

No. 8
STATE OF MICHIGAN
Journal of the Senate
100th Legislature
REGULAR SESSION OF 2019

Senate Chamber, Lansing, Thursday, January 24, 2019.

10:00 a.m.

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

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

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

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

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

Father Peter Etzel of Gesu Catholic School of Detroit offered the following invocation:

Faithful God, we give You thanks for giving us another day. We pause in Your presence to acknowledge our dependence on You.

Bless the great state of Michigan; may it be a living witness to Your justice and peace. Bless our communities; may people of every race, color, and creed live in harmony. Bless the men and women of the Senate; may they be prudent in thought, kind in word, and magnanimous in spirit. Bless their hearts; may they be courageous, hopeful, and bold. Take away any debilitating fear, distrust, or acrimony. Make this be a glorious day in which all are glad to be alive and ready to serve You.

May all that is done this day be done for Your greater honor and glory. And let us all say: Amen.

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

Motions and Communications

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

The following communication was received:
Department of State

January 18, 2019

In accordance with Article VIII, Part 2, Section 703 of Public Act 207 of 2018, we have attached a Record Look-Up Fee quarterly report for the Michigan Department of State (MDOS) for the first quarter of FY 2019. Revenue collected during the first quarter of FY 20189 and FY 2019 were \$12,670,008 and \$13,037,231 respectively. Data used in the preparation of this report was obtained from SIGMA Business Intelligence and the MDOS Revenue Interface Branch Report.

Sincerely,
Cindy Paradine, Director
Office of Financial Services

The communication was referred to the Secretary for record.

Resolutions

Senator MacGregor moved that rule 3.204 be suspended to permit immediate consideration of the following resolutions:

Senate Resolution No. 7

Senate Resolution No. 8

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

Senators Alexander, Wojno, Chang, Geiss, Irwin, McMorrow, Bullock, Brinks, Moss, Hollier, Bayer, MacDonald and Lauwers offered the following resolution:

Senate Resolution No. 7.

A resolution to commemorate the 60th Anniversary of Motown Records.

Whereas, Berry Gordy, Jr. and Motown Records, both musical and cultural icons, have forever affixed Detroit, Michigan as a permanent fixture in the history of music; and

Whereas, Berry Gordy, Jr. and Motown Records have both become icons in the socio-cultural fabric of American life from the 1960s to the present; and

Whereas, The two record labels, known as Tamla and Motown, were founded in 1959 with an eight hundred dollar loan from his family; and

Whereas, That same year, Berry Gordy, Jr. purchased a two-story house on West Grand Boulevard in Detroit; and

Whereas, Tamla Records was the first Motown record label debuting in 1959; and

Whereas, The Tamla record label was first to hit Number 1 with the song, "Please Mr. Postman," by the Marvelettes, which topped the Hot 100 on December 11, 1961; and

Whereas, The Marvelettes began as a quintet in rural Inkster, Michigan, with members including Gladys Horton, Georgia Dobbins, Georgeanna Tillman, Juanita Cowart, and Katherine Anderson; and

Whereas, Hitsville, as it was called, served as the site of one of the most phenomenally prolific music production facilities ever; and

Whereas, The list of stars who recorded at Hitsville have become household names, including Smokey Robinson and the Miracles, Mary Wells, Marvin Gaye, Diana Ross and the Supremes, The Temptations, Stevie Wonder, the Marvelettes, Martha Reeves and the Vandellas, the Contours, Holland-Dozier-Holland, The Four Tops, Junior Walker and the All Stars, Tammi Terrell, Nick Ashford and Valerie Simpson, as well as Gladys Knight and the Pips; and

Whereas, With the addition of other production facilities in downtown Detroit and California, Motown continued to produce musical stars including the Jackson 5, Lionel Richie and the Commodores, the DeBarge Family, Rick James, and the Spinners; and

Whereas, Motown's leadership in the African American filmmaking industry manifested in the movies too; and Whereas, Motown was also active in television production with two Emmy winning shows, *Motown Returns to the Apollo* and *Motown 25: Yesterday, Today, Forever*; and

Whereas, Other Motown television ventures included *Movies-of-the-Week*, *The Motown Revue* featuring Smokey Robinson, and *Motown on Showtime*; and

Whereas, Motown pioneered in the field of personal growth and development for its entourage of stars as it instituted the Artistic Development Department, under Harvey Fuqua, which taught proper decorum, adherence to protocol, and the essentials of exuding class and style; and

Whereas, For sixty years Motown Records has identified as a cultural pillar and icon of Detroit; and

Whereas, Motown Records, founded by Berry Gordy, Jr. and originating from Detroit, was sold in 1988 for 61 million dollars and subsequently sold for 325 million dollars in 1993; now, therefore be it

Resolved by the Senate, That the members of this legislative body commemorate the 60th Anniversary of Motown Records; and be it further

Resolved, That copies of this resolution be transmitted throughout Michigan and to members of the Motown Records family.

The question being on the adoption of the resolution,

The resolution was adopted.

Senators Hertel, Horn, Lucido and Santana were named co-sponsors of the resolution.

Senators LaSata, Nesbitt, Barrett, Daley, Runestad, MacDonald, MacGregor, Stamas, Zorn, McBroom, Lauwers, Horn, Victory, Lucido, VanderWall, Bizon and Schmidt offered the following resolution:

Senate Resolution No. 8.

A resolution recognizing January 27-February 2, 2019, as Catholic Schools Week in the state of Michigan.

Whereas, There are 51,011 students attending 224 Catholic elementary and high schools throughout our great state; and

Whereas, The Constitution of Michigan states that "Religion, morality and knowledge being necessary to good government and the happiness of mankind, schools and the means of education shall forever be encouraged"; and

Whereas, Catholic school parents pay tuition in addition to supporting public schools through their taxes; and

Whereas, Catholic schools comply with the same health, safety, and general welfare regulations required of public schools; and

Whereas, The viability of Catholic schools should be encouraged so that declines in Catholic school enrollment, which necessitate increases in public expenditures in the School Aid Fund, can be avoided; and

Whereas, Catholic schools instill a broad, values-based education, emphasizing the lifelong development of moral, intellectual, and social values in young people, making them responsible citizens of our state and nation; and

Whereas, Catholic schools educate many students who are non-Catholic, many students who are economically disadvantaged, and that a good education remains the single best way out of poverty; and

Whereas, With their traditionally high academic standards, high graduation rates, and commitment to community service, Catholic schools and their graduates make a positive contribution to society; and

Whereas, January 27-February 2, 2019, has been designated as Catholic Schools Week, with the theme "Catholic Schools: Learn. Serve. Lead. Succeed" as denoted by the National Catholic Educational Association and the United States Conference of Catholic Bishops; and

Whereas, The common good of the state of Michigan is strengthened through the continued existence of Catholic schools; and

Whereas, Catholic schools seek to form a supporting partnership with each student's family, encouraging the involvement of parents in the education of their children, so that Catholic schools are part of a solution to form productive lives for future generations; now, therefore, be it

Resolved by the Senate, That the members of this legislative body recognize January 27-February 2, 2019, as Catholic Schools Week in the state of Michigan. We support the continued dedication of Catholic schools across Michigan toward academic excellence and the key role Catholic schools play in promoting and ensuring a brighter, stronger future for students; and be it further

Resolved, that a copy of this resolution be transmitted to the Michigan Catholic Conference with our highest esteem.

The question being on the adoption of the resolution,

The resolution was adopted.

Senators Alexander, Bullock, Bumstead, Hertel, Hollier and Santana were named co-sponsors of the resolution.

Introduction and Referral of Bills

Senator Chang introduced

Senate Bill No. 59, entitled

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

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

Senators Chang, Brinks, Wojno, Ananich, Geiss, Irwin, Hertel, Bayer, Moss and Bullock introduced

Senate Bill No. 60, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 5534.

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

Senator Victory introduced

Senate Bill No. 61, entitled

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

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

Senator Victory introduced

Senate Bill No. 62, entitled

A bill to amend 1947 PA 359, entitled “The charter township act,” by amending section 13a (MCL 42.13a), as amended by 2012 PA 191.

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

Senators Alexander, Hollier, Geiss, Wojno, Chang and Hertel introduced

Senate Bill No. 63, 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.

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

Senators Alexander, Hollier, Geiss, Chang, Ananich, McMorrow and Hertel introduced

Senate Bill No. 64, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 1301b (MCL 600.1301b).

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

Senators Alexander, Hollier, Geiss, Chang, Irwin and Hertel introduced

Senate Bill No. 65, 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.

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

Senators Johnson, Lucido, McMorrow and Theis introduced

Senate Bill No. 66, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 20a (MCL 257.20a), as amended by 2012 PA 239, and by adding section 30d.

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

Senators Johnson and Chang introduced
Senate Bill No. 67, entitled

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

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

Statements

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

The motion prevailed.

Senator Shirkey’s statement is as follows:

I stand here with Brianna Egan. We have some great people who work for us to ensure our policies cross the finish line. Most of these dedicated workers prefer to remain in the background—the reason why I’m holding her hand is because she’s nervous—but sometimes it’s important to shine the spotlight on them so they know how much we appreciate them.

Brianna Egan, an employee of the Senate and the House of Representatives, is leaving us for a new opportunity in the Governor’s office. I’ve already inquired as to why she’s chosen to leave us and she hasn’t passed the test yet so she’s got to work on that. Brianna has been one of our Amending Clerks which meant she has worked to ensure our amendments and substitute language was correct and actually doing what we intended it to do, and of course we all know substitutes and amendments have not been a big lift in this chamber for the last few years. Attention to detail and ensuring a smooth process were keys to Brianna’s valued work. Her passion for serving us extended to her volunteering to be our project manager for the development and implementation of the new legislative software that we will be unveiling later this year.

Prior to her work here as an Amending Clerk, Brianna worked in several member offices where she served constituents and worked on impactful legislation, and that’s precisely the kinds of things she’s going to be doing in the Governor’s office—serving constituents. She was instrumental in the passage of the Michigan Sexual Assault Evidence Kit Tracking and Reporting Commission legislation.

Outside of the Capitol, Brianna enjoys many hobbies including gardening, home improvement, and running. I believe running is an unnatural act, by the way. She also just completed her Bachelor of Arts degree, graduating summa cum laude. Brianna and her husband Ben enjoy parenting their inquisitive son, Greyson.

While Brianna may be leaving the Senate, we are comforted that she will continue her service to the citizens of Michigan. Thank you Brianna for your continued service.

Senator Stamas’ statement is as follows:

On behalf of Representative Annette Glenn and myself, I rise today for a memorial statement. Midland and our entire state lost a hero on January 16, 2019 with the passing of Don Bloomfield at the age of 97.

Sergeant Don Bloomfield of the United States Army has always been a survivor and a fighter. On December 7, 1941, Sergeant Bloomfield was stationed two miles from Pearl Harbor when the bombing began. Having survived the bombing of Pearl Harbor, Sergeant Bloomfield continued his service in France where he earned two Purple Hearts and a Bronze Star.

Sergeant Bloomfield returned home and married the love of his life, Jeanette. They were married for more than 60 years before she passed away in 2013.

Sergeant Don Bloomfield, the last remaining Michigan-born survivor of Pearl Harbor, will be interred at Fort Custer National Cemetery.

We want to thank Sergeant Bloomfield and his family for their service to this great city, state, and country.

A moment of silence was observed in memory of U.S. Army Sergeant Don Bloomfield.

Announcements of Printing and Enrollment

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

Senate Bill Nos.	49	50	51	52	53	54	55	56	57	58
Senate Resolution No.		6								
House Bill Nos.	4070	4071	4072	4073	4074	4075	4076	4077	4078	

Committee Reports

COMMITTEE ATTENDANCE REPORT

The Committee on Appropriations submitted the following:

Meeting held on Wednesday, January 23, 2019, at 2:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Stamas (C), Bumstead, Barrett, Bizon, LaSata, MacDonald, MacGregor, Nesbitt, Outman, Runestad, Schmidt, Victory, Hertel, Bayer, Hollier, Irwin, McCann and Santana

Scheduled Meetings

Advice and Consent - Wednesday, January 30, 4:00 p.m., Room 1100, Binsfeld Office Building, and Thursday, January 31, 12:00 noon, Room 1300, Binsfeld Office Building (373-5312)

Criminal Justice Policy Commission - Wednesday, February 6, 9:00 a.m., Senate Hearing Room, 1st Floor, Boji Tower (373-0212)

Oversight - Tuesday, January 29, 2:00 p.m., Room 1300, Binsfeld Office Building (373-5312)

Regulatory Reform - Tuesday, January 29, 3:00 p.m., Room 1200, Binsfeld Office Building (373-5314)

Senator MacGregor moved that the Senate adjourn.

The motion prevailed, the time being 10:18 a.m.

The President, Lieutenant Governor Gilchrist, declared the Senate adjourned until Tuesday, January 29, 2019, at 10:00 a.m.

MARGARET O'BRIEN
Secretary of the Senate