

No. 67  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
99th Legislature  
REGULAR SESSION OF 2017

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House Chamber, Lansing, Tuesday, September 19, 2017.

1:30 p.m.

The House was called to order by the Speaker.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Afendoulis—present	Frederick—present	Kelly—present	Reilly—present
Albert—present	Garcia—present	Kesto—present	Rendon—present
Alexander—present	Garrett—present	Kosowski—present	Roberts—present
Allor—present	Gay-Dagnogo—present	LaFave—present	Robinson—present
Barrett—present	Geiss—present	LaGrand—present	Runestad—present
Bellino—present	Glenn—present	LaSata—present	Sabo—present
Bizon—present	Graves—present	Lasinski—present	Santana—present
Brann—present	Green—present	Lauwers—present	Schor—present
Brinks—present	Greig—present	Leonard—present	Scott—present
Byrd—present	Greimel—excused	Leutheuser—present	Sheppard—present
Calley—present	Griffin—present	Liberati—present	Singh—present
Camilleri—present	Guerra—present	Lilly—present	Sneller—present
Canfield—present	Hammoud—present	Love—present	Sowerby—present
Chang—present	Hauck—present	Lower—present	Tedder—present
Chatfield—present	Hernandez—present	Lucido—present	Theis—present
Chirkun—present	Hertel—present	Marino—present	VanderWall—present
Clemente—present	Hoadley—present	Maturen—present	VanSingel—present
Cochran—present	Hoitenga—present	McCready—present	Vaupel—present
Cole—present	Hornberger—present	Miller—present	VerHeulen—present
Cox—present	Howell—present	Moss—present	Victory—present
Crawford—present	Howrylak—present	Neeley—present	Webber—present
Dianda—present	Hughes—present	Noble—present	Wentworth—present
Durhal—present	Iden—present	Pagan—present	Whiteford—present
Elder—present	Inman—present	Pagel—present	Wittenberg—present
Ellison—present	Johnson—present	Peterson—present	Yanez—present
Faris—present	Jones—present	Phelps—present	Yaroch—present
Farrington—present	Kahle—present	Rabhi—present	Zemke—present

e/d/s = entered during session

Rev. Mark W. Jennings, Pastor of First Presbyterian Church in Richland, offered the following invocation:

“Almighty God, Ruler of all the peoples of the earth, Your glory shines throughout the world. We thank You and ask Your blessing on our nation, our President, and our leaders. Make us always remember Your generosity and constantly seek Your will. May the longings of Your Spirit be the longings of our hearts. Save us from violence, discord, and confusion; from pride and arrogance, and from every evil way. Make us who come from many nations with many languages a united people. Defend our liberties and give those whom we have entrusted with the authority of government the spirit of wisdom, that there might be justice and peace in our land. When times are prosperous, let our hearts be thankful; and in troubled times, do not let our trust in You fail.

We commend our state of Michigan to Your merciful care. Bless all those who hold office here, that they may do their work in a spirit of wisdom, kindness, and justice. Help them to use their authority to serve faithfully. Help them to remember that they are called to serve the people as lovers of truth and justice. Assist us all to show Your love to one another that together we may serve You in faith and friendship. Amen.”

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Rep. Greig moved that Rep. Greimel be excused from today’s session.  
The motion prevailed.

### Reports of Standing Committees

The Committee on Law and Justice, by Rep. Lucido, Vice-Chair, reported

**House Bill No. 4939, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 703 (MCL 436.1703), as amended by 2017 PA 89.

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

The bill and substitute were referred to the order of Second Reading of Bills.

### Favorable Roll Call

To Report Out:

Yeas: Reps. Lucido, Graves, Roberts, Theis, Albert, Chang, Guerra, Liberati and Wittenberg

Nays: None

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Lucido, Vice-Chair, of the Committee on Law and Justice, was received and read:

Meeting held on: Tuesday, September 19, 2017

Present: Reps. Lucido, Graves, Roberts, Theis, Albert, Chang, Guerra, Liberati and Wittenberg

Absent: Reps. Kesto, Howrylak and Robinson

Excused: Reps. Kesto, Howrylak and Robinson

The Committee on Elections and Ethics, by Rep. Miller, Chair, reported

**Senate Bill No. 335, entitled**

A bill to amend 1976 PA 388, entitled “Michigan campaign finance act,” by amending sections 3, 4, 6, 9, 11, 17, 24, 26, 33, 35, 44, 51, 54, and 55 (MCL 169.203, 169.204, 169.206, 169.209, 169.211, 169.217, 169.224, 169.226, 169.233, 169.235, 169.244, 169.251, 169.254, and 169.255), sections 3 and 11 as amended by 2012 PA 273, sections 4, 6, 9, 24, 33, 35, 54, and 55 as amended by 2015 PA 269, sections 17 and 51 as amended by 1989 PA 95, section 26 as amended by 2013 PA 252, and section 44 as amended by 1994 PA 411, and by adding sections 24b and 24c.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Miller, Calley, Garcia, Webber and Lilly

Nays: Reps. Guerra, Zemke and Moss

The Committee on Elections and Ethics, by Rep. Miller, Chair, reported

**Senate Bill No. 336, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11e of chapter XVII (MCL 777.11e), as amended by 2012 PA 274.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Miller, Calley, Garcia, Webber and Lilly

Nays: Reps. Guerra, Zemke and Moss

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Miller, Chair, of the Committee on Elections and Ethics, was received and read:  
Meeting held on: Tuesday, September 19, 2017

Present: Reps. Miller, Calley, Garcia, Webber, Lilly, Guerra, Zemke and Moss

Absent: Rep. Kesto

Excused: Rep. Kesto

The Committee on Transportation and Infrastructure, by Rep. Cole, Chair, reported

**House Bill No. 4888, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 676b (MCL 257.676b).

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Cole, Webber, Lucido, Maturen, Roberts, Howell, Alexander, Calley, Noble, Chirkun, Love, Clemente, Sabo and Sneller

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cole, Chair, of the Committee on Transportation and Infrastructure, was received and read:

Meeting held on: Tuesday, September 19, 2017

Present: Reps. Cole, Webber, Lucido, Maturen, Roberts, Howell, Alexander, Calley, Noble, Chirkun, Love, Clemente, Sabo and Sneller

The Committee on Judiciary, by Rep. Runestad, Chair, reported

**House Bill No. 4458, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 227 (MCL 750.227), as amended by 1986 PA 8.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave and Robinson  
 Nays: Reps. Guerra and Sowerby

The Committee on Judiciary, by Rep. Runestad, Chair, reported

**House Bill No. 4500, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 39 of chapter XVII (MCL 777.39), as amended by 2006 PA 548.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger and LaFave  
 Nays: Reps. Robinson, Guerra and Sowerby

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Runestad, Chair, of the Committee on Judiciary, was received and read:

Meeting held on: Tuesday, September 19, 2017

Present: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Robinson, Guerra and Sowerby

Absent: Rep. Greimel

Excused: Rep. Greimel

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Glenn, Chair, of the Committee on Energy Policy, was received and read:

Meeting held on: Tuesday, September 19, 2017

Present: Reps. Glenn, Hauck, Barrett, Cole, Tedder, Bellino, Farrington, Griffin, Johnson, LaFave, Lower, Reilly, Lasinski, Dianda, Camilleri, Elder, Green and Sneller

Absent: Rep. Garrett

Excused: Rep. Garrett

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Wentworth, Chair, of the Committee on Military and Veterans Affairs, was received and read:

Meeting held on: Tuesday, September 19, 2017

Present: Reps. Wentworth, Graves, Hughes, Barrett, Glenn, Albert, Hoitenga, Johnson, Sabo, Brinks, Byrd, Elder and Jones

The Speaker called the Speaker Pro Tempore to the Chair.

By unanimous consent the House returned to the order of

**Motions and Resolutions**

Reps. LaSata, VerHeulen, Inman, Leutheuser, Hoadley, Moss, Kelly, Marino, Calley, Iden, Miller, Rendon, Elder, Geiss, Greig, Howrylak, Jones, Liberati, Maturen and Sneller offered the following resolution:

**House Resolution No. 150.**

A resolution to declare September 17-23, 2017, as Independent Colleges and Universities Week in the state of Michigan.

Whereas, Michigan is home to 25 independent colleges and universities serving over 120,000 students; and

Whereas, While Michigan's student population has declined overall, enrollment at Michigan's independent colleges and universities has increased by 30 percent in the last 16 years; and

Whereas, Michigan's independent colleges and universities experienced a 21 percent growth in United States military veteran undergraduate enrollment from 2014-15 and a 33 percent enrollment increase for United States military veterans in graduate programs. Thirty-nine percent of United States military veterans pursuing an undergraduate degree in Michigan do so at a Michigan independent college or university; and

Whereas, One of the most important factors in collegiate student success is affordability. Eighty-one percent of students attending a Michigan independent college or university receive some form of financial aid via an institutional scholarship or grant, with the amount of scholarships and grants provided directly by institutions increasing by over \$246 million between 2005 and 2015—a 99 percent increase in 10 years; and

Whereas, Improved access to quality higher education is important for low-income students, women, minorities, and veterans; and

Whereas, Half of undergraduate students at Michigan's independent colleges and universities receive need-based Pell grants; and

Whereas, 20,293 diplomas were earned in 2015 by students at independent colleges and universities in Michigan. Over 80 percent of graduates from Michigan independent colleges and universities choose to live and work in the state after graduation; and

Whereas, Smaller colleges and universities – like many Michigan independent colleges and universities – are able to provide individualized support, both in the classroom and within the administration; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare September 17-23, 2017, as Independent Colleges and Universities Week in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Lilly, Vaupel, Rabhi, Inman, LaGrand, Pagel, McCreedy, Marino, Roberts, Webber, Maturen, Brann, VanSingel, VerHeulen, Lucido, Kesto, Iden, VanderWall, Bizon, Sheppard, LaSata, Calley, Sabo, Camilleri, Brinks, Miller, Hammoud, Bellino, Singh, Crawford, Tedder, Howrylak, Garcia, Moss, Yaroch, Schor, Chang, Wittenberg, Ellison, Sneller, Hoadley, Green, Greig, Jones, Kosowski, Leutheuser, Lasinski, Afendoulis, Frederick, Allor and Elder offered the following concurrent resolution:

#### **House Concurrent Resolution No. 15.**

A concurrent resolution to memorialize the Congress of the United States to take action on immigration reform.

Whereas, Shortly after our Founding Fathers crafted the Declaration of Independence in 1776 and we became an independent, self-governing nation, immigration and naturalization policies were enacted to govern the stream of foreign nationals who sought out this great nation. Over the course of our country's history, the Congress and President of the United States have updated these policies in response to domestic and world events and economic evolution; and

Whereas, Michigan has continued to welcome more and more immigrant families to our state. In 1990, foreign-born residents in Michigan accounted for 3.8 percent of the population. By 2015, that figure had increased to 6.6 percent. According to 2014 data from the U.S. Census Bureau, the state of Michigan ranks 15th nationally in the number of foreign-born residents; and

Whereas, Immigrants are indispensable to a healthy state economy, and their contributions are substantial. Immigrants account for approximately 7.2 percent of Michigan's workforce. One-third of Michigan's Fortune 500 companies were formed by immigrants or their children. These firms generate \$186.4 billion annually and employ 400,000 individuals around the world. Immigrants are also indispensable to Michigan's farming community, accounting for 58 percent of the economic impact of the state's farming sector; and

Whereas, Everyday Americans have become increasingly frustrated with the current immigration and naturalization system. Organizations and leaders from across the ideological spectrum—spanning from business groups to faith leaders and from educators to human service organizations—agree that a comprehensive approach is necessary to resolve the country's long-standing immigration and naturalization problems; and

Whereas, A 21<sup>st</sup>-century nation requires 21<sup>st</sup>-century immigration and naturalization policies. For too long, comprehensive immigration reform has been an unaddressed priority of both political parties and in many states, including the state of Michigan. The absence of such reform leaves in place a patchwork of policies that creates confusion, uncertainty, and fear within immigrant communities and for employers, universities, and congregations of various faiths. Moreover, our nation's imperfect immigration system dampens tourism and burdens our state and local governments with high enforcement and legal costs. Only a bipartisan solution to our nation's immigration woes will ensure that our nation's physical and economic well-being are secure; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress of the United States to take action on immigration reform; 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.

The concurrent resolution was referred to the Committee on Michigan Competitiveness.

### Second Reading of Bills

#### Senate Bill No. 335, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 3, 4, 6, 9, 11, 17, 24, 26, 33, 35, 44, 51, 54, and 55 (MCL 169.203, 169.204, 169.206, 169.209, 169.211, 169.217, 169.224, 169.226, 169.233, 169.235, 169.244, 169.251, 169.254, and 169.255), sections 3 and 11 as amended by 2012 PA 273, sections 4, 6, 9, 24, 33, 35, 54, and 55 as amended by 2015 PA 269, sections 17 and 51 as amended by 1989 PA 95, section 26 as amended by 2013 PA 252, and section 44 as amended by 1994 PA 411, and by adding sections 24b and 24c.

The bill was read a second time.

Rep. Hoadley moved to amend the bill as follows:

1. Amend page 26, following line 6, by inserting:

**"SEC. 30A. A PERSON SHALL NOT MAKE A CONTRIBUTION TO A COMMITTEE WITHIN 20 YEARS AFTER THAT PERSON RECEIVES MONEY FROM THE GOOD JOBS FOR MICHIGAN FUND CREATED IN SECTION 90J OF THE MICHIGAN STRATEGIC FUND ACT, 1984 PA 270, MCL 125.2090J."**

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Guerra moved to amend the bill as follows:

1. Amend page 20, following line 17, by inserting:

**"(3) THE SECRETARY OF STATE SHALL INVESTIGATE WHETHER A VIOLATION OF THIS ACT HAS OCCURRED WHEN A PERSON MAKING AN INDEPENDENT EXPENDITURE RELATED TO A BALLOT QUESTION COMMITTEE, CANDIDATE, CANDIDATE COMMITTEE, OR POLITICAL PARTY COMMITTEE ENGAGES AN ATTORNEY, VENDOR, OR OTHER AGENT THAT IS ALSO OR HAS BEEN ENGAGED BY THAT CANDIDATE OR COMMITTEE. THE SECRETARY OF STATE SHALL PROMULGATE RULES TO IMPLEMENT THIS SUBSECTION IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURES ACT OF 1969, 1969 PA 306, MCL 24.201 TO 24.328."**

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Moss moved to amend the bill as follows:

1. Amend page 46, following line 4, by inserting:

"Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 99th Legislature are enacted into law:

- (a) House Bill No. 4148.
- (b) House Bill No. 4149.
- (c) House Bill No. 4150.
- (d) House Bill No. 4151.
- (e) House Bill No. 4152.
- (f) House Bill No. 4153.
- (g) House Bill No. 4154.
- (h) House Bill No. 4155.
- (i) House Bill No. 4156.
- (j) House Bill No. 4157."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Zemke moved to amend the bill as follows:

1. Amend page 46, following line 4, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4345 of the 99th Legislature is enacted into law."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Rabhi moved to amend the bill as follows:

1. Amend page 46, following line 4, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4365 of the 99th Legislature is enacted into law."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Camilleri moved to substitute (H-1) the bill.

The motion did not prevail and the substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Zemke moved to substitute (H-2) the bill.

The motion did not prevail and the substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Lauwers moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

**Senate Bill No. 336, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11e of chapter XVII (MCL 777.11e), as amended by 2012 PA 274.

The bill was read a second time.

Rep. Lauwers moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

**Senate Bill No. 356, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 502.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Regulatory Reform,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Lauwers moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

**Senate Bill No. 357, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 609c.

The bill was read a second time.

Rep. Lauwers moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

**Senate Bill No. 358, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 610a.

The bill was read a second time.

Rep. Lauwers moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

**House Bill No. 4888, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 676b (MCL 257.676b).

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Transportation and Infrastructure,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Lauwers moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

Rep. Lauwers moved that **Senate Bill No. 335** be placed on its immediate passage.

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

**Senate Bill No. 335, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 3, 4, 6, 9, 11, 17, 24, 26, 33, 35, 44, 51, 54, and 55 (MCL 169.203, 169.204, 169.206, 169.209, 169.211, 169.217, 169.224, 169.226, 169.233, 169.235, 169.244, 169.251, 169.254, and 169.255), sections 3 and 11 as amended by 2012 PA 273, sections 4, 6, 9, 24,

33, 35, 54, and 55 as amended by 2015 PA 269, sections 17 and 51 as amended by 1989 PA 95, section 26 as amended by 2013 PA 252, and section 44 as amended by 1994 PA 411, and by adding sections 24b and 24c.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 271****Yeas—62**

Afendoulis	Garcia	LaFave	Rendon
Albert	Glenn	LaSata	Roberts
Alexander	Graves	Lauwers	Runestad
Allor	Griffin	Leonard	Sheppard
Barrett	Hauck	Leutheuser	Tedder
Bellino	Hernandez	Lilly	Theis
Bizon	Hoitenga	Lower	VanderWall
Brann	Hornberger	Lucido	VanSingel
Calley	Howell	Marino	Vaupel
Canfield	Hughes	Maturen	VerHeulen
Chatfield	Iden	McCready	Victory
Cole	Inman	Miller	Webber
Cox	Johnson	Noble	Wentworth
Crawford	Kahle	Pagel	Whiteford
Farrington	Kelly	Reilly	Yaroch
Frederick	Kesto		

**Nays—45**

Brinks	Garrett	Kosowski	Robinson
Byrd	Gay-Dagnogo	LaGrand	Sabo
Camilleri	Geiss	Lasinski	Santana
Chang	Green	Liberati	Schor
Chirkun	Greig	Love	Scott
Clemente	Guerra	Moss	Singh
Cochran	Hammoud	Neeley	Sneller
Dianda	Hertel	Pagan	Sowerby
Durhal	Hoadley	Peterson	Wittenberg
Elder	Howrylak	Phelps	Yanez
Ellison	Jones	Rabhi	Zemke
Faris			

In The Chair: Chatfield

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

“An act to regulate political activity; to regulate campaign financing; to restrict campaign contributions and expenditures; to require campaign statements and reports; to regulate anonymous contributions; to regulate campaign advertising and literature; to provide for segregated funds for political purposes; to provide for the use of public funds for political purposes; to create certain funds; to provide for reversion, retention, or refunding of unexpended balances in certain funds; to require other statements and reports; to regulate acceptance of certain gifts, payments, and reimbursements; to prescribe the powers and duties of certain state departments and state and local officials and employees; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and parts of acts.”

The House agreed to the full title.

Rep. Lauwers moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.



Rep. Lauwers moved that **Senate Bill No. 336** be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

**Senate Bill No. 336, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11e of chapter XVII (MCL 777.11e), as amended by 2012 PA 274.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 272**

**Yeas—62**

Afendoulis	Garcia	LaFave	Rendon
Albert	Glenn	LaSata	Roberts
Alexander	Graves	Lauwers	Runestad
Allor	Griffin	Leonard	Sheppard
Barrett	Hauck	Leutheuser	Tedder
Bellino	Hernandez	Lilly	Theis
Bizon	Hoitenga	Lower	VanderWall
Brann	Hornberger	Lucido	VanSingel
Calley	Howell	Marino	Vaupel
Canfield	Hughes	Maturen	VerHeulen
Chatfield	Iden	McCready	Victory
Cole	Inman	Miller	Webber
Cox	Johnson	Noble	Wentworth
Crawford	Kahle	Pagel	Whiteford
Farrington	Kelly	Reilly	Yaroch
Frederick	Kesto		

**Nays—45**

Brinks	Garrett	Kosowski	Robinson
Byrd	Gay-Dagnogo	LaGrand	Sabo
Camilleri	Geiss	Lasinski	Santana
Chang	Green	Liberati	Schor
Chirkun	Greig	Love	Scott
Clemente	Guerra	Moss	Singh
Cochran	Hammoud	Neeley	Sneller
Dianda	Hertel	Pagan	Sowerby
Durhal	Hoadley	Peterson	Wittenberg
Elder	Howrylak	Phelps	Yanez
Ellison	Jones	Rabhi	Zemke
Faris			

In The Chair: Chatfield

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations;

to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The House agreed to the full title.

Rep. Lauwers moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.



Rep. Lauwers moved that House Committees be given leave to meet during the balance of today’s session. The motion prevailed.

By unanimous consent the House returned to the order of

**Announcement by the Clerk of Printing and Enrollment**

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, September 14, for his approval of the following bill:

**Enrolled House Bill No. 4892 at 1:48 p.m.**

The Clerk announced that the following bills had been reproduced and made available electronically on Thursday, September 14:

**House Bill Nos. 4952 4953 4954 4955 4956 4957 4958 4959 4960 4961 4962 4963 4964 4965  
4966 4967 4968 4969**

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, September 19:

**Senate Bill Nos. 575 576 577 578 579**

The Clerk announced that the following Senate bill had been received on Tuesday, September 19:

**Senate Bill No. 510**

**Messages from the Senate**

**Senate Bill No. 510, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 732 (MCL 257.732), as amended by 2015 PA 11.

The Senate has passed the bill.

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

**Messages from the Governor**

Date: September 18, 2017

Time: 9:00 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4892 (Public Act No. 118, I.E.), being**

An act to amend 1954 PA 116, entitled “An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments,

state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act,” by amending section 644f (MCL 168.644f), as amended by 2015 PA 43.

(Filed with the Secretary of State September 18, 2017, at 10:56 a.m.)

### Introduction of Bills

Reps. Hoytenga, Rendon, Hughes, Cole, Barrett, Hornberger and Glenn introduced

**House Bill No. 4970, entitled**

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 12a (MCL 28.432a), as amended by 2016 PA 301.

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

Reps. Cochran, Chirkun, Zemke, Faris, Sneller, Leutheuser, Wittenberg, Peterson, Dianda, Sabo, Marino, LaGrand, Elder, Lucido, Lasinski, Love, Schor and Green introduced

**House Bill No. 4971, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 19 of chapter XVI (MCL 776.19).

The bill was read a first time by its title and referred to the Committee on Law and Justice.

Reps. Green, Hertel, Yanez, Moss, VanderWall, Noble, Kesto, Lucido, Wittenberg, Geiss, Robinson, Cochran, Elder, Yaroch, Rabhi, Ellison, Guerra, Chang, LaFave, Lilly, Liberati, Runestad, Lasinski and Jones introduced

**House Bill No. 4972, entitled**

A bill to provide protection from civil liability for individuals who take certain actions to prevent harm to minors.

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

Rep. Iden introduced

**House Bill No. 4973, entitled**

A bill to amend 1976 PA 442, entitled “Freedom of information act,” by amending sections 2 and 13 (MCL 15.232 and 15.243), section 2 as amended by 1996 PA 553 and section 13 as amended by 2006 PA 482.

The bill was read a first time by its title and referred to the Committee on Communications and Technology.

Reps. Hertel, Sabo, Gay-Dagnogo, Zemke, Wittenberg, Yanez, Chirkun, Lasinski and Sowerby introduced

**House Bill No. 4974, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 10120a.

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

Reps. Hertel, Marino, Sabo, Chirkun, Gay-Dagnogo, Ellison, Lucido, Elder, Wittenberg and Sowerby introduced

**House Bill No. 4975, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1505 (MCL 380.1505), as added by 2012 PA 594, and by adding sections 1527a and 1531m.

The bill was read a first time by its title and referred to the Committee on Education Reform.

Rep. Tedder introduced

**House Bill No. 4976, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending sections 21 and 28 (MCL 205.21 and 205.28), section 21 as amended by 2014 PA 35 and section 28 as amended by 2017 PA 111.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Chang, Wittenberg, Pagan, Geiss, Yanez, Green, Moss, Sneller, Ellison, Rabhi, Sowerby, Clemente, Camilleri, Hoadley, LaGrand, Durhal, Zemke, Greimel, Liberati, Hammoud and Gay-Dagnogo introduced

**House Bill No. 4977, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1264.

The bill was read a first time by its title and referred to the Committee on Education Reform.

Reps. Camilleri, Chang, Wittenberg, Pagan, Geiss, Yanez, Green, Moss, Sneller, Ellison, Rabhi, Sowerby, Clemente, Hoadley, LaGrand, Durhal, Greimel, Liberati, Hammoud and Gay-Dagnogo introduced

**House Bill No. 4978, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1275.

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

Reps. Camilleri, Chang, Wittenberg, Pagan, Geiss, Yanez, Green, Moss, Sneller, Ellison, Rabhi, Sowerby, Clemente, Hoadley, LaGrand, Durhal, Greimel, Liberati, Hammoud and Gay-Dagnogo introduced

**House Bill No. 4979, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 11 (MCL 388.1611), as amended by 2017 PA 108, and by adding section 78.

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

Reps. Yanez, Moss, Green, Chang, Ellison, Sneller, Rabhi, Sowerby, Clemente, Camilleri, Hoadley, Yaroch, Pagan, LaGrand, Durhal, Wittenberg, Liberati, Hammoud and Gay-Dagnogo introduced

**House Bill No. 4980, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding sections 1275, 1275a, and 1275b.

The bill was read a first time by its title and referred to the Committee on Education Reform.

Reps. Wittenberg, Pagan, Chang, Geiss, Yanez, Chirkun, Moss, Ellison, Sneller, Rabhi, Sowerby, Clemente, Camilleri, Hoadley, LaGrand, Durhal, Liberati, Hammoud and Gay-Dagnogo introduced

**House Bill No. 4981, entitled**

A bill to amend 1937 PA 306, entitled "An act to promote the safety, welfare, and educational interests of the people of the state of Michigan by regulating the construction, reconstruction, and remodeling of certain public or private school buildings or additions to such buildings, by regulating the construction, reconstruction, and remodeling of buildings leased or acquired for school purposes, and to define the class of buildings affected by this act; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties for the violation of this act; and to repeal acts and parts of acts," (MCL 388.851 to 388.855a) by adding section 1c.

The bill was read a first time by its title and referred to the Committee on Education Reform.

Reps. Pagan, Wittenberg, Chang, Geiss, Yanez, Green, Moss, Ellison, Sneller, Rabhi, Sowerby, Clemente, Camilleri, Hoadley, LaGrand, Durhal, Liberati, Hammoud and Gay-Dagnogo introduced

**House Bill No. 4982, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1158. The bill was read a first time by its title and referred to the Committee on Education Reform.

Reps. Hammoud, Zemke, Gay-Dagnogo, Geiss, Wittenberg, Lucido, Schor, Chang and Jones introduced

**House Bill No. 4983, entitled**

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 12 (MCL 445.72), as amended by 2010 PA 315.

The bill was read a first time by its title and referred to the Committee on Communications and Technology.

Reps. Barrett, Albert, Bellino, Kelly, Graves, Hoytenga, Sheppard, Wentworth, Glenn, Hughes, Sabo, Elder, Dianda, Chirkun, Hoadley, Faris, Chatfield, Reilly, Alexander, Marino, Pagan and Jones introduced

**House Bill No. 4984, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 759a (MCL 168.759a), as amended by 2012 PA 523.

The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Maturen, Griffin, Hughes and Howell introduced

**House Bill No. 4985, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 7b and 53b (MCL 211.7b and 211.53b), section 7b as amended by 2013 PA 161 and section 53b as amended by 2016 PA 108.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Maturen, Howell and Leutheuser introduced

**House Bill No. 4986, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 506, 520, and 522 (MCL 206.506, 206.520, and 206.522), section 506 as amended by 1996 PA 484 and sections 520 and 522 as amended by 2015 PA 179; and to repeal acts and parts of acts.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Maturen, Griffin, Howell, Hughes, Yaroch and LaFave introduced

**House Bill No. 4987, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending section 2 (MCL 28.292), as amended by 2017 PA 31.

The bill was read a first time by its title and referred to the Committee on Military and Veterans Affairs.

Reps. Hoadley, Elder, Faris, Gay-Dagnogo, Chirkun, Cochran, Greig, Wittenberg, Pagan, Zemke, Hertel, Sowerby, Love, Green, Yanez, Sabo, Hammoud, Lasinski, Brinks, Schor and Peterson introduced

**House Bill No. 4988, entitled**

A bill to create the call center jobs retention act; to provide for the powers and duties of certain state officers and entities; to impose certain duties on certain employers; and to prescribe civil sanctions.

The bill was read a first time by its title and referred to the Committee on Commerce and Trade.

Reps. Hoadley, Elder, Faris, Gay-Dagnogo, Chirkun, Cochran, Greig, Wittenberg, Pagan, Zemke, Hertel, Sowerby, Love, Green, Yanez, Sabo, Hammoud, Lasinski, Brinks, Schor, Peterson and Howrylak introduced

**House Bill No. 4989, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," (MCL 125.2001 to 125.2094) by adding section 15.

The bill was read a first time by its title and referred to the Committee on Commerce and Trade.

Reps. Brann, Green, Lucido, Hughes, Marino, Zemke, Rabhi and Jones introduced

**House Bill No. 4990, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 224 and 801 (MCL 257.224 and 257.801), section 224 as amended by 2013 PA 179 and section 801 as amended by 2017 PA 115.

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

Reps. Howrylak, Wittenberg, Chang, LaGrand, Gay-Dagnogo, Canfield, Lucido, Reilly, Hughes, Brann, Leutheuser, Robinson and Runestad introduced

**House Bill No. 4991, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 30 and 508 (MCL 206.30 and 206.508), section 30 as amended by 2015 PA 161 and section 508 as amended by 2011 PA 177.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

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Rep. Hertel moved that the House adjourn.  
The motion prevailed, the time being 3:35 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, September 20, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives