthony Glenn LaFave Bellino Green LaGrand Berman Greig Lasinski Bolden Griffin Leutheuser Bollin Guerra Liberati Brann Haadsma Lightner Brixie Hall Lilly Byrd Hammoud Love Calley Hauck Lower Hernandez Cambensy Maddock

Reilly Rendon Robinson Sabo Schroeder Shannon Sheppard Slagh Sneller Sowerby Stone Tate VanSingel

VanWoerkom

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

Navs-0

In The Chair: Lilly

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 2009 PA 75, entitled "Mortgage loan originator licensing act," by amending sections 3 and 5 (MCL 493.133 and 493.135), section 3 as amended by 2012 PA 150 and section 5 as amended by 2014 PA 421, and by adding sections 5a, 5b, and 5c.

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.

House Bill No. 4125, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 51 and 51d (MCL 206.51 and 206.51d), as amended by 2018 PA 588; 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. 286 Yeas—104

Afendoulis Ellison Jones Rendon Albert Farrington Kahle Robinson Alexander Filler Kennedy Sabo Allor Frederick Koleszar Schroeder Anthony Garza Kuppa Shannon Bellino Gay-Dagnogo LaFave Sheppard Berman Glenn LaGrand Slagh Bolden Green Lasinski Sneller Bollin Greig Leutheuser Sowerby Griffin Stone Brann Liberati Brixie Guerra Lightner Tate Byrd Haadsma Lilly VanSingel Love VanWoerkom Calley Hammoud Cambensy Hauck Manoogian Vaupel Camilleri Hernandez Wakeman Marino Carter, B. Warren Hertel Markkanen

Carter, T. Hoadley Webber Meerman Chatfield Hoitenga Miller Wendzel Cherry Hood Mueller Wentworth Chirkun Hope Neeley Whiteford Clemente Hornberger O'Malley Whitsett Cole Howell Pagan Wittenberg Coleman Huizenga Paquette Witwer Peterson Wozniak Crawford Iden Eisen Inman Pohutsky Yancey Elder Johnson, C. Rabhi Yaroch

Nays—5

Hall Lower Maddock Reilly Johnson, S.

In The Chair: Lilly

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 1967 PA 281, entitled "Income tax act of 1967," by amending sections 51 and 51d (MCL 206.51 and 206.51d), as amended by 2018 PA 588.

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.

House Bill No. 4335, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1110 and 1205 (MCL 339.1110 and 339.1205), section 1110 as amended by 2014 PA 137 and section 1205 as amended by 1997 PA 97.

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

Roll Call No. 287 Yeas—109

Afendoulis Filler Kahle Reilly Albert Frederick Kennedy Rendon Robinson Alexander Garza Koleszar Allor Gay-Dagnogo Kuppa Sabo Anthony Glenn LaFave Schroeder Bellino Green LaGrand Shannon Berman Greig Lasinski Sheppard Leutheuser Bolden Griffin Slagh Bollin Guerra Liberati Sneller Brann Haadsma Lightner Sowerby Brixie Hall Lilly Stone Byrd Hammoud Love Tate VanSingel Calley Hauck Lower VanWoerkom Cambensy Hernandez Maddock Vaupel Camilleri Hertel Manoogian Carter, B. Hoadley Wakeman Marino

Carter, T. Warren Hoitenga Markkanen Chatfield Hood Webber Meerman Cherry Hope Miller Wendzel Chirkun Hornberger Mueller Wentworth Whiteford Clemente Howell Neeley Cole Huizenga Whitsett O'Malley Wittenberg Coleman Iden Pagan Crawford Inman Paquette Witwer Johnson, C. Wozniak Eisen Peterson Elder Johnson, S. Pohutsky Yancev Rabhi Yaroch Ellison Jones Farrington

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Nays-0

In The Chair: Lilly

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 4851, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 7b and 53b (MCL 211.7b and 211.53b), section 7b as amended by 2013 PA 161 and section 53b as amended by 2017 PA 261.

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. 4958, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 16279.

The bill was read a second time.

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

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Cole moved to suspend that portion of Rule 41 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

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

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

Announcement by the Clerk of Printing and Enrollment

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

House Bill Nos. 5148 5149 5150 5151 5152 5153 5154 5155 5156 5157 5158 5159 5160 5161

The Clerk announced that the following Senate bill had been received on Tuesday, October 29:

Senate Bill No. 527

The Clerk announced that the following bills and joint resolution had been reproduced and made available electronically on Tuesday, October 29:

Senate Bill Nos. 611 612 Senate Joint Resolution L

Reports of Standing Committees

The Committee on Education, by Rep. Hornberger, Chair, referred

House Bill No. 4974, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278a (MCL 380.1278a), as amended by 2018 PA 232.

to the Committee on Ways and Means.

Favorable Roll Call

To Refer:

Yeas: Reps. Hornberger, Paquette, Crawford, Vaupel, Reilly, Hall, Markkanen, O'Malley and Wakeman

Nays: Reps. Camilleri, Sowerby, Brenda Carter, Tyrone Carter, Koleszar and Stone

The bill was referred to the Committee on Ways and Means.

The Committee on Education, by Rep. Hornberger, Chair, referred

House Bill No. 4989, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 705 (MCL 380.705), as amended by 2018 PA 23.

to the Committee on Ways and Means.

Favorable Roll Call

To Refer:

Yeas: Reps. Hornberger, Paquette, Crawford, Vaupel, Hall, Markkanen, O'Malley, Wakeman, Camilleri, Sowerby, Brenda Carter, Tyrone Carter, Koleszar and Stone

Nays: Rep. Reilly

The bill was referred to the Committee on Ways and Means.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, October 29, 2019

Present: Reps. Hornberger, Paquette, Crawford, Vaupel, Reilly, Hall, Markkanen, O'Malley, Wakeman, Camilleri, Sowerby, Brenda Carter, Tyrone Carter, Koleszar and Stone

The Committee on Natural Resources and Outdoor Recreation, by Rep. Howell, Chair, referred **House Bill No. 4439, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40111a (MCL 324.40111a), as amended by 2015 PA 265.

to the Committee on Ways and Means with the recommendation that the substitute (H-3) be adopted.

Favorable Roll Call

To Refer:

Yeas: Reps. Howell, Wakeman, Calley, Reilly, Rendon, Eisen, Sowerby, Cambensy and Pohutsky

Navs: None

The bill and substitute were referred to the Committee on Ways and Means.

The Committee on Natural Resources and Outdoor Recreation, by Rep. Howell, Chair, referred **House Bill No. 4332, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40102, 40103, and 40114 (MCL 324.40102, 324.40103, and 324.40114), section 40102 as amended by 2015 PA 24, section 40103 as amended by 2016 PA 382, and section 40114 as amended by 2018 PA 390, and by adding section 40111d.

to the Committee on Judiciary with the recommendation that the substitute (H-1) be adopted.

Favorable Roll Call

To Refer:

Yeas: Reps. Howell, Wakeman, Calley, Reilly, Rendon and Eisen

Nays: Reps. Sowerby and Pohutsky

The bill and substitute were referred to the Committee on Judiciary.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, October 29, 2019

Present: Reps. Howell, Wakeman, Calley, Reilly, Rendon, Eisen, Sowerby, Cambensy and Pohutsky

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 4980, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending sections 1 and 4 (MCL 780.621 and 780.624), section 1 as amended by 2016 PA 336 and section 4 as amended by 2014 PA 335, and by adding section 1b.

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. Filler, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra,

Elder, Yancey and Bolden

Nays: Rep. LaFave

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 4981, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621), as amended by 2016 PA 336.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Filler, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

Nays: Rep. LaFave

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 4982, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621), as amended by 2016 PA 336.

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. Filler, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

Nays: Rep. LaFave

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 4983, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621), as amended by 2016 PA 336.

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. Filler, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

Nays: Rep. LaFave

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 4984, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and

their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621), as amended by 2016 PA 336.

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. Filler, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

Nays: Rep. LaFave

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 4985, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621), as amended by 2016 PA 336.

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. Filler, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

Nays: Rep. LaFave

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 5117, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 6431 and 6452 (MCL 600.6431 and 600.6452).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

Nays: None

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 5118, entitled

A bill to amend 2016 PA 343, entitled "Wrongful imprisonment compensation act," by amending section 7 (MCL 691.1757).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

Navs: None

The Committee on Judiciary, by Rep. Filler, Chair, reported

House Bill No. 5120, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621), as amended by 2016 PA 336.

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. Filler, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra,

Elder, Yancey and Bolden Nays: Rep. LaFave

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, October 29, 2019

Present: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey and Bolden

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

House Bill No. 4171, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2018 PA 589.

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. Iden, Lilly, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel

Nays: None

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

House Bill No. 4173, entitled

A bill to amend 1972 PA 382, entitled "Traxler-McCauley-Law-Bowman bingo act," (MCL 432.101 to 432.120) by adding article 2.

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

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

Favorable Roll Call

To Report Out:

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

Nays: None

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

House Bill No. 4307, entitled

A bill to amend 1996 IL 1, entitled "Michigan gaming control and revenue act," by amending sections 2, 4, 4a, 4c, 4d, 5, 6, 6a, 6c, 7a, 7c, 8, 9, 9a, 9b, 9c, 12, 12a, 14, 18, 21, and 25 (MCL 432,202, 432,204,

432.204a, 432.204c, 432.204d, 432.205, 432.206, 432.206a, 432.206c, 432.207a, 432.207c, 432.208, 432.209, 432.209a, 432.209b, 432.209c, 432.212, 432.212a, 432.214, 432.218, 432.221, and 432.225), sections 2, 4, 5, 6, 8, 9, and 14 as amended and sections 4a, 4c, 4d, 6a, 6c, 7a, 7c, 9a, 9b, 9c, 12a, 18, 21, and 25 as added by 1997 PA 69 and section 12 as amended by 2004 PA 306; and to repeal acts and parts of acts. With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

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

Nays: Rep. Warren

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

House Bill No. 4308, entitled

A bill to regulate the conduct of fantasy contests; to protect Michigan participants in fantasy contests; to require licensing of the operators of fantasy contests; to impose fees on the operators of fantasy contests; to provide for the powers and duties of certain state governmental officers and entities; to prohibit violations of this act; to prescribe civil sanctions; and to prescribe penalties.

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. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel Nays: None

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

House Bill No. 4309, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14d of chapter XVII (MCL 777.14d), as amended by 2016 PA 272.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Wentworth, Warren, Byrd, Neeley and Hertel Navs: None

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

House Bill No. 4310, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending sections 8, 17, 20, and 22 (MCL 431.308, 431.317, 431.320, and 431.322), as amended by 2016 PA 271.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

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

Navs: None

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

House Bill No. 4311, entitled

A bill to create the lawful internet gaming act; to impose requirements for persons to engage in internet gaming; to create the division of internet gaming; to provide for the powers and duties of the division of internet gaming and other state governmental officers and entities; to impose fees; to impose tax and other payment obligations on the conduct of licensed internet gaming; to create the internet gaming fund; to prohibit certain acts in relation to internet gaming and to prescribe penalties for those violations; to require the promulgation of rules; and to provide remedies.

With the recommendation that the substitute (H-5) 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, Wentworth, Byrd, Neeley and Hertel

Nays: Rep. Warren

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

House Bill No. 4312, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14d of chapter XVII (MCL 777.14d), as amended by 2016 PA 272.

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

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

Favorable Roll Call

To Report Out:

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

Nays: None

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

House Bill No. 4323, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 310d.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

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

Nays: None

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

House Bill No. 4823, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 24f (MCL 211.24f), as amended by 2000 PA 244.

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

Navs: None

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

House Bill No. 4916, entitled

A bill to create the sports betting act; to impose requirements for persons to engage in sports betting; to provide for the powers and duties of state governmental officers and entities; to impose fees; to impose a tax on the conduct of licensed sports betting; to prohibit certain acts in relation to sports betting and to prescribe penalties for those violations; to require the promulgation of rules; and to provide remedies.

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, Wentworth, Byrd, Neeley and Hertel

Nays: Rep. Warren

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

House Bill No. 4917, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 310d.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

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

Nays: None

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

House Bill No. 4918, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14d of chapter XVII (MCL 777.14d), as amended by 2016 PA 272.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

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

Nays: None

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

Senate Bill No. 320, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 207, 501, 536, 701, 703, 801, 803, 903, 1025, and 1027 (MCL 436.1207, 436.1501, 436.1536, 436.1701, 436.1703, 436.1801, 436.1803, 436.1903, 436.2025, and 436.2027), section 501 as amended by 2012 PA 82, section 536 as added by 2018 PA 408, section 701 as amended by 2010 PA 266, section 703 as amended by 2017 PA 89, section 801 as amended by 2008 PA 11, section 803 as amended by 2016 PA 105, section 903 as amended by 2010 PA 175, section 1025 as amended by 2017 PA 88, and section 1027 as amended by 2011 PA 219.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

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

Nays: None

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: Tuesday, October 29, 2019

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

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. O'Malley, Chair, of the Committee on Transportation, was received and read:

Meeting held on: Tuesday, October 29, 2019

Present: Reps. O'Malley, Eisen, Cole, Sheppard, Alexander, Bellino, Howell, Afendoulis, Sneller, Clemente, Yancey, Haadsma and Shannon

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Webber, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, October 29, 2019

Present: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Jones, Garza and Robinson

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. LaFave, Chair, of the Committee on Military, Veterans and Homeland Security, was received and read:

Meeting held on: Tuesday, October 29, 2019

Present: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, Chirkun, Tyrone Carter and Manoogian

Messages from the Senate

House Bill No. 4465, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9i (MCL 211.9i), as added by 2002 PA 549.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 4731, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," by amending section 21b (MCL 250.1021b), as added by 2019 PA 4.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 4485, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1081.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 2001 PA 142, entitled "An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions." (MCL 250.1001 to 250.2084) by adding section 16c.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Senate Bill No. 527, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," by amending section 11 (MCL 250.1011) and by adding section 11c.

The Senate has passed the bill.

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

House Bill No. 4069, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34d (MCL 211.34d), as amended by 2014 PA 164.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Messages from the Governor

Date: October 29, 2019 Time: 11:35 a.m.

To the Speaker of the House of Representatives:

Sir-I have this day approved and signed

Enrolled House Bill No. 4325 (Public Act No. 96, I.E.), being

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending sections 16201, 18101, 18107, 18111, and 18115 (MCL 333.16201, 333.18101, 333.18107, 333.18111, and 333.18115), section 16201 as amended by 2016 PA 49, sections 18101 and 18111 as added by 1988 PA 421, section 18107 as amended by 1989 PA 262, and section 18115 as amended by 2006 PA 429, and by adding sections 18106, 18112, 18114, and 18116.

(Filed with the Secretary of State October 29, 2019, at 2:35 p.m.)

Introduction of Bills

Rep. Miller introduced

House Bill No. 5162, entitled

A bill to amend 1974 PA 263, entitled "An act to permit counties to impose and collect an excise tax on persons engaged in the business of providing rooms for dwelling, lodging, or sleeping purposes to transient guests; to provide for the disposition of the revenues thereof; and to prescribe penalties," by amending section 2 (MCL 141.862), as amended by 2004 PA 118.

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

Reps. LaGrand, Brixie, Garza, Stone, Hood, Haadsma, Hope, Bolden, Ellison, Hammoud, Wittenberg, Shannon and Peterson introduced

House Bill No. 5163, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 280.

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

Reps. Lilly, Sheppard, Alexander, Slagh, Filler, Green, Webber, Wendzel, Chirkun, Tate, Frederick, Hoitenga and Griffin introduced

House Bill No. 5164, entitled

A bill to amend 2016 PA 407, entitled "Skilled trades regulation act," by amending sections 907, 943, 945, and 947 (MCL 339.5907, 339.5943, 339.5945, and 339.5947) and by adding section 946.

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

Reps. Paquette, Bellino, O'Malley, Ellison, Griffin, Garza, Brenda Carter, Kennedy, Cynthia Johnson, Tyrone Carter, Miller, Meerman, Koleszar and Gay-Dagnogo introduced

House Bill No. 5165, entitled

A bill to establish a making a difference for a teacher award program; to create the made a difference teacher fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

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

Reps. Shannon, Ellison, Brenda Carter, Garza, Tyrone Carter, Kennedy, Cynthia Johnson, Miller, Meerman, O'Malley, Bellino, Koleszar and Gay-Dagnogo introduced

House Bill No. 5166, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2018 PA 258.

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

Reps. Cherry, Howell, Sabo, Leutheuser, Lasinski, Sneller, Brenda Carter, Brixie, Cambensy and Love introduced House Bill No. 5167, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 43531a.

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

 $Reps.\ Howell, Cherry,\ Brixie,\ Leutheuser,\ Lasinski,\ Sabo,\ Sneller,\ Brenda\ Carter,\ Cambensy\ and\ Love\ introduced\ House\ Bill\ No.\ 5168,\ entitled$

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43528 and 43529 (MCL 324.43528 and 324.43529), as amended by 2013 PA 108, and by adding section 43529a.

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

Rep. Hernandez introduced

House Bill No. 5169, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2912i.

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

Reps. Byrd and Wittenberg introduced

House Bill No. 5170, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 78q (MCL 211.78q), as amended by 2019 PA 35.

The bill was read a first time by its title and referred to the Committee on Local Government and Municipal Finance.

Reps. Maddock, Hall, Miller, Eisen, Inman, Griffin, Homberger, Webber, Berman, Vaupel, Bellino, Howell, Brann, Crawford, Rendon, Wozniak, Meerman, Filler, Markkanen, O'Malley, Paquette and LaFave introduced

House Bill No. 5171, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 208c and 226 (MCL 257.208c and 257.226), section 208c as amended by 2008 PA 539 and section 226 as amended by 2018 PA 342, and by adding section 205a.

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

Reps. Sabo, Chirkun, Brann, Tate, Mueller, Hauck and Elder introduced

House Bill No. 5172, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 81f.

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

Reps. Sabo, Chirkun, Brann, Tate, Mueller, Hauck and Elder introduced

House Bill No. 5173, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2016 PA 88.

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

Rep. Rendon introduced

House Bill No. 5174, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 1915 (MCL 500.1915), as amended by 2006 PA 644.

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

Reps. Frederick, Hernandez and VanWoerkom introduced

House Bill No. 5175, entitled

A bill to amend 1921 PA 2, entitled "An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred," by amending section 3 (MCL 17.3).

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

Reps. Hernandez, Frederick and VanWoerkom introduced

House Bill No. 5176, entitled

A bill to amend 1921 PA 2, entitled "An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said

board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred," by amending section 3 (MCL 17.3).

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

Reps. VanWoerkom, Frederick and Hernandez introduced

House Bill No. 5177, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 365.

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

Reps. Vaupel, Liberati and Frederick introduced

House Bill No. 5178, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding section 206a.

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

Rep. Eisen moved that the House adjourn. The motion prevailed, the time being 5:00 p.m.

Associate Speaker Pro Tempore Lilly declared the House adjourned until Wednesday, October 30, at 1:30 p.m.

GARY L. RANDALL Clerk of the House of Representatives