

No. 97
STATE OF MICHIGAN
Journal of the Senate
100th Legislature
REGULAR SESSION OF 2019

Senate Chamber, Lansing, Wednesday, October 16, 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—present
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

Reverend Dr. Stephen Butler Murray of First Unitarian-Universalist Church of Detroit offered the following invocation:

Holy One, known by many names and beyond all names—Spirit of Life, Spirit of Love, Spirit of Community, Spirit of Justice: we ask Your blessings on the people who have been called to lead the community in which we live and work and play. Help them as leaders to not ask first “How do we fix this?” but “What do we need to learn?”, “How might we need to change?”, and “To whom do we need to listen?”. Remind them, because we all forget from time to time, especially in the noisy-ness of what passes for political debate today, that they are not only leaders but also servants and that it is their responsibility and ours to serve the common good of all. Remind them that, no matter where we live, everyone—gay, straight, transgender, black or white, Hispanic or Asian, Christian, Muslim, Jew, Sikh, Hindu, or atheist—everyone is our neighbor, our sibling, and that throughout the ages prophets have called the leaders of the people to respect and protect the least of those among us—our children, the elderly, the poor, those who are hungry, those who have no homes, those who are ill in body, mind, or spirit, the strangers and immigrants in our midst, those who live on the margins, those who are alone, those who are forgotten.

Grant them and us the wisdom and the courage to know and do what is right and good and true. May they and we speak out when it is time to speak out and listen, patiently and receptively, when it is time to listen. May they and we always be guided by the spirit of community, by the spirit of justice, and by the spirit of love.

This we pray in the name of all that we hold sacred and holy—all that we hold good and right and true.

May it be so. Amen.

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

Motions and Communications

Senator MacGregor moved that Senator MacDonald be temporarily excused from today’s session.
The motion prevailed.

Senator Chang moved that Senators Santana and Hollier be temporarily excused from today’s session.
The motion prevailed.

The following communication was received:
Office of Senator Rosemary Bayer

October 10, 2019

Per Senate Rule 1.110(c), I am requesting that my name be added as a co-sponsor to Senate Bills 576 and 577 introduced by Senator Curtis Hertel on October 10, 2019.

Sincerely,
Rosemary K. Bayer
12th Senate District
State Senator

The communication was referred to the Secretary for record.

The following communications were received:
Office of Senator Jeff Irwin

October 15, 2019

I request to be added as a Co-Sponsor to Senator Winnie Brinks’ Senate Bill 501 on police diversity grant. If you have any questions, please feel free to contact my office.

October 15, 2019

I request to be added as a Co-Sponsor to Senator Curtis Hertel’s Senate Bills 576 & 577. If you have any questions, please feel free to contact my office.

October 15, 2019

I request to be added as a Co-Sponsor to Senator Bettie Jean Alexander’s Senate Joint Resolution K. If you have any questions, please feel free to contact my office.

Sincerely,
Jeff Irwin
State Senator—District 18

The communications were referred to the Secretary for record.

The following communication was received:
Office of Senator John Bizon, M.D.

October 16, 2019

I respectfully request that my name be added as a co-sponsor to Senate Resolution 73, introduced by Senator Victory.

If you have any questions please do not hesitate to contact my office. Thank you for your attention to this matter.

Sincerely,
John Bizon, M.D.
State Senator
19th District

The communication was referred to the Secretary for record.

Recess

Senator MacGregor moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 10:05 a.m.

10:44 a.m.

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

During the recess, Senators Santana, Hollier and MacDonald entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of
General Orders

Senator MacGregor moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Gilchrist, designated Senator Alexander as Chairperson.

After some time spent therein, the Committee arose; and the President, Lieutenant Governor Gilchrist, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

House Bill No. 4134, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 1060a (MCL 330.2060a), as added by 2012 PA 540.

House Bill No. 4135, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11 of chapter II (MCL 762.11), as amended by 2015 PA 31.

House Bill No. 4136, entitled

A bill to amend 1988 PA 13, entitled "Juvenile diversion act," by amending sections 2 and 8 (MCL 722.822 and 722.828), section 2 as amended by 1996 PA 415.

House Bill No. 4142, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 27 of chapter IV (MCL 764.27), as amended by 1996 PA 418.

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4133, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1, 3, and 11 of chapter XIIA (MCL 712A.1, 712A.3, and 712A.11), section 1 as amended by 2016 PA 496, section 3 as amended by 1996 PA 409, and section 11 as amended by 2016 PA 185.

Substitute (S-1)

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4140, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 14, 15, 16, 18, and 18i of chapter XIIA (MCL 712A.14, 712A.15, 712A.16, 712A.18, and 712A.18i), section 14 as amended by 2012 PA 163, section 15 as amended by 1998 PA 474, section 16 as amended by 1998 PA 478, section 18 as amended by 2018 PA 58, and section 18i as added by 1996 PA 244.

Substitute (S-1)

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4443, entitled

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

Substitute (S-1)

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4452, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 606 (MCL 600.606), as amended by 1996 PA 260.

Substitute (S-1)

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

Senator MacGregor moved that the rules be suspended and that the following bills, now on Third Reading of Bills, be placed on their immediate passage:

House Bill No. 4133

House Bill No. 4134

House Bill No. 4135

House Bill No. 4136

House Bill No. 4140

House Bill No. 4142

House Bill No. 4443

House Bill No. 4452

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

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator MacGregor moved that the Senate proceed to consideration of the following bills:

Senate Bill No. 278

Senate Bill No. 279

Senate Bill No. 466

Senate Bill No. 467

Senate Bill No. 468

Senate Bill No. 469
Senate Bill No. 539
House Bill No. 4133
House Bill No. 4134
House Bill No. 4135
House Bill No. 4136
House Bill No. 4140
House Bill No. 4142
House Bill No. 4443
House Bill No. 4452
 The motion prevailed.

The following bill was read a third time:

Senate Bill No. 278, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 221 and 310 (MCL 257.221 and 257.310), section 221 as amended by 1998 PA 64 and section 310 as amended by 2018 PA 177.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 244

Yeas—38

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 279, entitled

A bill to amend 2008 PA 23, entitled “Enhanced driver license and enhanced official state personal identification card act,” by amending section 5 (MCL 28.305), as amended by 2018 PA 606.

The question being on the of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 245**Yeas—38**

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0**Excused—0****Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 466, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” by amending section 1 (MCL 722.111), as amended by 2018 PA 431.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 246**Yeas—37**

Alexander	Geiss	MacDonald	Santana
Ananich	Hertel	MacGregor	Schmidt
Barrett	Hollier	McBroom	Shirkey
Bayer	Horn	McCann	Stamas
Bizon	Irwin	McMorrow	Theis
Brinks	Johnson	Moss	VanderWall
Bullock	LaSata	Nesbitt	Victory
Bumstead	Lauwers	Outman	Wojno
Chang	Lucido	Polehanki	Zorn
Daley			

Nays—1

Runestad

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 467, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” by amending section 8b (MCL 722.118b), as amended by 2017 PA 257.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 247

Yeas—38

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 468, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” (MCL 722.111 to 722.128) by adding section 13a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 248**Yeas—37**

Alexander	Geiss	MacDonald	Santana
Ananich	Hertel	MacGregor	Schmidt
Barrett	Hollier	McBroom	Shirkey
Bayer	Horn	McCann	Stamas
Bizon	Irwin	McMorrow	Theis
Brinks	Johnson	Moss	VanderWall
Bullock	LaSata	Nesbitt	Victory
Bumstead	Lauwers	Outman	Wojno
Chang	Lucido	Polehanki	Zorn
Daley			

Nays—1

Runestad

Excused—0**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 469, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 19 and 19a of chapter XIIA (MCL 712A.19 and 712A.19a), as amended by 2018 PA 58.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 249**Yeas—38**

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following was read a third time:

Senate Bill No. 539, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” by amending sections 5d and 5k (MCL 722.115d and 722.115k), as amended by 2017 PA 256.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 250

Yeas—38

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 4133, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 11 of chapter XIIA (MCL 712A.11), as amended by 2016 PA 185.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 251**Yeas—35**

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4134, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 1060a (MCL 330.2060a), as added by 2012 PA 540.

The question being on the of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 252**Yeas—35**

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas

Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to codify, revise, consolidate, and classify the laws relating to mental health; to prescribe the powers and duties of certain state and local agencies and officials and certain private agencies and individuals; to regulate certain agencies and facilities providing mental health or substance use disorder services; to provide for certain charges and fees; to establish civil admission procedures for individuals with mental illness, substance use disorder, or developmental disability; to establish guardianship procedures for individuals with developmental disability; to establish procedures regarding individuals with mental illness, substance use disorder, or developmental disability who are in the criminal justice system; to provide for penalties and remedies; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4135, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11 of chapter II (MCL 762.11), as amended by 2015 PA 31.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 253**Yeas—38**

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4136, entitled

A bill to amend 1988 PA 13, entitled “Juvenile diversion act,” by amending sections 2 and 8 (MCL 722.822 and 722.828), section 2 as amended by 1996 PA 415.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 254

Yeas—38

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to permit certain minors to be diverted from the court system having jurisdiction over minors; to establish diversion criteria and procedures; to require certain records to be made and kept; to prescribe certain powers and duties of courts having jurisdiction over minors and of law enforcement agencies; and to prescribe certain penalties.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4140, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 16, 18, and 18i of chapter XIII (MCL 712A.16, 712A.18, and 712A.18i), section 16 as amended by 1998 PA 478, section 18 as amended by 2018 PA 58, and section 18i as added by 1996 PA 244.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 255

Yeas—35

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4142, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 27 of chapter IV (MCL 764.27), as amended by 1996 PA 418.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 256

Yeas—35

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide

for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4443, entitled

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

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 257

Yeas—35

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations;

to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4452, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 606 (MCL 600.606), as amended by 1996 PA 260.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 258

Yeas—35

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought

in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of
General Orders

Senator MacGregor moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Gilchrist, designated Senator Alexander as Chairperson.

After some time spent therein, the Committee arose; and the President, Lieutenant Governor Gilchrist, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

House Bill No. 4143, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 139 (MCL 750.139), as amended by 1998 PA 510.

House Bill No. 4145, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 27a of chapter IV (MCL 764.27a), as amended by 1996 PA 254.

The bills were placed on the order of Third Reading of Bills.

Senator MacGregor moved that the rules be suspended and that the following bills, now on Third Reading of Bills, be placed on their immediate passage:

House Bill No. 4143

House Bill No. 4145

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

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator MacGregor moved that the Senate proceed to consideration of the following bill:

House Bill No. 4143

The motion prevailed.

The following bill was read a third time:

House Bill No. 4143, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 139 (MCL 750.139), as amended by 1998 PA 510.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 259

Yeas—35

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall

Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4145, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 27a of chapter IV (MCL 764.27a), as amended by 1996 PA 254.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 260**Yeas—35**

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

Messages from the House**Senate Bill No. 84, entitled**

A bill to amend 2013 PA 93, entitled “Michigan indigent defense commission act,” by amending section 3 (MCL 780.983), as amended by 2018 PA 214.

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

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

The Senate agreed to the full title.

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

Senate Bill No. 90, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 1, 3, and 11 of chapter XIII A (MCL 712A.1, 712A.3, and 712A.11), section 1 as amended by 2016 PA 496, section 3 as amended by 1996 PA 409, and section 11 as amended by 2016 PA 185.

The House of Representatives has substituted (H-1) the bill.

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

A bill to amend 1939 PA 288, entitled “An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions

and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties,” by amending sections 1 and 3 of chapter XHIA (MCL 712A.1 and 712A.3), section 1 as amended by 2016 PA 496 and section 3 as amended by 1996 PA 409.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator MacGregor moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 261

Yeas—35

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

The Senate agreed to the title as amended.

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

Senate Bill No. 93, entitled

A bill to amend 1974 PA 150, entitled “Youth rehabilitation services act,” by amending section 2 (MCL 803.302), as amended by 1998 PA 517.

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

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

The Senate agreed to the full title.

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

Senate Bill No. 97, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 14, 15, 16, 18, and 18i of chapter XIA (MCL 712A.14, 712A.15, 712A.16, 712A.18, and 712A.18i), section 14 as amended by 2012 PA 163, section 15 as amended by 1998 PA 474, section 16 as amended by 1998 PA 478, section 18 as amended by 2018 PA 58, and section 18i as added by 1996 PA 244.

The House of Representatives has substituted (H-1) the bill.

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

A bill to amend 1939 PA 288, entitled “An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties,” by amending sections 14 and 15 of chapter XIA (MCL 712A.14 and 712A.15), section 14 as amended by 2012 PA 163 and section 15 as amended by 1998 PA 474.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator MacGregor moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 262

Yeas—35

Alexander	Daley	MacDonald	Santana
Ananich	Geiss	MacGregor	Schmidt
Barrett	Hertel	McBroom	Shirkey
Bayer	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	VanderWall
Brinks	Irwin	Moss	Victory
Bullock	LaSata	Nesbitt	Wojno
Bumstead	Lauwers	Outman	Zorn
Chang	Lucido	Polehanki	

Nays—3

Johnson	Runestad	Theis
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Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

The Senate agreed to the title as amended.

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

Senate Bill No. 99, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15b of chapter IV (MCL 764.15b), as amended by 2001 PA 209.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator MacGregor moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 263**Yeas—36**

Alexander	Daley	Lucido	Polehanki
Ananich	Geiss	MacDonald	Santana
Barrett	Hertel	MacGregor	Schmidt
Bayer	Hollier	McBroom	Shirkey
Bizon	Horn	McCann	Stamas
Brinks	Irwin	McMorrow	VanderWall
Bullock	Johnson	Moss	Victory
Bumstead	LaSata	Nesbitt	Wojno
Chang	Lauwers	Outman	Zorn

Nays—2

Runestad	Theis
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Excused—0**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was not concurred in, 2/3 of the members serving not voting therefor.

The Senate agreed to the full title.

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

Senate Bill No. 100, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 2 of chapter XIII (MCL 712A.2), as amended by 2018 PA 58.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator MacGregor moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 264**Yeas—36**

Alexander	Daley	Lucido	Polehanki
Ananich	Geiss	MacDonald	Santana
Barrett	Hertel	MacGregor	Schmidt
Bayer	Hollier	McBroom	Shirkey
Bizon	Horn	McCann	Stamas
Brinks	Irwin	McMorrow	VanderWall
Bullock	Johnson	Moss	Victory
Bumstead	LaSata	Nesbitt	Wojno
Chang	Lauwers	Outman	Zorn

Nays—2

Runestad Theis

Excused—0**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 101, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 117a (MCL 400.117a), as amended by 2018 PA 580.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator MacGregor moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 265**Yeas—38**

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor. The Senate agreed to the full title.

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

Senate Bill No. 102, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding section 117i.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator MacGregor moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 266

Yeas—38

Alexander	Geiss	MacGregor	Santana
Ananich	Hertel	McBroom	Schmidt
Barrett	Hollier	McCann	Shirkey
Bayer	Horn	McMorrow	Stamas
Bizon	Irwin	Moss	Theis
Brinks	Johnson	Nesbitt	VanderWall
Bullock	LaSata	Outman	Victory
Bumstead	Lauwers	Polehanki	Wojno
Chang	Lucido	Runestad	Zorn
Daley	MacDonald		

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor. The Senate agreed to the full title.

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

By unanimous consent the Senate proceeded to the order of
Resolutions

Senator MacGregor moved that consideration of the following resolutions be postponed for today:

Senate Resolution No. 30

Senate Resolution No. 38

Senate Resolution No. 49

The motion prevailed.

Senate Resolution No. 73.

A resolution to urge the Congress of the United States to speedily approve the recently negotiated United States-Mexico-Canada Agreement.

The question being on the adoption of the following committee substitute:

Substitute (S-1).

Senator Victory offered the following amendment to the substitute:

1. Amend page 1, line 8, after “Whereas,” by striking out “NATFA” and inserting “NAFTA”.

The amendment to the substitute was adopted.

The substitute as amended was adopted.

Senator McMorrow offered the following substitute (S-2):

A resolution to urge the United States Trade Representative to renegotiate the United States-Mexico-Canada Agreement.

Whereas, The North American Free Trade Agreement (NAFTA) is a close tri-lateral relationship between the United States, Canada, and Mexico. For more than 25 years, NAFTA has been economically, culturally, and strategically important for all parties; and

Whereas, NAFTA is significant for the American economy. Trade with Canada and Mexico supports nearly 12 million American jobs, and nearly 5 million of those jobs are supported by increased NAFTA trade. Since the agreement began in 1994, trade with Canada and Mexico has nearly quadrupled to \$1.3 trillion, and the two countries buy more than one-third of U.S. merchandise exports. U.S. service exports to Canada and Mexico have also tripled, rising from \$27.5 billion in 1993 to \$91.3 billion in 2017, thanks to the trade agreement’s new market access and clearer rules; and

Whereas, Trade with Canada and Mexico is significant to U.S. states. For 43 states, our contiguous international neighbors represent the first or second largest export market, and all but one state counts Canada or Mexico as a top three trading partner. Canada is Michigan’s largest export market, and Mexico is Michigan’s third largest export market. NAFTA has also contributed to a 300 percent increase in Michigan’s agricultural exports to Canada and Mexico; and

Whereas, Small- and medium-sized enterprises in the United States rely on trade with Canada and Mexico to support and grow their business. Canada and Mexico are the top two export destinations for U.S. small- and medium-sized enterprises, more than 125,000 of which sold their goods and services in Canada and Mexico in 2014; and

Whereas, The currently negotiated United States-Mexico-Canada Agreement (USMCA), intended to replace NAFTA, fails to do enough to support U.S. workers. It would undermine income, health care, and pension plans for creative arts workers. It fails to level the playing field between U.S. and Mexican autoworkers. It will not provide the certainty and stability needed by Michigan and U.S. farmers; and

Whereas, The currently negotiated USMCA adds monopoly rights for pharmaceutical firms, locking in policies that keep U.S. drug prices outrageously high. The availability of affordable health care is of the utmost importance, and reducing medicine prices is a demand that unites Americans nationwide; and

Whereas, The currently negotiated USMCA does not raise wages here or in Mexico, nor would it reverse NAFTA’s long track record of outsourcing middle-class jobs and pollution. Unless the current text’s labor and environmental standards are strengthened, and swift and certain funding and enforcement mechanisms are added, corporations will continue to outsource jobs and facilities to Mexico where they can violate international labor rights and pay workers unconscionably low wages. Disincentivizing that practice is good for workers in Michigan and nationwide; now, therefore, be it

Resolved by the Senate, That we urge the United States Trade Representative to renegotiate the United States-Mexico-Canada Agreement; and be it further

Resolved, That copies of this resolution be transmitted to the United States Trade Representative, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The question being on the adoption of the substitute,

Senator MacGregor requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The substitute (S-2) was not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 267

Yeas—16

Alexander	Bullock	Hollier	Moss
Ananich	Chang	Irwin	Polehanki
Bayer	Geiss	McCann	Santana
Brinks	Hertel	McMorrow	Wojno

Nays—22

Barrett	LaSata	Nesbitt	Stamas
Bizon	Lauwers	Outman	Theis
Bumstead	Lucido	Runestad	VanderWall
Daley	MacDonald	Schmidt	Victory
Horn	MacGregor	Shirkey	Zorn
Johnson	McBroom		

Excused—0

Not Voting—0

In The Chair: President

The question being on the adoption of the resolution,

The resolution as substituted (S-1) was adopted.

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

The motion prevailed.

Senator McMorrow's statement is as follows:

I rise today to encourage the adoption of the substitute offered here today.

First, I want to acknowledge how crucially important it is to have a new trade agreement, not only for all of our farmers here in Michigan but for our automotive industry. We recognize how crucial negotiating a new trade deal is.

However, multiple members of our congressional delegation have been working diligently over the past few months to improve upon the current USMCA on a number of things, including further protections for American workers by advocating that wages for Mexican workers be raised to allow us to become more competitive, ensuring environmental protections so that we are not outsourcing pollution to another country, and guarding against pharmaceutical monopolies that would make sure we are not spiking prescription drug costs further than they already are. This substitute recognizes and reflects that hard work, and in fact just last week members of the congressional delegation headed south to Mexico to work on this issue with the Mexican government and make sure that there is enough money allocated in that country's government to facilitate this the right way.

Our substitute reflects that hard work, recognizes it, honors it, and encourages that that work be adopted as we continue toward a resolution on the USMCA.

Senator Victory's statement is as follows:

I rise today in support of Senate Resolution No. 73, to encourage the Congress of the United States to finally ratify the USMCA trade agreement.

Michigan clearly stands to benefit from the USMCA because we have been blessed here in Michigan with two strong and honorable industries—agriculture and manufacturing. We grow things; we make things. It is a deeply-rooted part of our history and culture here as Michiganders. As we move forward into the future, we need to ensure that these economic pillars of agriculture and manufacturing can continue to grow and prosper with us. This is best done by allowing our family farms and small businesses access to more markets to sell our produce and goods through fostering a healthy and robust trade relationship with our neighbors.

It is time to act now. Our agriculture industry continues to face uncertainty. We have seen too many family farms close up and sold off, specifically among our dairy producers and those family farms, with over 100 ceasing to operate in the past few years. We have seen too many unfair trade practices tip the scale out of balance.

By supporting the USMCA, the Michigan Senate will speak loud and clear that we stand with our small businesses, family farms, and all those who are striving to make their livelihoods here in our great state. I humbly ask for your support of Senate Resolution No. 73.

Introduction and Referral of Bills

Senator Lucido introduced

Senate Bill No. 591, entitled

A bill to amend 2006 PA 563, entitled "An act to restrict the use and disclosure of certain statements made by law enforcement officers," by amending section 1 (MCL 15.391), as amended by 2016 PA 302.

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

Senator McBroom introduced

Senate Bill No. 592, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 68c (MCL 38.68c), as amended by 2018 PA 357.

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

Statements

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

The motion prevailed.

Senator Santana's statement is as follows:

I just want to take the opportunity to say 'thank you all' for taking "Raise the Age" seriously and being in support of this bill package. This was five years in the making and this bill package is meaningful because it will help make sure we are on the right side of history when it comes to our 17-year-olds and making sure they have a real opportunity at reform. We should not lock up our 17-year-olds with adults.

By putting "Raise the Age" together and making sure this package of bills was approved, we are changing the way Michigan thinks about criminal justice reform. I want to say thank you all for doing the right thing. We cannot, obviously, change the lives of those individuals who were impacted in the '80s and beyond who were locked up with adults, but I think this is a move in the right direction.

To my colleague from the 8th District, thank you for all the hard work and dedication to making sure this package of bills made it to the finish line. I will work with you on other criminal justice reform packages throughout our duration in the Senate. Thank you, 100th Legislature.

Senator Barrett's statement is as follows:

I just wanted to extend my appreciation for your unanimous support of Senate Bill Nos. 278 and 279 earlier today. These allow individuals with a communication impediment, an individual who is hard of hearing or could be deaf, or who may have autism to add a designation on their vehicle registration that would be

accessible to law enforcement and would ease that communication burden with law enforcement in the event they're pulled over or have a vehicle stop or anything of that sort.

I wanted to give special recognition to Xavier DeGroat, a constituent of mine, who is here today in the Capitol. I think he's out in the lobby and you can say hello to him as you leave today. Xavier has been a tireless advocate for people with autism. He was diagnosed with autism at age four and has been a continuous advocate for improving the lives of those with autism. I wanted to give him a special shout-out today. He's met the Dalai Lama, Muhammad Ali, and had an opportunity to meet with President Trump in the Oval Office just last month. He's doing everything he can to improve others with autism as well. I wanted to recognize him today and ask for your support of that as well.

Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, October 15:

House Bill Nos. 4516 4517

The Secretary announced that the following bills and resolution were printed and filed on Tuesday, October 15, and are available on the Michigan Legislature website:

Senate Bill Nos. 581 582 583 584 585 586 587 588 589 590

Senate Resolution No. 86

**House Bill Nos. 5098 5099 5100 5101 5102 5103 5104 5105 5106 5107 5108 5109 5110
5111 5112**

Committee Reports

The Committee on Regulatory Reform reported

Senate Bill No. 349, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 233 (MCL 436.1233).

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Aric Nesbitt
Chairperson

To Report Out:

Yeas: Senators Nesbitt, Theis, Lauwers, VanderWall, Moss and Wojno

Nays: Senator Polehanki

The bill was referred to the Committee of the Whole.

The Committee on Regulatory Reform reported

Senate Bill No. 434, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1201, 1203, 1203b, 1204, 1205, 1211, 1217, and 1218 (MCL 339.1201, 339.1203, 339.1203b, 339.1204, 339.1205, 339.1211, 339.1217, and 339.1218), sections 1201, 1205, 1211, 1217, and 1218 as amended and section 1203b as added by 1997 PA 97 and section 1204 as amended by 2003 PA 57, and by adding section 1205a; and to repeal acts and parts of acts.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Aric Nesbitt
Chairperson

To Report Out:

Yeas: Senators Nesbitt, Theis, Johnson, Lauwers, VanderWall, Moss, Polehanki and Wojno

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Regulatory Reform reported

Senate Bill No. 543, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 701 (MCL 436.1701), as amended by 2010 PA 266.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Aric Nesbitt

Chairperson

To Report Out:

Yeas: Senators Nesbitt, Lauwers, VanderWall, Zorn, Polehanki and Wojno

Nays: Senators Theis, Johnson and Moss

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Regulatory Reform submitted the following:

Meeting held on Tuesday, October 15, 2019, at 3:00 p.m., Room 1200, Binsfeld Office Building

Present: Senators Nesbitt (C), Theis, Johnson, Lauwers, VanderWall, Zorn, Moss, Polehanki and Wojno

COMMITTEE ATTENDANCE REPORT

The Legislative Council submitted the following:

Meeting held on Tuesday, October 15, 2019, at 12:45 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Shirkey (C), Stamas, Schmidt, Horn, Ananich and Chang

COMMITTEE ATTENDANCE REPORT

The Committee on Environmental Quality submitted the following:

Meeting held on Tuesday, October 15, 2019, at 1:00 p.m., Room 1200, Binsfeld Office Building

Present: Senators Outman (C), Daley, Johnson, VanderWall, McBroom, Bayer and Brinks

COMMITTEE ATTENDANCE REPORT

The Committee on Oversight submitted the following:

Meeting held on Tuesday, October 15, 2019, at 2:00 p.m., Room 1300, Binsfeld Office Building

Present: Senators McBroom (C), Lucido, Theis and Irwin

Excused: Senator MacDonald

Scheduled Meetings

Advice and Consent - Wednesday, October 23, 3:30 p.m. and Thursday, October 24, 12:00 noon, Room 1300, Binsfeld Office Building (517) 373-5312

Agriculture - Thursday, October 17, 8:30 a.m., Room 1200, Binsfeld Office Building (517) 373-1721

Economic and Small Business Development - Thursday, October 17, 12:00 noon, Room 1200, Binsfeld Office Building (517) 373-1721

Health Policy and Human Services - Thursday, October 17, 1:00 p.m., Room 1100, Binsfeld Office Building (517) 373-5323

Michigan Law Revision Commission - Wednesday, October 23, 11:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (517) 373-0212

Senator MacGregor moved that the Senate adjourn.
The motion prevailed, the time being 12:08 p.m.

The President, Lieutenant Governor Gilchrist, declared the Senate adjourned until Thursday, October 17, 2019, at 10:00 a.m.

MARGARET O'BRIEN
Secretary of the Senate