

No. 51
STATE OF MICHIGAN
Journal of the Senate
102nd Legislature
REGULAR SESSION OF 2024

Senate Chamber, Lansing, Tuesday, May 28, 2024.

10:00 a.m.

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

Motions and Communications

The following communication was received:
Department of State

Administrative Rules
Notice of Filing

May 16, 2024

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2023-057-LR (Secretary of State Filing #24-05-03) on this date at 10:50 a.m. for the Department of Licensing and Regulatory Affairs entitled, “Public Health Code – General Rules.”

These rules become effective immediately after filing with the Secretary of State unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,
Jocelyn Benson
Secretary of State
Lashana Threlkeld, Departmental Supervisor
Office of the Great Seal

The communication was referred to the Secretary for record.

Messages from the Governor

The following message from the Governor was received:

Date: May 22, 2024
Time: 11:12 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 249 (Public Act No. 48), 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 20904, 20912, 20950, 20952, and 20954 (MCL 333.20904, 333.20912, 333.20950, 333.20952, and 333.20954), sections 20904, 20912, and 20954 as amended by 2000 PA 375, section 20950 as amended by 2021 PA 25, and section 20952 as added by 1990 PA 179.

(Filed with the Secretary of State on May 22, 2024, at 1:54 p.m.)

Respectfully,
Gretchen Whitmer
Governor

The following messages from the Governor were received and read:

May 23, 2024

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

Michigan State Board of Accountancy

Jacquelyn Dupler of 11685 Prestle Court, DeWitt, Michigan 48820, Clinton County, reappointed to represent a general public member who is an attorney, for a term commencing July 1, 2024, and expiring June 30, 2028.

Charles Moore of 2745 Hopkins Avenue, Lansing, Michigan 48933, Ingham County, reappointed to represent certified public accountants, for a term commencing July 1, 2024, and expiring June 30, 2028.

May 23, 2024

I respectfully submit to the Senate the following appointment to office pursuant to Public Act 327 of 1945, MCL 259.26:

Michigan Aeronautics Commission

Benjamin Carter of 33666 Ramble Hills Drive, Farmington Hills, Michigan 48331, Oakland County, reappointed for a term commencing May 28, 2024, and expiring May 27, 2028.

May 23, 2024

I respectfully submit to the Senate the following appointments to office pursuant to Public Act 368 of 1978, MCL 333.16121, 333.16122, and 333.18103:

Michigan Board of Counseling

Rotesa Baker of 14965 Stahelin Avenue, Detroit, Michigan 48223, Wayne County, reappointed to represent individuals engaged primarily in teaching, training, or research in counseling, for a term commencing July 1, 2024, and expiring June 30, 2028.

Roberto Overton of 8110 Overton Trail, Berrien Center, Michigan 49102, Berrien County, reappointed to represent individuals engaged primarily in providing counseling techniques, behavior modification techniques, or preventative techniques to clients, for a term commencing July 1, 2024, and expiring June 30, 2028.

May 23, 2024

I respectfully submit to the Senate the following appointment to office pursuant to Article V, § 3 of the Michigan Constitution of 1963, and ERO 2023-2:

Director of the Department of Lifelong Education, Advancement, and Potential

Dr. Beverly Walker-Griffiea of 1520 East 2nd Street, Flint, Michigan 48503, Genesee County, appointed for a term commencing June 24, 2024, and expiring at the pleasure of the Governor.

May 23, 2024

I respectfully submit to the Senate the following appointment to office pursuant to Public Act 299 of 1980, MCL 339.302, 339.303, and 339.1802:

Board of Examiners in Mortuary Science

Brian Joseph of 27430 Lane Street, St. Clair Shores, Michigan 48081, Macomb County, reappointed to represent professionals, for a term commencing July 1, 2024, and expiring June 30, 2028.

May 23, 2024

I respectfully submit to the Senate the following appointments to office pursuant to Public Act 199 of 1962, MCL 408.323 and 408.324:

Ski Area Safety Board

Charles Gano of 806 Chippewa Beach Road, Indian River, Michigan 49749, Cheboygan County, reappointed to represent the Central United States Ski Association, for a term commencing June 9, 2024, and expiring June 8, 2028.

Benjamin Bartz of 201 Hancock Street, Wakefield, Michigan 49968, Gogebic County, succeeding Samuel Bracket who has resigned, appointed to represent Upper Peninsula ski area managers, for a term commencing June 9, 2024, and expiring June 8, 2028.

May 23, 2024

I respectfully submit to the Senate the following appointment to office pursuant to Public Act 368 of 1978, MCL 333.18505:

Michigan Board of Social Work

China Sells of 652 Cesar E. Chavez Avenue, S.W., Grand Rapids, Michigan 49503, Kent County, succeeds Jasmine Calhoun whose term has expired, appointed to represent the general public, for a term commencing May 23, 2024, and expiring December 31, 2026.

Respectfully,
Gretchen Whitmer
Governor

The appointments were referred to the Committee on Government Operations.

Announcements of Printing and Enrollment

The Secretary announced that the following House bill was received in the Senate and filed on Thursday, May 23:

House Bill No. 5460

The Secretary announced the enrollment printing and presentation to the Governor on Tuesday, May 28, for her approval the following bill:

Enrolled Senate Bill No. 518 at 9:08 a.m.

The Secretary announced that the following bills were printed and filed on Thursday, May 23, and are available on the Michigan Legislature website:

House Bill Nos. 5738 5739 5740 5741 5742 5743 5744 5745 5746 5747

Committee Reports

The Committee on Regulatory Affairs reported

House Bill No. 4519, entitled

A bill to designate May 2 of each year as Negro Leagues Day.

With the recommendation that the bill pass.

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Polehanki, McCann, Wojno, Santana, Hertel, Hauck, Webber, Lauwers and Bellino

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Regulatory Affairs reported

House Bill No. 4603, entitled

A bill to amend 1937 PA 306, entitled “An act to promote the safety, welfare, and educational interests of the people of this state by regulating the construction, reconstruction, and remodeling of, and the installation of certain security devices at, certain public or private school buildings or additions to those buildings and by regulating the construction, reconstruction, and remodeling of, and the installation of certain security devices at, buildings leased or acquired for school purposes; to define the class of buildings affected by this act; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties for the violation of this act; and to repeal acts and parts of acts,” by amending sections 1, 1a, and 2 (MCL 388.851, 388.851a, and 388.852), section 1 as amended by 2004 PA 510 and section 2 as amended by 2002 PA 627.

With the recommendation that the bill pass.

Jeremy Moss

Chairperson

To Report Out:

Yeas: Senators Moss, Polehanki, McCann, Wojno, Santana, Hertel, Hauck, Webber, Lauwers and Bellino

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Affairs submitted the following:

Meeting held on Thursday, May 23, 2024, at 9:00 a.m., Room 1100, Binsfeld Office Building

Present: Senators Moss (C), Polehanki, McCann, Wojno, Santana, Hertel, Hauck, Webber, Lauwers and Bellino

COMMITTEE ATTENDANCE REPORT

The Committee on Civil Rights, Judiciary, and Public Safety submitted the following:

Meeting held on Thursday, May 23, 2024, at 12:00 noon, Room 1200, Binsfeld Office Building

Present: Senators Chang (C), Shink, Wojno, Irwin, Santana, Runestad and Johnson

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

The Secretary of the Senate declared the Senate adjourned until Wednesday, May 29, 2024, at 10:00 a.m.

DANIEL OBERLIN

Secretary of the Senate