

No. 101  
STATE OF MICHIGAN  
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Senate Chamber, Lansing, Thursday, October 24, 2019.

10:00 a.m.

The Senate was called to order by the President pro tempore, Senator Aric Nesbitt.

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

Rabbi Amy Bigman of Congregation Shaarey Zedek of East Lansing offered the following invocation:

I'd like to share with you a little bit from the scriptural reading that Jews around the world are reading this week, which comes from the opening chapters of the book of Genesis, specifically 1:1-6:8. This is a rather long portion which contains the stories of creation and the stories of the first humans: Adam and Eve and their sons, Cain and Abel.

We learn in this portion that Abel becomes a shepherd and Cain a farmer. And as such, they are dependent upon each other as one supplies the food and the other supplies the wool and skins for protection. They need each other in order to survive. Cain kills his brother, for reasons that are not stated, and God asks Cain where Abel is. His answer? "Am I my brother's keeper?"

Although unstated, our tradition has always understood that the answer is yes. Just as each brother is the other's keeper, so too are we each other's keepers, whether it's members of my temple to one another or to our East Lansing community, each of you Senators to your districts, or all of us to other residents of Michigan. We are all tied to each other. We are each other's keepers. As such, we always need to remember to work for the greater good. This is a key concept of Judaism and, I know, of other religions. May each of us be guided by this principle every day, in both our personal and our professional lives. Thank you.

The President pro tempore, Senator Nesbitt, led the members of the Senate in recital of the *Pledge of Allegiance*.

The Assistant President pro tempore, Senator Theis, assumed the Chair.

**Motions and Communications**

Senator Ananich entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of

**Third Reading of Bills**

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

**Senate Bill No. 174**

The motion prevailed.

The following bill was read a third time:

**Senate Bill No. 174, entitled**

A bill to amend 1988 PA 466, entitled "Animal industry act," by amending the title and sections 1, 3, 7, 9, 11b, 12, 14, 19, 20, 22, 31, 39, 40, 43, 44, and 46 (MCL 287.701, 287.703, 287.707, 287.709, 287.711b, 287.712, 287.714, 287.719, 287.720, 287.722, 287.731, 287.739, 287.740, 287.743, 287.744, and 287.746), the title and section 43 as amended by 1996 PA 369, sections 1, 20, 39, and 40 as amended by 2000 PA 323, sections 3, 9, 11b, 14, 19, 22, and 44 as amended by 2002 PA 458, section 7 as amended by 1994 PA 41, sections 12 and 31 as amended by 2003 PA 271, section 43 as amended by 1996 PA 369, and section 46 as added by 2009 PA 117, and by adding sections 3a, 3b, 12a, 12b, 14a, 17b, 17c, 17d, 40a, 40b, and 43a; and to repeal acts and parts of acts.

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. 277**

**Yeas—21**

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

**Nays—17**

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

**Excused—0****Not Voting—0**

In The Chair: This

The Senate agreed to the title of the bill.

**Protests**

Senators Polehanki, Bayer, McCann, Wojno, Hollier, Alexander, McBroom and Hertel, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 174.

Senators Polehanki and McBroom moved that the statements they made during the discussion of the bill be printed as their reasons for voting “no.”

The motion prevailed.

Senator Polehanki’s statement, in which Senators Bayer, McCann, Wojno, Hollier and Alexander concurred, is as follows:

Today I rise to give my “no” vote explanation on Senate Bill No. 174.

In 2009, a coalition of stakeholders came to an agreement that would grant more space for egg-laying hens in 2020. Today, the bill we have before us extends that date out, which results in egg-laying hens remaining in battery cages—a cage smaller than a standard piece of computer paper, for five more years than was agreed upon. I’m hopeful that a negotiation on the date can be made in the House Chamber, but until then I cannot support this legislation as written.

Senator McBroom’s statement, in which Senator Hertel concurred, is as follows:

To you and to my other colleagues here, as you may recall, I am a believer that this legislation smells like a rotten egg. Much like one bad apple spoils a whole barrel, it only takes one bad egg to make an otherwise good policy fowl. And I’m not really interested in overcooking these eggs, but I feel it’s necessary to discuss why I’ll be voting “no” on this legislation. And that’s pretty much it for my bad egg puns. I wanted to do more, but I ran out of time.

This legislation, as the previous speaker mentioned, originates because the Legislature got involved in 2009 in a way that was significantly inappropriate; in a way that allowed a group—a special interest group—to bully some of our own citizens into action. Rather than going through the natural process that they should have of going to the marketplace and demanding that or informing consumers and then having consumers make an informed choice, they went instead to the Legislature and asked for help. They came to the Legislature and said, “Protect us from these bullies. We’ve made a deal with them and we want your help putting that in law so they leave us alone.” And the Legislature capitulated to that. A lot of the farm groups capitulated to that. They said, “We’re scared. We saw what happened in California. We’re scared about what the low knowledge of agriculture is doing to our consumers, and we don’t have the ability to fight this off.” I think they were wrong. I think that was a huge mistake, and now we’re paying for it.

But, just to prove the point of how wrong that was, all you have to do is look at the rest of the agricultural industries that are out there and see how we’ve had to respond to market pressure. No BST. No tail-docking. No veal crepes. Lots of other good, scientific animal-husbandry practices thrown to the ash heap for no other

reason than special interest groups whose key mission is the destruction of animal agriculture. Make no mistake about it. HSUS has been very clear for years they're not interested in helping a few chickens or helping a few cows. Their ultimate interest is ending animal agriculture. They don't want us doing it anymore. So, if you're a supporter of that, that's fine. I happen to disagree with you and I happen to think that most of the population after how they reacted to the threat to their hamburgers disagrees with you. But we have seen now the damage that was done in California by HSUS' efforts. To consumers the price of eggs is a real issue. The additional costs should not be lost on any of you today because you only have to go to a Michigan grocery store and see how much more it costs to buy cage-free eggs rather than buying conventionally raised eggs. The cost difference is real—less than a dollar for a dozen; more than four dollars for a dozen. Are you, today, prepared to answer to your consumers that you are voting today to raise the price of their eggs?

Because it is not debatable. You are voting to raise the price of their eggs. You voted in 2009 to raise the price of their eggs and you're voting today to raise them further. Why is the industry not kicking up a big fuss? Because there's no industry left. The 2009 law eviscerated the egg laying business in our state. Now, it's bigger. There's more eggs being laid now than before. Maybe you think this speech is one, too. There's another pun for you. But seven egg producers with millions and millions of chickens, and I don't care if they want to have 100 million chickens, knock themselves out. I don't care about the size of the operation. But to allow that industry to constrict and consolidate to seven players at the expense of the families that used to be involved, and to continue to promote the entry into that business in a more and more expensive way, is unjust. It is unfair to our citizens, and it is unfair to competition, which is another vote for increasing prices.

On top of that, within this legislation, those seven producers—that monopoly—has made sure for themselves to excuse themselves from following the very regulation they're asking you to vote today when they're selling eggs that are no longer in the shells. Does that make any sense? Why should they get a free pass when the eggs are in a bag instead of in a carton? It's unjust. It's unfair. It's wrong.

Then they asked for a carve-out to make sure that nobody from other states can send their eggs here unless they too have spent the added expense. Makes sense. I would love to pass legislation here that forces Michigan consumers to only buy milk from Michigan farms. That would be awesome for me, okay? Wouldn't it be great for Ford Motor Company to get us to pass a law that says the only cars you can buy in this state have to have a blue oval emblem on the front of them? Boy that would be really great for Michigan wouldn't it? Or maybe you'd rather us have a GMC on the front, whatever it is. This is what we are talking about today. This is what you are posed with voting with on an otherwise good bill package. The end of this bill, the last ten pages or so, is the poison pill. It is the bad egg. As I detailed to you yesterday, the Interstate Commerce Clause is clear. Not to mention just the bad economic policy as I previously stated.

And so often, when we discuss policy here, we are confronted with this; we create artificial deadlines. All the time, you know that, we're always creating artificial deadlines here. Those deadlines then, we hold up to everybody and say, "We've got to do it by this date or something else is going to happen bad, so hurry up; help me out, you don't have time to think about an alternative, don't have time to bring a substitute in, don't have time to amend this, don't have time to have different talks. We already had talks, we already had the group together, we've met for a couple of years, we had agreements. You're violating our agreements. You're throwing a monkey wrench into the whole thing." That's the usual practice around here. This is no different. Those are all artificial constructs. We have to recognize that we can't vote for bad policy just because some group says, "Well, we agreed to it."

The truth is, they agreed to the bad policy in 2009. That policy, as the previous speaker mentioned, means they're supposed to do something next year, that their industry now says isn't even good enough anyway, so they've got to further change that by 2025. We're putting the industry standard into law by 2025. And just for the comfort of those who are worried about extending the previous practice that was outlawed in 2009 for next year, everybody's already changed. There's nobody using those battery cages to any real extent anymore, anyway. They're already adopted. They just need more time now to adapt to the 2025 standard. We don't need to put this in law. By repealing the 2009 act, as I suggested yesterday, we would allow the industry to police itself, and they're already all members of that industry; they would have nowhere else to go. So this remains flagrantly unnecessary law. It is unnecessary for us to do this, and it's a bad precedent to set going forward in the future.

We continue, in the agriculture world, to be very deferential people, and so dairy farmers come along, a beef producer comes along, and says, "Here's what my industry needs," but somebody from another industry comes to me, poultry, eggs, ducks, whatever you want to talk about. I don't know much about those things. And so it's very easy within the agriculture community to say, "Whatever your guys need, fine, we can get there, as long as you're there for me when I need you." And so, this sense that somehow the agriculture

community is for this, so therefore it’s okay, because I want to support my farmers, this is merely the present circumstance that agriculture finds itself in, nationwide, of being so small in numbers nowadays that we can’t make for ourselves a lot of headway without the support of other groups. And so we labor hard then, to get along, to work together, to try to watch out for each other’s best interests and to try to not be argumentative, especially publicly. But yet, these folks who have made this bad deal, and those who are willing to go along with it, are unwilling to acknowledge that the devil will come back for the rest of us. He’s not going to just walk away and say, “Well, I’ve got the chickens, I’m all set now.” It’ll be the cows, it’ll be the ducks, it’ll be the rest of agriculture, because their ultimate goal continues to be to eliminate animal agriculture.

So what are you getting a chance to do today? You’re getting a chance to vote on some good policy changes regarding the Animal Industry Act. Things that are mostly already being done by law because of executive orders and things like that. It’s not a bad bill. Until you get to those last ten pages. And there’s where we can’t allow this to go forward. That’s why I can’t vote for this. We are not doing agriculture any favors today. We are not doing consumers any favors today. We’re doing some favors, very specifically, for some people who have made a very bad deal, that I don’t believe they fully comprehend, just how the price that they will pay has not been fully called for yet. They’ve sold their soul and the devil will come to collect eventually. But meanwhile, the collateral damage is real. You are voting today to raise agriculture prices if you vote “yes”. You are voting against good animal husbandry practices today if you vote “yes”. You are voting to endanger other good animal husbandry practices as collateral damage today, if you vote “yes”. You are voting today to violate the principles of the Interstate Commerce Clause, if you vote “yes”. You are voting today, if you vote “yes”, to further entangle the Legislature, because when the next deadline comes up, and not a made-up one, but a real one that you’re voting on today for 2025, that deadline is going to have a problem too. Somebody’s going to say, “Cage-free is not actually cage-free.” I don’t know if you’ve heard that, Madam President, but this whole principal about cage-free, is not really cage-free. It’s not like the chickens are all running free and wild. They’re still in cages. They just happen to be large cages, with a lot of chickens packed into them, rather than small cages with only one chicken in them. So don’t fool yourself – the chickens are still in cages.

So I encourage you to vote “no.” I encourage you to consider not being bullied. I encourage you to vote for your consumers by voting “no” and by forcing this issue to be negotiated with genuine interest of agriculture, rather than the small interests of a few who have poisoned an otherwise good policy bill.

The following bill was read a third time:

**Senate Bill No. 179, entitled**

A bill to amend 1965 PA 232, entitled “Agricultural commodities marketing act,” by amending section 2 (MCL 290.652), as amended by 2002 PA 601.

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. 278**

**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: Theis

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 180, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 12m of chapter XVII (MCL 777.12m), as amended by 2015 PA 213.

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. 279****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: Theis

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 181, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 50 (MCL 750.50), as amended by 2018 PA 452.

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. 280****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: Theis

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 182, entitled**

A bill to amend 2012 PA 487, entitled “Wildlife depredations indemnification act,” by amending section 2 (MCL 285.362).

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. 281**

**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: Theis

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 183, entitled**

A bill to amend 2000 PA 246, entitled “Wolf-dog cross act,” by amending section 2 (MCL 287.1002), as amended by 2016 PA 299.

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. 282**

**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: Theis

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 361, entitled**

A bill to amend 2011 PA 256, entitled “Michigan fireworks safety act,” by amending section 12 (MCL 28.462), as amended by 2018 PA 634.

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. 283**

**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: Theis

The Senate agreed to the title of the bill.

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 Assistant President pro tempore, Senator Theis, designated Senator Bizon as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator Theis, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

**House Bill No. 4069, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 27 and 34d (MCL 211.27 and 211.34d), section 27 as amended by 2013 PA 162 and section 34d as amended by 2014 PA 164.

**House Bill No. 4465, entitled**

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

**House Bill No. 4731, entitled**

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

The 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:

**Senate Bill No. 527, entitled**

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

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. 4485, entitled**

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

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.

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.

Senator Moss offered the following resolution:

**Senate Resolution No. 87.**

A resolution to recognize October 27, 2019, as Day of Action Against Anti-Semitism.

Whereas, October 27, 2019, marks one year since the horrific events at the Tree of Life synagogue in Pittsburgh, Pennsylvania, that tragically took the life of eleven worshipers and injured seven more in the deadliest anti-Semitic attack in American history; and

Whereas, Only months later, a second deadly attack on worshipers occurred during the Jewish holiday of Passover at the Chabad of Poway synagogue in California in which one person was killed and three were injured; and

Whereas, The Federal Bureau of Investigation's (FBI) most recent report on hate crimes reveals a 37 percent increase in anti-Semitic hate crimes in the United States; and

Whereas, FBI statistics demonstrate that Jewish people and Jewish institutions, both religious and communal, were the most frequently targeted religious group in 2019, accounting for almost 60 percent of all religious-based hate crime incidents; and

Whereas, Anti-Semitic vandalism has touched places of worship in Michigan just in the last few months, including Nazi graffiti spray-painted on Temple Jacob in Marquette and anti-Semitic posters placed upon Temple Emanuel in Grand Rapids; and

Whereas, Michigan has many resources to ensure that our residents understand the implications of bias-motivated violence, including the Holocaust Memorial Center in Farmington Hills; and

Whereas, The Holocaust Memorial Center has educated and inspired its 65,000 annual visitors towards a collective understanding of tolerance and acceptance of the diverse beliefs in our state, country, and world; and

Whereas, We must remain committed in confronting hatred and bias, while standing together in solidarity with the Jewish population around the world; and

Whereas, Synagogues and temples in Michigan and across the country will be participating in "Show Up For Shabbat" on October 25 and 26 of this year to dedicate their religious services to reflect upon the one-year anniversary of the unspeakable horror at Pittsburgh's Tree of Life synagogue; now, therefore, be it

Resolved by the Senate, That we recognize October 27, 2019, as Day of Action Against Anti-Semitism; and be it further

Resolved, That we commit to combating all forms of hatred and anti-Semitism and ensure the safety and dignity of our residents and communities.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations,

Senator MacGregor moved that the rule be suspended.

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

The resolution was adopted.

Senators Bayer, Geiss, Johnson, Polehanki and Santana were named co-sponsors of the resolution.

Senator Moss asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Moss' statement is as follows:

I'll start with a story that was told by my rabbi—Rabbi Rubenstein—on Rosh Hashanah during his sermon, and it was a story that he found from a Rabbi Perkins about Gordon Kekst and his father. Gordon Kekst is the former chairperson of the board at the Jewish Theological Seminary and he grew up in Salem, Massachusetts. One day—in the late 1930s—his father had a heart attack. The ambulance came and it took him to the hospital, but it couldn't take him to Salem Hospital. Jews were not permitted to go there. Instead the ambulance took him to Beth Israel Hospital which was some 20 miles away, and he never made it. When people would ask Gershon Kekst what his dad died of, he used to say, "My father died of anti-Semitism."

On Sunday, we're going to mark the one-year anniversary since the horrific events at the Tree of Life Synagogue in Pittsburgh, Pennsylvania, a violent mass shooting that tragically took the lives of eleven worshippers and injured seven more in the deadliest anti-Semitic attack in American history. Only months later, a second deadly attack on worshippers occurred during the Jewish holiday of Passover at the Chabad of Poway Synagogue in California in which one person was killed and three more were injured.

These acts of terror shock the consciousness. These attacks are easily identifiable as anti-Semitic. They target Jews for who they are; they target Jews for how they worship. These acts of hate are no less anti-Semitic than graffiti spray-painted on Temple Jacob in Marquette, than an anti-Semitic poster placed upon Temple Emanuel in Grand Rapids, than a hospital that won't provide care to Jews—and not just in Salem, Massachusetts. Even here in Michigan, Sinai Hospital in Detroit was established because Jewish doctors and their patients were not permitted many other places.

The American Jewish Committee just released the largest and most comprehensive survey of American Jews ever conducted on the subject of anti-Semitism. Almost every Jew said that anti-Semitism has increased in their mind in the last five years. This is backed by the data. The FBI's most recent crime report on hate crimes reveals a 37 percent increase in anti-Semitic hate crimes in the United States, and FBI statistics demonstrate that Jewish people and Jewish institutions, both religious and communal, were the most frequently targeted religious group in 2019. According to the AJC, nearly half of young people surveyed have been victims of anti-Semitism, saying that they have been targeted by anti-Semitic remarks or have been physically attacked for being Jewish.

This is gravely troubling and it's a gravely-troubling consequence of the survival of the Jewish community in Michigan, across the country, and across the globe. Nearly a third of American Jews have now said that they avoid publicly wearing, carrying, or displaying things that might help people identify them as Jewish, and a quarter say they avoid certain places, events, and situations out of concern for their safety or comfort as Jews at least some of the time. Think about that. Anti-Semitism has a very short-term impact of terror but now a long-term impact of scaring Jews for being Jewish. We have to remain committed in confronting this hatred and bias so that people in this state have a sense of dignity in who they are.

The state of Michigan has many resources to ensure that our residents understand the implications of bias-motivated violence, including the Holocaust Memorial Center in my district—in Farmington Hills—and a law that requires the teaching of the Holocaust in Michigan public schools. We as the Michigan Senate need to inspire our constituents toward a collective understanding of tolerance and acceptance of the diverse beliefs in our state, country, and world.

This weekend, synagogues and temples across Michigan and across the country will be participating in "Show Up for Shabbat" on October 25 and 26 to dedicate their religious services to reflect upon the one-year anniversary of the unspeakable horror at Pittsburgh's Tree of Life Synagogue. I ask that this body declare October 27—this Sunday, the day of the anniversary of that attack—as a day of action against anti-Semitism in the state of Michigan—other communities across our state, other states across our nation, are doing so—to commit to combating all forms of hatred and anti-Semitism, and to ensure the safety and dignity of all residents and communities, and then not forgetting that mission the next day and every day thereafter so that no other community has to suffer based on who they are and how they worship.

I ask for support of this resolution today.

Senators Santana, Polehanki, Bayer, McMorro, Wojno, Brinks, McCann, Alexander, Geiss, Bullock, Irwin, Moss, Chang and Hollier offered the following resolution:

**Senate Resolution No. 88.**

A resolution to memorialize the Congress of the United States to reauthorize the Violence Against Women Act.

Whereas, The Violence Against Women Act (VAWA) aims to prevent violent crimes; respond to the needs of crime victims; and increase public understanding of domestic violence, sexual assault, dating violence, stalking, and other related crimes. VAWA operates largely through grants that provide funding to state, local, tribal, and territorial governments, as well as nonprofit organizations and universities; and

Whereas, As of February 2019, authorization for VAWA has lapsed. VAWA was originally enacted in 1994 and has been reauthorized by Congress three times, most recently in 2013. The most recent reauthorization of VAWA was set to expire on September 30, 2018, but was extended to December 7, 2018, and later to December 21, 2018, as part of federal budget extensions. It was extended via a short-term spending bill on January 25, 2019, but expired again on February 15, 2019. The United States House of Representatives passed a reauthorization bill in April 2019 (H.R. 1585), but the bill has not been taken up in the United States Senate; and

Whereas, The Violence Against Women Act needs to be reauthorized and funded by Congress. VAWA-funded programs generally cannot manage more than a short funding delay. An extended lapse in authorization and funding could negatively impact local providers' ability to respond to the needs of their communities; and

Whereas, Violence against women remains an ever-present problem in our nation, and vulnerable people around the country rely on programs funded by VAWA. Not reauthorizing and funding these vital programs due to unrelated political gridlock and dysfunction in Washington endangers the lives of Michigan survivors; now, therefore, be it

Resolved by the Senate, That we memorialize the Congress of the United States to reauthorize the Violence Against Women Act; and be it further

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

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations,

Senator MacGregor moved that the rule be suspended.

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

The question being on the adoption of the resolution,

Senator MacGregor moved that the resolution be referred to the Committee on Judiciary and Public Safety.

The motion prevailed.

### **House Concurrent Resolution No. 2.**

A concurrent resolution to declare Adverse Childhood Experiences (ACEs) a critical health issue, commit the Legislature to action, and encourage the Governor to direct agencies to assess and report progress on reducing ACEs.

Whereas, Adverse Childhood Experiences (ACEs) are now widely recognized as a dominant factor in the current and future well-being of children due to the harmful effects of toxic stress related to abuse (including physical, emotional, and sexual abuse), neglect (including physical and emotional neglect), and various family dysfunctions; and

Whereas, The relationship between ACEs and future health issues and conditions has an evidence-based foundation starting with the groundbreaking ACE study conducted collaboratively between the United States Centers for Disease Control and Prevention and Kaiser Permanente. This study has been cited more than 17,000 times in peer-reviewed scientific research articles; and

Whereas, The growing body of evidence on the science of human development incorporates research findings on ACEs and the long-term neurobiological, biomedical, and epigenetic consequences of toxic stress; and

Whereas, National and state surveys indicate that as many as 70 percent of Michigan adults had at least one ACE during their childhood and as much as 20 percent of Michigan's adult population had four or more ACEs; and

Whereas, The relationship between ACEs and the current prevalence of chronic disease, addictive behaviors, and related conditions is now recognized by many as a major public health crisis. Nationwide, these conditions and illnesses cost billions of dollars in resources and reduce lifetime expectancy, and they all have their roots in childhood trauma; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we declare that ACEs constitute a critical health issue in Michigan and commit to an ongoing strategy to significantly reduce ACEs in Michigan through legislative leadership, legislative acts, appropriations, reporting, and oversight; and be it further

Resolved, That we encourage the Governor to issue an executive directive that would require administrating agencies to assess if the implementation of their programs reduces ACEs and provide an annual state report and data to the Legislature and general public about progress in reducing ACEs in Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the Governor of the State of Michigan and the Director of the Michigan Department of Health and Human Services.

The House of Representatives has adopted the concurrent resolution.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator MacGregor moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator MacGregor moved that the concurrent resolution be referred to the Committee on Families, Seniors, and Veterans.

The motion prevailed

Senators Bayer, Geiss, Johnson, Polehanki and Santana were named co-sponsors of the concurrent resolution.

### **Introduction and Referral of Bills**

Senator McBroom introduced

#### **Senate Bill No. 599, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17766f (MCL 333.17766f), as amended by 2014 PA 275.

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

Senators Bumstead, Horn, Johnson, Runestad, Daley, Outman, Zorn, Victory, Theis and Barrett introduced **Senate Bill No. 600, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1277, 1278a, 1278c, 1278d, 1279h, 1280, and 1531f (MCL 380.1277, 380.1278a, 380.1278c, 380.1278d, 380.1279h, 380.1280, and 380.1531f), section 1277 as amended by 2018 PA 231, section 1278a as amended by 2018 PA 232, section 1278c as amended by 2018 PA 242, section 1278d as added by 2018 PA 241, section 1279h as added by 2018 PA 184, section 1280 as amended by 2006 PA 123, and section 1531f as added by 2010 PA 168; and to repeal acts and parts of acts.

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

Senator Bumstead introduced

#### **Senate Bill No. 601, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 22b, 81, and 104 (MCL 388.1622b, 388.1681, and 388.1704), as amended by 2019 PA 58.

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

Senators Bayer, Santana, Polehanki, McMorrow, Wojno, Brinks, McCann, Alexander, Geiss, Bullock, Irwin, Moss, Chang and Hollier introduced

#### **Senate Bill No. 602, entitled**

A bill to amend 1976 PA 453, entitled "Elliott-Larsen civil rights act," by amending the title and section 502 (MCL 37.2502), the title as amended by 1992 PA 258 and section 502 as amended by 1992 PA 124.

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

Senators Geiss, Santana, Brinks, Hertel, Chang, Bayer, Moss, Polehanki, McMorrow, Irwin, McCann, Bullock and Hollier introduced

#### **Senate Bill No. 603, entitled**

A bill to prohibit local units of government from penalizing or sanctioning tenants, occupants, or landlords of rental dwellings for contacts made to police or emergency services for assistance in certain situations; and to provide for remedies.

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

Senators Hertel, Santana, Polehanki, Bayer, McMorrow, Wojno, Brinks, McCann, Alexander, Geiss, Bullock, Irwin, Moss, Chang and Hollier introduced

#### **Senate Bill No. 604, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending sections 17 and 29 (MCL 421.17 and 421.29), section 17 as amended by 2011 PA 269 and section 29 as amended by 2013 PA 146, and by adding section 29a.

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

Senators Brinks, Santana, Polehanki, Bayer, McMorrow, Wojno, McCann, Alexander, Geiss, Bullock, Irwin, Moss, Chang and Hollier introduced

**Senate Bill No. 605, entitled**

A bill to amend 2018 PA 338, entitled “Paid medical leave act,” by amending the title and sections 2 and 4 (MCL 408.962 and 408.964), as amended by 2018 PA 369.

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

Senators McCann, Brinks, Polehanki, Bayer, Wojno, Chang, Geiss, McMorrow, Bullock, Santana and Outman introduced

**Senate Bill No. 606, entitled**

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 8, 38, and 68 (MCL 780.758, 780.788, and 780.818), as amended by 2012 PA 457.

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

Senators Hollier, Polehanki, Wojno and MacDonald introduced

**Senate Bill No. 607, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” (MCL 206.1 to 206.713) by adding sections 279 and 679.

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

Senators Zorn and MacGregor introduced

**Senate Bill No. 608, entitled**

A bill to amend 1961 PA 236, entitled “Revised judiciary act of 1961,” by amending sections 5714 and 5775 (MCL 600.5714 and 600.5775), section 5714 as amended by 2014 PA 223 and section 5775 as added by 1988 PA 336.

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

Senators Zorn and MacGregor introduced

**Senate Bill No. 609, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 502c (MCL 750.502c), as amended by 2015 PA 144.

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

Senators Zorn and MacGregor introduced

**Senate Bill No. 610, entitled**

A bill to regulate the prescription of emotional support animals by health care providers and requests for reasonable accommodation for emotional support animals in housing; to provide for the powers and duties of certain state and local governmental officers and entities; and to prescribe penalties.

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

**House Bill No. 4546, entitled**

A bill to amend 2000 PA 258, entitled “Career and technical preparation act,” by amending sections 3 and 4 (MCL 388.1903 and 388.1904), section 3 as amended by 2012 PA 132 and section 4 as amended by 2012 PA 133.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

**House Bill No. 4547, entitled**

A bill to amend 1996 PA 160, entitled “Postsecondary enrollment options act,” by amending sections 3 and 4 (MCL 388.513 and 388.514), section 3 as amended by 2018 PA 11 and section 4 as amended by 2012 PA 134.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

### Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, October 23:

**House Bill Nos. 4546 4547**

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

**Senate Bill Nos. 596 597 598**

**House Bill Nos. 5139 5140 5141 5142 5143 5144 5145 5146 5147**

### Committee Reports

The Committee on Insurance and Banking reported

**Senate Bill No. 172, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 513 (MCL 500.513), as added by 2001 PA 24.

With the recommendation that the bill pass.

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

Lana Theis

Chairperson

To Report Out:

Yeas: Senators Theis, Lauwers, LaSata, Nesbitt, Daley, Barrett, Horn, Geiss, Bullock and McMorrow

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Insurance and Banking reported

**Senate Bill No. 415, entitled**

A bill to amend 1984 PA 379, entitled "An act to define and regulate certain credit card transactions, agreements, charges, and disclosures; to prescribe the powers and duties of the financial institutions bureau and certain state agencies; to provide for the promulgation of rules; and to provide for fines and penalties," by amending the title and section 1 (MCL 493.101).

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.

Lana Theis

Chairperson

To Report Out:

Yeas: Senators Theis, Lauwers, LaSata, Nesbitt, Daley, Barrett, Horn, Geiss, Bullock and McMorrow

Nays: None

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

The Committee on Insurance and Banking reported

**House Bill No. 4044, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 1205 and 1239 (MCL 500.1205 and 500.1239), section 1205 as amended by 2008 PA 422 and section 1239 as amended by 2008 PA 423.

With the recommendation that the bill pass.

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

Lana Theis

Chairperson

To Report Out:

Yeas: Senators Theis, Lauwers, LaSata, Nesbitt, Daley, Barrett, Horn, Geiss, Bullock and McMorrow

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Insurance and Banking reported

**House Bill No. 4226, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 3240 (MCL 600.3240), as amended by 2014 PA 431.

With the recommendation that the bill pass.

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

Lana Theis  
Chairperson

To Report Out:

Yeas: Senators Theis, Lauwers, LaSata, Nesbitt, Daley, Barrett, Horn, Geiss, Bullock and McMorro

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Insurance and Banking submitted the following:

Meeting held on Wednesday, October 23, 2019, at 9:00 a.m., Room 1100, Binsfeld Office Building

Present: Senators Theis (C), Lauwers, LaSata, Nesbitt, Daley, Barrett, Horn, Geiss, Bullock and McMorro

COMMITTEE ATTENDANCE REPORT

The Committee on Transportation and Infrastructure submitted the following:

Meeting held on Wednesday, October 23, 2019, at 12:30 p.m., Room 1100, Binsfeld Office Building

Present: Senators Barrett (C), LaSata, McBroom, Victory, Outman, Lauwers, Geiss, Bullock and Hollier

COMMITTEE ATTENDANCE REPORT

The Committee on Families, Seniors, and Veterans submitted the following:

Meeting held on Wednesday, October 23, 2019, at 3:00 p.m., Room 1200, Binsfeld Office Building

Present: Senators Bizon (C), Barrett, Runestad, Johnson, Bullock and Alexander

Excused: Senator Zorn

**Scheduled Meetings**

**Appropriations -**

**Subcommittees -**

**Community Health/Human Services** - Wednesday, October 30, 1:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (517) 373-2768

**Community Health/Human Services and Health Policy and Human Services** - Thursday, October 31, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (517) 373-2768

**Elections** - Wednesday, October 30, 2:00 p.m., Room 1300, Binsfeld Office Building (517) 373-5323

**Environmental Quality** - Tuesday, October 29, 1:00 p.m., Room 1200, Binsfeld Office Building (517) 373-5323

**Finance** - Wednesday, October 30, 12:30 p.m., Room 1200, Binsfeld Office Building (517) 373-5312

**Health Policy and Human Services and Community Health/Human Services Appropriations Subcommittee** - Thursday, October 31, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (517) 373-5323

**Regulatory Reform** - Tuesday, October 29, 3:00 p.m., Room 1200, Binsfeld Office Building (517) 373-5314



Senator MacGregor moved that the Senate adjourn.  
The motion prevailed, the time being 11:01 a.m.

The Assistant President pro tempore, Senator Theis, declared the Senate adjourned until Tuesday, October 29, 2019, at 10:00 a.m.

MARGARET O'BRIEN  
Secretary of the Senate

