

**No. 31**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**98th Legislature**  
**REGULAR SESSION OF 2016**

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Senate Chamber, Lansing, Wednesday, March 23, 2016.

10:00 a.m.

The Senate was called to order by the President pro tempore, Senator Tonya Schuitmaker.

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

Ananich—present  
Bieda—present  
Booher—present  
Brandenburg—present  
Casperson—excused  
Colbeck—present  
Emmons—present  
Green—present  
Gregory—present  
Hansen—present  
Hertel—present  
Hildenbrand—present  
Hood—present

Hopgood—present  
Horn—present  
Hune—present  
Johnson—present  
Jones—present  
Knezek—present  
Knollenberg—present  
Kowall—present  
MacGregor—present  
Marleau—present  
Meekhof—present  
Nofs—present  
O'Brien—present

Pavlov—present  
Proos—present  
Robertson—present  
Rocca—present  
Schmidt—present  
Schuitmaker—present  
Shirkey—present  
Smith—present  
Stamas—present  
Warren—present  
Young—present  
Zorn—present

Pastor Walter Gibson of Pilgrim Rest Baptist Church of Lansing offered the following invocation:

Most gracious Father, we thank You today for another expression of Your mercy and grace given to us. We thank You for life, liberty, health, and strength.

We come before You now with bowed heads and humbled hearts asking for Your wisdom as these men and women make decisions that impact the lives of so many. We ask even now that You would bless this great state of Michigan; that every home would be blessed and lives transformed as a result of the kingdom work that is taking place in these halls. We ask, heavenly Father, that You bless every man, woman, boy, and girl who calls this great state their home.

We love You and thank You. In Jesus' name, we pray. Amen.

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

### Motions and Communications

Senator Kowall moved that Senator Knollenberg be temporarily excused from today's session.  
The motion prevailed.

Senator Kowall moved that Senator Casperson be excused from today's session.  
The motion prevailed.

Senator Hood moved that Senator Johnson be temporarily excused from today's session.  
The motion prevailed.

Senator Knollenberg entered the Senate Chamber.

The following communications were received:  
Department of State

#### Administrative Rules Notices of Filing

March 17, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-016-LR (Secretary of State Filing #16-03-11) on this date at 3:23 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Chiropractic - General Rules."

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 17, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-017-LR (Secretary of State Filing #16-03-12) on this date at 3:24 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Counseling - General Rules."

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 17, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-018-LR (Secretary of State Filing #16-03-13) on this date at 3:24 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Board of Marriage and Family Therapy - General Rules."

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 17, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-019-LR (Secretary of State Filing #16-03-14) on this date at 3:24 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Nursing Home Administrators - General Rules."

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 17, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-020-LR (Secretary of State Filing #16-03-15) on this date at 3:24 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Respiratory Care - General Rules."

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 17, 2016

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-021-LR (Secretary of State Filing #16-03-16) on this date at 3:24 p.m. for the Department of Licensing and Regulatory Affairs entitled, "Sanitarians Registration - Registration."

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,  
Ruth Johnson  
Secretary of State  
Robin L. Houston, Departmental Supervisor  
Office of the Great Seal

The communications were referred to the Secretary for record.

The Secretary announced that the following House bills were received in the Senate and filed on Tuesday, March 22:

**House Bill Nos. 4629 5247**

The Secretary announced that the following bills were printed and filed on Tuesday, March 22, and are available at the Michigan Legislature website:

**Senate Bill Nos. 860 861**

**House Bill Nos. 5493 5494 5495 5496 5497 5498 5499 5500 5501 5502 5503 5504 5505 5506  
5507 5508**

Senator Kowall moved that rule 3.902 be suspended to allow the guests of Senator Proos admittance to the Senate floor. The motion prevailed, a majority of the members serving voting therefor.

### Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 10:07 a.m.

11:08 a.m.

The Senate was called to order by the Assistant President pro tempore, Senator O'Brien.

During the recess, Senator Johnson entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of

**Introduction and Referral of Bills**

Senator Bieda introduced

**Senate Joint Resolution R, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 2 and 3 of article IV, to revise the procedure for filling a vacancy in the office of state senator or state representative under certain circumstances.

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

**House Bill No. 4629, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7523 and 7524 (MCL 333.7523 and 333.7524), section 7523 as amended by 2006 PA 130 and section 7524 as amended by 2011 PA 161.

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 Judiciary.

**House Bill No. 5247, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 698 (MCL 257.698), as amended by 2012 PA 262.

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 Transportation.

By unanimous consent the Senate returned to the order of

**General Orders**

Senator Kowall 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 O'Brien, designated Senator Stamas as Chairperson.

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

**House Bill No. 4537, entitled**

A bill to prohibit an employer from discriminating against, disciplining, or discharging an employee who is absent from work to respond to an emergency as a civil air patrol volunteer; and to provide remedies for a violation of this act.

**House Bill No. 5192, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 720 and 728 (MCL 339.720 and 339.728), section 720 as amended by 2010 PA 215 and section 728 as amended by 2014 PA 177.

**House Bill No. 5006, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 5a.

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. 5107, entitled**

A bill to create the human trafficking notification act; to require the posting of certain notices relating to human trafficking; to prescribe the powers and duties of certain state and local departments and agencies; and to provide a remedy.

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:  
**Senate Bill No. 594, entitled**

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending the title and sections 2 and 10 (MCL 124.502 and 124.510), the title as amended by 1998 PA 169 and sections 2 and 10 as amended by 2002 PA 439.

Substitute (S-2).

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.

### Resolutions

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

**House Concurrent Resolution No. 3**

**Senate Resolution No. 76**

**Senate Resolution No. 75**

**Senate Resolution No. 146**

The motion prevailed.

**Senate Resolution No. 12.**

A resolution to support ending water diversions from the Great Lakes through Chicago.

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

Substitute (S-1).

The substitute was not adopted.

Senator Proos offered the following substitute:

A resolution to support the recommendations of the Chicago Area Waterway System Advisory Committee to prevent Asian carp from entering the Great Lakes.

Whereas, The Chicago Area Waterway System serves as a pathway for aquatic invasive species to move between the Great Lakes and Mississippi River basins. Zebra mussels and other species spread from the Great Lakes to the Mississippi River and its tributaries through this man-made connection. Now, Asian carp are on the brink of using this same route to invade the Great Lakes from the Mississippi River basin; and

Whereas, Asian carp continue to migrate upstream and are now within a day's swim of Lake Michigan. In the last year, juvenile Asian carp have moved 66 miles closer to Lake Michigan, leaving them only 76 miles from the Great Lakes. While electrical barriers currently stand in their way, new research indicates that those barriers may not be effective at stopping small fish; and

Whereas, The impacts of Asian carp to the ecosystems and economies of the Great Lakes states and local communities will be catastrophic. Invasive species established in the Great Lakes already cost the region more than \$100 million per year. Asian carp could add dramatically to this cost if they move through the Chicago area into the Great Lakes. These carp are voracious filter feeders and could out-compete the native fish of the Great Lakes, threatening a \$7 billion sport and commercial fishery. History has demonstrated that, once established, aquatic invasive species like Asian carp are nearly impossible to eradicate; and

Whereas, The Chicago Area Waterway System Advisory Committee was formed in May 2014 with the goal of reaching consensus on a set of recommendations for elected and appointed local, state, and federal officials and the public on short- and long-term measures to prevent Asian carp and other aquatic invasive species from moving between the Great Lakes and Mississippi River basins through the Chicago Area Waterway System; and

Whereas, The diverse, 32-member advisory committee reached consensus in a letter to the President of the United States on a specific system of control points to prevent the two-way interbasin transfer of aquatic invasive species. It also reached consensus on supporting immediate actions at the Brandon Road Lock and Dam in Joliet, Illinois, to prevent the risk of Asian carp from migrating upstream while the system of control points is evaluated as a long-term solution for all aquatic invasive species; and

Whereas, The best long-term solution will prevent Asian carp from entering the Great Lakes while preserving as much as possible the current uses of the Chicago area waterways. Options that would change shipping on these waterways should only be pursued after all other options have been exhausted; and

Whereas, The costs of preventing Asian carp from entering the Great Lakes are substantially lower than the costs to the ecosystems and economies of the Great Lakes states if Asian carp were to become established; now, therefore, be it

Resolved by the Senate, That we support the Chicago Area Waterway System Advisory Committee recommendations to implement immediate control technologies at Brandon Road Lock and Dam in Joliet, Illinois, and to further investigate

the specific system of control points for long-term movement of aquatic invasive species into and out of the Great Lakes; and be it further

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

The substitute was adopted.

The resolution as substituted was adopted.

Senators Bieda, Booher, Hansen, Hildenbrand, Kowall, Marleau, Robertson, Schuitmaker and Zorn were named co-sponsors of the resolution.

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

The motion prevailed.

Senator Proos' statement is as follows:

This resolution asks the federal government to work with the Chicago waterway commission to find the best solution to save the Great Lakes from impending doom. By Great Lakes, I mean all of them. All of the Great Lakes are at risk because of the threat of Asian carp.

The fact of the matter is that Asian carp will first show themselves in my Southwestern Michigan district. The waterways that connect to Lake Michigan will see the invasive species destroy the ecosystem that right now supports \$7 billion worth of industry. The waterways we see coming into the Great Lakes through the Chicago Area Waterway System ought to be considered for closure. Instead of asking for that directly, we ask the federal government to do what they can to ensure that the waterways are protected from the invasive species of the Asian carp.

Please support this resolution, and send a loud and clear message that the Senate of the state of Michigan agrees that our sport fishing industry, the \$7 billion industry that it is, is far too important for us to turn our backs on when we know we can stop this species from destroying the ecosystem in the Great Lakes.

Senator Hertel offered the following resolution:

**Senate Resolution No. 158.**

A resolution to recognize March 31, 2016, as Cesar E. Chavez Day.

Whereas, Cesar Estrada Chavez was a heroic American of Mexican descent, a Chicano, farm worker, labor leader, civil rights leader, and religious and spiritual figure. He was also a community servant and social entrepreneur, crusader for nonviolent social change, and environmentalist and consumer advocate; and

Whereas, Cesar E. Chavez began working in the fields of Arizona and California at the age of 10. Profoundly influenced by those humble beginnings, Chavez embraced the nonviolent principles of Mohandas Gandhi and Dr. Martin Luther King, Jr., to crusade against racial and economic discrimination, coordinate voter registration drives, and founded the United Farm Workers of America; and

Whereas, In 1991, Cesar E. Chavez received La Aguila Azteca (The Aztec Eagle), Mexico's highest award presented to people of Mexican ancestry or heritage who have made major contributions outside of Mexico. Then, on August 8, 1994, Chavez became the second Chicano in history to receive the Presidential Medal of Freedom, the highest civilian honor in the United States. This award was presented posthumously by President Bill Clinton to Helena F. Chavez and her children at the White House; and

Whereas, In 2003, the Michigan Legislature recognized the many contributions of Cesar E. Chavez made to this nation by declaring the calendar date of March 31 as Cesar E. Chavez Day in the state of Michigan; and

Whereas, Cesar E. Chavez served honorably in the U.S. Navy during World War II. For his numerous contributions, on May 5, 2012 (El Cinco de Mayo), the *USNS Cesar E. Chavez* was christened and launched into San Diego Bay. It was the U.S. Navy's latest *Lewis and Clark*-class noncombatant cargo ship, thereby becoming the first naval vessel named after a U.S. citizen of Mexican descent; and

Whereas, Recently, the Michigan State Board of Education unanimously adopted a resolution on February 11, 2014, stating that it recognized the life, legacy, and contributions of Cesar E. Chavez, and it, thereby, encouraged the inclusion of lessons on Cesar E. Chavez as referenced in the Content Expectations for both Grade Level and High School in the Social Studies Standards; now, therefore, be it

Resolved by the Senate, That we recognize the life, leadership, and legacy of Cesar E. Chavez as worthy of our state's highest respect and honor. We encourage the President of the United States and Congress to honor the memory of Cesar E. Chavez by proclaiming his birthday of March 31 as a National Day of Service, so that all Americans in all 50 states can take part in meaningful public service activities in their own communities to commemorate the legacy of the Chicano known as Cesar E. Chavez; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the 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 Kowall moved that the rule be suspended.

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

The resolution was adopted.

Senators Ananich, Bieda, Hood, Jones, Marleau and Warren were named co-sponsors of the resolution.

### Recess

Senator Kowall moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 11:21 a.m.

11:31 a.m.

The Senate was called to order by the Assistant President pro tempore, Senator O'Brien.

By unanimous consent the Senate returned to the order of

### Third Reading of Bills

Senator Kowall moved that the following bills be placed at the head of the Third Reading of Bills calendar:

**House Bill No. 4813**

**Senate Bill No. 395**

**Senate Bill No. 746**

**Senate Bill No. 747**

**House Bill No. 5377**

**House Bill No. 4418**

**House Bill No. 4577**

The motion prevailed.

The following bill was read a third time:

**House Bill No. 4813, entitled**

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending section 3e (MCL 338.883e), as added by 1990 PA 246.

The question being on the passage of the bill,

Senator Warren offered the following amendment:

1. Amend page 2, line 7, after "**THAN**" by striking out "**3**" and inserting "**2**".

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

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

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

### Roll Call No. 130

### Yeas—18

Ananich  
Bieda  
Gregory  
Hertel  
Hood

Hopgood  
Horn  
Johnson  
Knezek  
Kowall

Nofs  
O'Brien  
Rocca  
Schuitmaker

Smith  
Warren  
Young  
Zorn

**Nays—19**

Booher	Hansen	MacGregor	Robertson
Brandenburg	Hildenbrand	Marleau	Schmidt
Colbeck	Hune	Meekhof	Shirkey
Emmons	Jones	Pavlov	Stamas
Green	Knollenberg	Proos	

**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

Senator Warren offered the following amendments:

1. Amend page 2, line 4, after “(3)” by striking out “**THE**” and inserting “Except as otherwise provided in subsection (4), the”.

2. Amend page 2, line 8, after “**ELECTRICIANS.**” by inserting:

**“(4) SUBSECTION (3) DOES NOT APPLY AFTER DECEMBER 31, 2020. BEGINNING JANUARY 1, 2021, THE RATIO OF ELECTRICAL JOURNEYMEN OR MASTER ELECTRICIANS TO REGISTERED APPRENTICE ELECTRICIANS SHALL BE ON THE BASIS OF 1 ELECTRICAL JOURNEYMAN OR MASTER ELECTRICIAN TO 1 REGISTERED APPRENTICE ELECTRICIAN.**

**(5)”.**

3. Amend page 2, line 10, after “the” by striking out “ratio” and inserting “**RATIOS DESCRIBED IN SUBSECTIONS (3) AND (4)**”.

4. Amend page 2, line 17, by striking out “**(4)**” and inserting “**(6)**”.

5. Amend page 2, line 19, by striking out “**SUBSECTION (3)**” and inserting “**SUBSECTIONS (3) AND (4)**”.

6. Amend page 2, line 20, by striking out “**SUBSECTION (3)**” and inserting “**SUBSECTIONS (3) AND (4)**”.

The amendments were not adopted, a majority of the members serving not voting therefor.

Senator Hood requested the yeas and nays.

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

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

**Roll Call No. 131****Yeas—17**

Ananich	Hopgood	Marleau	Smith
Bieda	Horn	Nofs	Warren
Gregory	Johnson	O'Brien	Young
Hertel	Knezek	Rocca	Zorn
Hood			

**Nays—20**

Booher	Hansen	Kowall	Robertson
Brandenburg	Hildenbrand	MacGregor	Schmidt
Colbeck	Hune	Meekhof	Schuitmaker
Emmons	Jones	Pavlov	Shirkey
Green	Knollenberg	Proos	Stamas



**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

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. 132****Yeas—22**

Booher	Hildenbrand	Marleau	Robertson
Brandenburg	Horn	Meekhof	Schmidt
Colbeck	Hune	O'Brien	Schuitmaker
Emmons	Jones	Pavlov	Shirkey
Green	Knollenberg	Proos	Stamas
Hansen	MacGregor		

**Nays—15**

Ananich	Hood	Kowall	Warren
Bieda	Hopgood	Nofs	Young
Gregory	Johnson	Rocca	Zorn
Hertel	Knezek	Smith	

**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,  
The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

“An act to safeguard persons and property; to provide for licensing and regulation of electricians and electrical contractors concerning the construction, alteration, installation of electrical wiring and equipment and for the inspection of electrical wiring; to create an electrical administrative board; to create certain committees for certain purposes; to provide certain powers and duties for certain departments; to provide for the assessment of certain fees and for the promulgation of rules; and to prescribe penalties for violations of this act.”.

The Senate agreed to the full title.

**Protests**

Senators Warren, Hood, Young, Ananich, Hopgood, Bieda, Johnson, Hertel, Gregory and Smith, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of House Bill No. 4813.

Senator Warren moved that the statement she made during the discussion of the bill be printed as her reasons for voting “no.”

The motion prevailed.

Senator Warren’s statement, in which Senators Hood, Young, Ananich, Hopgood, Bieda, Johnson, Hertel, Gregory and Smith concurred, is as follows:

This bill before us, and the ratio it seeks to change, is really a matter a safety. It’s about protecting people’s property and protecting people’s lives. This change that we are seeking to make today to take our current ratio of one master electrician or one journeyman to one apprentice while they’re in that training period, making sure that the decisions that they’re making, that the installations they’re doing, and that the connections that are happening on a job site are the ones that mean that we will not have loss of property due to fire or a loss of health or life due to an electrocution. Making this decision today to take that ratio from 1:1 to 1:3 is an incredibly huge leap.

Many other states do have a 1:2 ratio, which is what we have currently in our law for residential property. So we have 1:1 only right now in our commercial and industrial property. You think about our big manufacturing facilities and the kind of electrical work that needs to happen to make them run. This is what we’re talking about changing.

I fear that when we move this bill forward today, we will see an increase in the number of losses of both property and people’s health and life as a result of this decision. Colleagues, I ask you to vote “no” with me. The Amendment No. 1 that was narrowly defeated today, that would have made the ratio 1:2 for our nonresidential building sites, which is what we do have in residential, would have made this an incremental step that I think many of us could have lived with and would have had a chance to see if that was what we needed. And we could still protect public health and public safety. But 1:3 is too much; it is just far too fast, and I really do worry, colleagues, what the impact of this public policy is going to be on job sites around this state.

I am voting “no” today. I encourage you to think long and hard, because you don’t want to be the headline in your district that you voted to change this ratio, and a building is on fire in your district or somebody gets electrocuted on a job site in your district. I don’t think you want that headline.

The following bill was read a third time:

**Senate Bill No. 395, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” (MCL 206.1 to 206.713) by adding section 277.

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. 133**

**Yeas—35**

Ananich	Hildenbrand	Kowall	Rocca
Bieda	Hood	MacGregor	Schmidt
Booher	Hopgood	Marleau	Schuitmaker
Brandenburg	Horn	Meekhof	Shirkey
Emmons	Hune	Nofs	Smith
Green	Johnson	O’Brien	Warren
Gregory	Jones	Pavlov	Young
Hansen	Knezek	Proos	Zorn
Hertel	Knollenberg	Robertson	

**Nays—2**

Colbeck	Stamas
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**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

**Protests**

Senators Stamas and Colbeck, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 395.

Senator Stamas moved that the statement he made during the discussion of the bill be printed as his reasons for voting “no.”

The motion prevailed.

Senator Stamas' statement, in which Senator Colbeck concurred, is as follows:

I rise in opposition to this bill. While I do sincerely thank the good Senator from the 11th District and truly appreciate what he is trying to do for certainly a worthy cause to help those with this need, in 2011, many of us here took a very tough vote. The vote was to fix our income tax with all of the different deductions. We have fought and worked to achieve a reduction of over \$20 billion in unfunded liabilities and debt that the state had once incurred.

This will open a Pandora's box for tax deduction after tax deduction. I will ask you to please take this into consideration, and vote “no” on the bill.

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

The motion prevailed.

Senator Gregory's statement is as follows:

I rise today to ask for support of Senate Bill No. 395. This legislation would allow individuals to improve accessibility and visibility in their homes by providing a tax incentive with the purchase of a principal residence or modifications to an existing residence.

The architectural features of a home influence the quality of life for not only the resident, but also others who have physical limitations to their everyday life. Accessible homes benefit people of all ages and abilities and help people to live independently in their homes and communities for as long as they are safely able to do so.

Colleagues, I ask for your support.

The following bill was read a third time:

**Senate Bill No. 746, 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 15 (MCL 722.125), as amended by 1993 PA 218.

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. 134****Yeas—37**

Ananich	Hildenbrand	Kowall	Rocca
Bieda	Hood	MacGregor	Schmidt
Booher	Hopgood	Marleau	Schuitmaker
Brandenburg	Horn	Meekhof	Shirkey
Colbeck	Hune	Nofs	Smith
Emmons	Johnson	O'Brien	Stamas
Green	Jones	Pavlov	Warren
Gregory	Knezek	Proos	Young
Hansen	Knollenberg	Robertson	Zorn
Hertel			

**Nays—0**

**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 747, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as amended by 2012 PA 194.

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. 135**

**Yeas—37**

Ananich	Hildenbrand	Kowall	Rocca
Bieda	Hood	MacGregor	Schmidt
Booher	Hopgood	Marleau	Schuitmaker
Brandenburg	Horn	Meekhof	Shirkey
Colbeck	Hune	Nofs	Smith
Emmons	Johnson	O'Brien	Stamas
Green	Jones	Pavlov	Warren
Gregory	Knezek	Proos	Young
Hansen	Knollenberg	Robertson	Zorn
Hertel			

**Nays—0**

**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 5377, entitled**

A bill to make, supplement, and adjust appropriations for certain capital outlay projects for the fiscal year ending September 30, 2016; to provide for expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

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. 136**

**Yeas—37**

Ananich	Hildenbrand	Kowall	Rocca
Bieda	Hood	MacGregor	Schmidt
Booher	Hopgood	Marleau	Schuitmaker
Brandenburg	Horn	Meekhof	Shirkey
Colbeck	Hune	Nofs	Smith
Emmons	Johnson	O'Brien	Stamas
Green	Jones	Pavlov	Warren
Gregory	Knezek	Proos	Young
Hansen	Knollenberg	Robertson	Zorn
Hertel			

**Nays—0**

**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

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

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 4418, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 722 (MCL 257.722), as amended by 2012 PA 522.

The question being on the passage of the bill,

Senator Kowall moved that further consideration of the bill be postponed temporarily.

The motion prevailed.

By unanimous consent the Senate returned to the order of

**Motions and Communications**

Senator Kowall moved that the rules be suspended and that the following bill, now on Committee Reports, be placed on the General Orders calendar for consideration today:

**House Bill No. 4822**

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

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

Senator Kowall 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 O'Brien, designated Senator Stamas as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator O'Brien, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

**House Bill No. 4822, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1280f. Substitute (S-6).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 3, line 5, after "THAT" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
2. Amend page 3, line 10, after "APPLYING" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
3. Amend page 4, line 10, by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
4. Amend page 6, line 12, after "388.1635A" by striking out the balance of the subdivision through all of subdivision (F) and inserting a period.
5. Amend page 6, line 14, after "(1)(B)." by inserting "HOWEVER, A PUBLIC SCHOOL ACADEMY MAY USE AN EARLY LITERACY COACH PROVIDED BY THE PUBLIC SCHOOL ACADEMY, AT THE EXPENSE OF THE PUBLIC SCHOOL ACADEMY, RATHER THAN USING AN EARLY LITERACY COACH PROVIDED THROUGH AN INTERMEDIATE SCHOOL DISTRICT IF THE EARLY LITERACY COACH AND THE USAGE OF THE EARLY LITERACY COACH OTHERWISE MEET THE REQUIREMENTS OF THIS SECTION."
6. Amend page 7, line 7, after "PROVIDES" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
7. Amend page 8, line 11, after "IS" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
8. Amend page 8, line 14, after "IN" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
9. Amend page 8, line 22, after "SUPPLEMENTAL" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
10. Amend page 14, line 5, after "ARE" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
11. Amend page 14, line 20, after "SUPPLEMENTAL" by striking out "RESEARCH-BASED" and inserting "EVIDENCE-BASED".
12. Amend page 19, following line 22, by inserting:  
 "(A) "EVIDENCE-BASED" MEANS BASED IN RESEARCH AND WITH PROVEN EFFICACY." and relettering the remaining subdivisions.

The Senate agreed to the substitute as amended 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 returned to the order of  
**Third Reading of Bills**

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

**House Bill No. 4822**

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

The following bill was read a third time:

**House Bill No. 4822, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1280f.

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. 137**

**Yeas—31**

Ananich  
 Bieda

Hildenbrand  
 Hopgood

Kowall  
 MacGregor

Rocca  
 Schmidt

Booher	Horn	Marleau	Schuitmaker
Brandenburg	Hune	Meekhof	Shirkey
Green	Johnson	Nofs	Smith
Gregory	Jones	Pavlov	Stamas
Hansen	Knezek	Proos	Zorn
Hertel	Knollenberg	Robertson	

**Nays—6**

Colbeck	Hood	Warren	Young
Emmons	O'Brien		

**Excused—1**

Casperson

**Not Voting—0**

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,  
The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

Senator Kowall moved that Senator Marleau be excused from the balance of today's session.  
The motion prevailed.

By unanimous consent the Senate returned to consideration of the following bill:

**House Bill No. 4418, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 722 (MCL 257.722), as amended by 2012 PA 522.

(This bill was read a third time earlier today and consideration postponed. See p. 419.)

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. 138****Yeas—27**

Ananich	Hertel	Knollenberg	Proos
Booher	Hildenbrand	Kowall	Robertson

Brandenburg	Horn	MacGregor	Schmidt
Emmons	Hune	Meekhof	Shirkey
Green	Johnson	Nofs	Stamas
Gregory	Jones	O'Brien	Zorn
Hansen	Knezek	Pavlov	

**Nays—9**

Bieda	Hopgood	Schuitmaker	Warren
Colbeck	Rocca	Smith	Young
Hood			

**Excused—2**

Casperson	Marleau
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**Not Voting—0**

In The Chair: O'Brien

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

The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 4577, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 312f (MCL 257.312f), as amended by 2015 PA 11.

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. 139****Yeas—36**

Ananich	Hertel	Knollenberg	Rocca
Bieda	Hildenbrand	Kowall	Schmidt
Booher	Hood	MacGregor	Schuitmaker
Brandenburg	Hopgood	Meekhof	Shirkey



Colbeck	Horn	Nofs	Smith
Emmons	Hune	O'Brien	Stamas
Green	Johnson	Pavlov	Warren
Gregory	Jones	Proos	Young
Hansen	Knezek	Robertson	Zorn

**Nays—0**

**Excused—2**

Casperson                      Marleau

**Not Voting—0**

In The Chair: O'Brien

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

The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of manufacturers, the manufacturers of automated technology, upfitters, owners, and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

### **Messages from the House**

#### **Senate Bill No. 366, entitled**

A bill to regulate the solicitation of certain deeds; to prescribe the powers and duties of certain state agencies and officials; and to provide remedies.

The House of Representatives has substituted (H-4) the bill.

The House of Representatives has passed the bill as substituted (H-4) and ordered that it be given immediate effect.

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

Senator Kowall 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. 140**

**Yeas—36**

Ananich	Hertel	Knollenberg	Rocca
Bieda	Hildenbrand	Kowall	Schmidt

Booher	Hood	MacGregor	Schuitmaker
Brandenburg	Hopgood	Meekhof	Shirkey
Colbeck	Horn	Nofs	Smith
Emmons	Hune	O'Brien	Stamas
Green	Johnson	Pavlov	Warren
Gregory	Jones	Proos	Young
Hansen	Knezek	Robertson	Zorn

**Nays—0**

**Excused—2**

Casperson                      Marleau

**Not Voting—0**

In The Chair: O'Brien

The question being on concurring in the committee recommendation to give the bill immediate effect,  
The recommendation was concurred in, 2/3 of the members serving voting therefor.  
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

The President pro tempore, Senator Schuitmaker, resumed the Chair.

**Senate Bill No. 374, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5101 (MCL 333.5101), as amended by 2010 PA 119.

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 concurred in, 2/3 of the members serving 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. 378, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5121 (MCL 333.5121), as added by 1988 PA 491.

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 concurred in, 2/3 of the members serving 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. 379, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5123 (MCL 333.5123), as amended by 1994 PA 200.

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 concurred in, 2/3 of the members serving 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. 380, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 5127 (MCL 333.5127), as added by 1988 PA 491.

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 concurred in, 2/3 of the members serving 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. 381, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 5129 (MCL 333.5129), as amended by 2014 PA 321.

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 concurred in, 2/3 of the members serving 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. 502, entitled**

A bill to amend 1984 PA 323, entitled “The health care false claim act,” by amending section 4a (MCL 752.1004a), as added by 2004 PA 411.

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 concurred in, 2/3 of the members serving 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. 592, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 10205 (MCL 333.10205), as added by 1999 PA 62.

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 Kowall 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. 141****Yeas—36**

Ananich	Hertel	Knollenberg	Rocca
Bieda	Hildenbrand	Kowall	Schmidt
Booher	Hood	MacGregor	Schuitmaker
Brandenburg	Hopgood	Meekhof	Shirkey
Colbeck	Horn	Nofs	Smith
Emmons	Hune	O’Brien	Stamas
Green	Johnson	Pavlov	Warren
Gregory	Jones	Proos	Young
Hansen	Knezek	Robertson	Zorn

**Nays—0**

**Excused—2**

Casperson

Marleau

**Not Voting—0**

In The Chair: Schuitmaker

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving 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. 667, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 609 (MCL 436.1609), as amended by 2014 PA 353, and by adding sections 609a and 609b.

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 concurred in, 2/3 of the members serving 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

**Statements**

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

The motion prevailed.

Senator Ananich’s statement is as follows:

Many of you may know that the Flint water task force put out its final report today. There are a couple key findings for those who haven’t had time to read it that I think they need to hear. First, let me quote from the report: “Even as the state is aggressively engaged in mitigation efforts in Flint, the statement that the Flint water crisis was a local, state, and federal failure implies that blame is attributable equally to all three levels of government. Primary responsibility for the water contamination lies with MDEQ.” Another important point to recognize: “Though there may be some ambiguity in the LCR rule, none of it relates to what the MDEQ should have done in Flint,” the task force report says. “There was and remains no justification for MDEQ not requiring corrosion control treatment for the switch of the water source to the Flint River.”

So the Governor’s own task force says clearly responsibility rests with the state, and I think importantly in the Governor’s own office and the culture he created in these departments. I think a critical question that needs to be answered, and I think we need to find the answer quickly, is why these state departments failed. Through this report, we do have a road map to get the answers and make sure this doesn’t happen again, but the critical question of “why” is left unanswered. Obviously, we need to follow through on this report to make sure it doesn’t happen again to my community, and I think also, just as importantly, to your community.

Senator Knezek’s statement is as follows:

Colleagues, I rise today to discuss the finding of the Flint water task force. This task force, appointed by the Governor, has confirmed what we already know. It was Flint’s emergency managers, not the Flint City Council, who made the decision to switch to the Flint River as a water source. The Governor’s own task force is also recommending a review of the emergency manager law to compensate for loss of the checks and balances that are provided by representative government. That alone is not a solution.

For far too long, the state has been experimenting on its most vulnerable populations, and that's completely unacceptable. We know that the emergency manager law has failed. The Governor has acknowledged it. The task force has acknowledged it. Colleagues, it's time to admit defeat. It's time to stop pretending we can fix something that's wholly undemocratic.

Let me be clear: When you forget that running a city or a state isn't just about financial solvency, people get hurt. Children's futures fall through the cracks. We cannot restore trust in government until we demonstrate to the people of Michigan that the Legislature is willing to listen and learn from its mistakes.

Let's not forget that when this law made it onto the ballot in 2012, Michigan rejected it. How did the Legislature respond? The Legislature ignored the will of the people and signed it back into law with an appropriation, making it referendum-proof. Now Michigan's taxpayers are responsible for paying for it. Today the Governor said that he wants to hear from the Legislature. I say we answer.

When the Joint Select Committee on the Flint Water Public Health Emergency meets in Flint next week, we should bring the four emergency managers before the committee to answer questions. But, most importantly, we must give my legislation, Senate Bill No. 734, which would repeal Michigan's failed emergency manager law, a fair hearing and a vote.

### Committee Reports

The Committee on Education reported

**House Bill No. 4822, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1280f. With the recommendation that the substitute (S-6) be adopted and that the bill then pass.

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

Phillip J. Pavlov  
Chairperson

To Report Out:

Yeas: Senators Pavlov, Knollenberg, Booher and Knezek

Nays: Senator Colbeck

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

### COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Meeting held on Tuesday, March 22, 2016, at 2:21 p.m., Room 110, Farnum Building

Present: Senators Pavlov (C), Knollenberg, Booher, Colbeck and Knezek

The Committee on Local Government reported

**House Bill No. 5163, entitled**

A bill to amend 2003 PA 258, entitled "Land bank fast track act," by amending section 18 (MCL 124.768); and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Dale W. Zorn  
Chairperson

To Report Out:

Yeas: Senators Zorn, Proos, Brandenburg and Young

Nays: None

The bill was referred to the Committee of the Whole.

### COMMITTEE ATTENDANCE REPORT

The Committee on Local Government submitted the following:

Meeting held on Tuesday, March 22, 2016, at 2:24 p.m., Room 100, Farnum Building

Present: Senators Zorn (C), Proos, Brandenburg and Young

Excused: Senator Rocca

## COMMITTEE ATTENDANCE REPORT

The Subcommittee on Agriculture and Rural Development submitted the following:  
 Meeting held on Tuesday, March 22, 2016, at 3:00 p.m., Rooms 402 and 403, Capitol Building  
 Present: Senators Green (C), Stamas and Hopgood

## COMMITTEE ATTENDANCE REPORT

The Subcommittee on K-12, School Aid, Education submitted the following:  
 Meeting held on Wednesday, March 23, 2016, at 8:30 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building  
 Present: Senators Hansen (C), Pavlov and Hopgood

## COMMITTEE ATTENDANCE REPORT

The Subcommittee on State Police and Military Affairs submitted the following:  
 Meeting held on Wednesday, March 23, 2016, at 8:30 a.m., Room 110, Farnum Building  
 Present: Senators Nofs (C), Colbeck and Knezek

## COMMITTEE ATTENDANCE REPORT

The Subcommittee on Community Colleges submitted the following:  
 Meeting held on Wednesday, March 23, 2016, at 9:00 a.m., Room 100, Farnum Building  
 Present: Senators Booher (C), Schuitmaker and Knezek

## COMMITTEE ATTENDANCE REPORT

The Subcommittee on Judiciary submitted the following:  
 Meeting held on Wednesday, March 23, 2016, at 9:15 a.m., Room 405, Capitol Building  
 Present: Senators Proos (C) and Schuitmaker  
 Excused: Senator Young

### Scheduled Meetings

#### Appropriations -

##### Subcommittees -

**General Government** - Thursday, March 24, 8:30 a.m., Room 100, Farnum Building and Tuesday, April 12, 3:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Higher Education** - Thursday, March 24, 2:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Licensing and Regulatory Affairs** - Thursday, March 24, 2:00 p.m., Room 100, Farnum Building (373-2768) (CANCELED)

**State Police and Military Affairs** - Tuesday, May 3, 8:30 a.m., Rooms 402 and 403, Capitol Building (373-2768)

**Transportation** - Thursday, March 24, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Criminal Justice Policy Commission** - Wednesday, April 6, 9:00 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (373-0212)

**Joint Select Committee on the Flint Water Public Health Emergency** - Tuesday, March 29, 10:00 a.m., Northbank Center, University of Michigan Flint Campus, 432 North Saginaw Street, Flint (373-5307)

**Transportation and House Transportation and Infrastructure** - Thursday, March 24, 8:30 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5312)

Senator Kowall moved that the Senate adjourn.  
The motion prevailed, the time being 12:40 p.m.

The President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Thursday, March 24, 2016, at 10:00 a.m.

JEFFREY F. COBB  
Secretary of the Senate

