

No. 5
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
101st Legislature
REGULAR SESSION OF 2021

House Chamber, Lansing, Tuesday, February 2, 2021.

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.

Aiyash—present	Damoose—present	LaFave—present	Roth—present
Albert—present	Eisen—present	LaGrand—present	Sabo—present
Alexander—present	Ellison—present	Lasinski—present	Schroeder—present
Allor—present	Farrington—present	Liberati—present	Scott—present
Anthony—present	Filler—present	Lightner—present	Shannon—present
Beeler—present	Fink—present	Lilly—present	Slagh—present
Bellino—present	Frederick—present	Maddock—present	Sneller—present
Berman—present	Garza—present	Manoogian—present	Sowerby—present
Beson—present	Glenn—present	Marino—present	Steckloff—present
Bezotte—present	Green—present	Markkanen—present	Steenland—present
Bolden—present	Griffin—present	Martin—present	Stone—present
Bollin—present	Haadsma—present	Meerman—present	Tate—present
Borton—present	Hall—present	Morse—present	Thanedar—present
Brabec—present	Hammoud—present	Mueller—present	Tisdell—present
Brann—present	Hauck—present	Neeley—present	VanSingel—present
Breen—present	Hertel—present	O'Malley—present	VanWoerkom—present
Brixie—present	Hoitenga—present	O'Neal—present	Wakeman—present
Calley—present	Hood—present	Outman—present	Weiss—present
Cambensy—present	Hope—present	Paquette—present	Wendzel—present
Camilleri—present	Hornberger—present	Peterson—present	Wentworth—present
Carra—present	Howell—present	Pohutsky—present	Whiteford—present
Carter, B—present	Huizenga—present	Posthumus—present	Whitsett—present
Carter, T—present	Johnson, C—present	Puri—present	Witwer—present
Cavanagh—present	Johnson, S—present	Rabhi—present	Wozniak—present
Cherry—present	Jones—present	Reilly—present	Yancey—present
Clemente—present	Kahle—present	Rendon—present	Yaroch—present
Clements—present	Koleszar—present	Rogers—present	Young—present
Coleman—present	Kuppa—present		

e/d/s = entered during session

Rep. Abraham Aiyash, from the 4th District, offered the following invocation:

“BismaAllah Al-Rahman, Al-Raheem. In the name of God, the most compassionate, the most merciful.

All Praise is due to God, the Lord of the worlds. The most compassionate, the most merciful. Guide us to a path of justice and peace. A path in which we dignify one another’s humanity and praise the glory of Your bounty. Keep us on the path of those You have blessed before us, and not of those that have gone astray.

Lord, you are al-Hadi, the Guider. Guide us to pure convictions. Inspire in us the courage to act to match those convictions.

You are al-Mughni, The Fulfiller of Needs. Allow us to fulfill the needs of those who are vulnerable and suffer at the hands of injustice and oppression.

You are al-Mateen, The Ever Constant and Steadfast. Allow us to remain firm in our commitment to make the lives of all Michiganders better.

You are al Adl, the Most Just. Allow us to the commitment to seek justice, no matter who or for it is against.

You are al-Jami, the One Who unites. Allow us to work in that spirit and come together, unite, and do the work of the people.

You are Al-Waasi’ - the one Whose power, mercy, and generosity are boundless. Allow us to keep the hope, no matter the obstacles that lie ahead.

Guide the deliberations of our chamber to just decisions.

Let us not be overcome by the darkness of evil and division. Let us be the light that we seek from You.

We commit ourselves not to betray our prayers with actions that contradict them. May we honor one another, glorify you together. And inspire our state to be better.

Amen.”

Representative-elect Bolden appeared at the Clerk’s desk and took and subscribed the constitutional oath of office, which was administered by Gary L. Randall, Clerk of the House.

The Speaker called the Speaker Pro Tempore to the Chair.

Motions and Resolutions

Reps. Camilleri and Garza offered the following resolution:

House Resolution No. 24.

A resolution to urge the U.S. Congress, the U.S. Securities and Exchange Commission, and other federal financial regulators to investigate the management of hedge funds, insider trading, market manipulation, the exploitation of customer data, and methods of stock market trading.

Whereas, A fair, transparent, and efficient stock market is necessary to our economy. The stock market is important to entrepreneurship, the ability to raise capital, and economic growth; and

Whereas, When unscrupulous individuals and organizations try to distort the stock market for personal gain and engage in other underhanded or illegal schemes, they hurt people and the economy. For many years, abuses of the market through complicated and confusing machinations have grown. Corrupt and unethical parties have sought to enrich themselves at the expense of everyday Americans’ pocketbooks, retirement savings, and financial condition; and

Whereas, The federal government must be a bulwark to prevent, combat, and end abuses of the stock market and in equity trading. Federal regulators need to root out all illegal and improper activity. Congress needs to implement a statutory system that guarantees a well-functioning stock market; now, therefore, be it

Resolved by the House of Representatives, That we urge the U.S. Congress, the U.S. Securities and Exchange Commission, and other federal financial regulators to investigate the management of hedge funds, insider trading, market manipulation, the exploitation of customer data, and methods of stock market trading, including software applications and online brokers, associated fees, taxes required for trading, and any restrictions imposed on trading; 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, the members of the Michigan congressional delegation, the United States Secretary of the Treasury, and the commissioners of the United States Securities and Exchange Commission.

The resolution was referred to the Committee on Financial Services.



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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been reproduced and made available electronically on Thursday, January 28:

**House Bill Nos. 4051 4052 4053 4054 4055 4056 4057 4058 4059 4060 4061 4062 4063
4064 4065 4066 4067**

The Clerk announced that the following bills and joint resolution had been reproduced and made available electronically on Tuesday, February 2:

**Senate Bill Nos. 65 66 67 68 69 70 71 72 73 74 75 76 77
78 79 80 81 82 83 84 85 86 87 88 89 90
91 92 93 94 95 96**
Senate Joint Resolution D

Reports of Standing Committees

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bollin, Chair, of the Committee on Elections and Ethics, was received and read:

Meeting held on: Tuesday, February 2, 2021

Present: Reps. Bollin, Wendzel, Calley, Steven Johnson, Filler, Koleszar and Whitsett

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 2, 2021

Present: Reps. LaFave, Beeler, Eisen, Bezotte, Martin, Jones, Coleman, Rogers and Steenland

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 2, 2021

Present: Reps. Hornberger, Paquette, Green, Markkanen, O’Malley, Beeler, Damoose, Posthumus, Camilleri, Brenda Carter, Koleszar, Shannon and Stone

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 2, 2021

Present: Reps. Filler, Mueller, Steven Johnson, Kahle, Rendon, Berman, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope and Breen

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. O'Malley, Chair, of the Committee on Transportation, was received and read:

Meeting held on: Tuesday, February 2, 2021

Present: Reps. O'Malley, Eisen, Howell, Griffin, LaFave, Berman, Carra, Roth, Sneller, Clemente, Shannon, Liberati and Puri

Notices

Pursuant to Rule 41, the Speaker has made the following referral:

House Resolution No. 23 referred to the Committee on Oversight.

Introduction of Bills

Rep. Eisen introduced

House Bill No. 4068, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts," (MCL 691.1401 to 691.1419) by adding section 6b.

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

Reps. Sowerby, Brabec, Clemente, Sneller, Pohutsky, Steenland, Hood, Cherry, Shannon, Haadsma, Hope, Cavanagh, Young, Tyrone Carter, Stone, LaGrand, Ellison, Kuppa, Hertel, Weiss, Anthony, Thanedar, Camilleri, Aiyash, Koleszar, Brixie, Sabo, Cambensy, Manoogian, Brenda Carter, Peterson, O'Neal, Rabhi, Rogers, Witwer and Liberati introduced

House Bill No. 4069, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 105d (MCL 400.105d), as amended by 2018 PA 208.

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

Reps. Koleszar, Tate, Shannon, Tyrone Carter, Wozniak, Brann, Brenda Carter, Stone, Kuppa, Sabo, Steckloff, Breen, Puri, Bellino, Mueller, Yaroch, Hertel, Clements, Bezotte, Sowerby, Slagh, Weiss and Anthony introduced

House Bill No. 4070, entitled

A bill to amend 1996 PA 195, entitled "Police officer's and fire fighter's survivor tuition grant act," by amending section 3 (MCL 390.1243), as amended by 2012 PA 470.

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

Reps. Kahle and Calley introduced

House Bill No. 4071, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 136b (MCL 750.136b), as amended by 2020 PA 49.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Calley and Kahle introduced

House Bill No. 4072, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2020 PA 50.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Brenda Carter, O’Neal, Stone, Kuppa, Shannon, Thanedar, Wozniak, Brixie, Cambensy, Sneller, Koleszar, Sowerby, Brabec, Yancey, Morse, Cavanagh, Steckloff, Puri, Clemente, Tyrone Carter, Hope, Whitsett, Ellison, Pohutsky, Lasinski, Manooogian, Liberati, LaGrand, Camilleri, Hood, Weiss, Aiyash, Young, Rabhi, Jones and Cynthia Johnson introduced

House Bill No. 4073, entitled

A bill to amend 1939 PA 3, entitled “An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the powers and duties of certain state governmental officers and entities; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” (MCL 460.1 to 460.11) by adding section 9e.

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

Reps. Brann, Allor, Thanedar, Bellino, Glenn, Paquette, Peterson and Beson introduced

House Bill No. 4074, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1166b.

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

Reps. LaFave, Maddock, LaGrand, Markkanen, Bellino, Filler, Griffin, Whiteford, Paquette, Cynthia Johnson, Hood, O’Malley, Hammoud, Yaroch and Rendon introduced

House Bill No. 4075, entitled

A bill to amend 1956 PA 62, entitled “An act to authorize the director of the department of state police to promulgate a uniform traffic code; to authorize a city, township, or village to adopt the uniform traffic code by reference without publication in full; and to prescribe criminal penalties and civil sanctions for violation of the code,” by amending section 1 (MCL 257.951), as amended by 2006 PA 297.

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

Reps. LaFave, Maddock, LaGrand, Markkanen, Bellino, Filler, Griffin, Whiteford, Paquette, Cynthia Johnson, Hood, O’Malley, Hammoud, Yaroch and Rendon introduced

House Bill No. 4076, entitled

A bill to amend 1976 PA 220, entitled “Persons with disabilities civil rights act,” (MCL 37.1101 to 37.1607) by adding section 102a.

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

Reps. LaFave, Damoose, Maddock, Markkanen, Steven Johnson, O'Malley, Paquette, Outman and Beson introduced

House Bill No. 4077, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 21106 (MCL 324.21106).

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

Reps. LaFave, Maddock, Fink, Markkanen, Steven Johnson and Outman introduced

House Bill No. 4078, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40111 (MCL 324.40111), as amended by 2018 PA 272.

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

Reps. LaFave, Maddock, Steven Johnson, Markkanen and Outman introduced

House Bill No. 4079, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40111 (MCL 324.40111), as amended by 2018 PA 272.

The bill was read a first time by its title and referred to the Committee on Natural Resources and Outdoor Recreation.

Reps. LaFave, Damoose, Maddock, Markkanen, Paquette, Outman and Beson introduced

House Bill No. 4080, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40102, 40103, and 40114 (MCL 324.40102, 324.40103, and 324.40114), section 40102 as amended by 2015 PA 24, section 40103 as amended by 2016 PA 382, and section 40114 as amended by 2018 PA 390, and by adding section 40111d.

The bill was read a first time by its title and referred to the Committee on Natural Resources and Outdoor Recreation.

Reps. LaFave, Damoose and Markkanen introduced

House Bill No. 4081, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 2 (MCL 207.772), as amended by 2020 PA 3.

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

Reps. Frederick, Albert, VanWoerkom, Beson, Hall, Huizenga and O'Malley introduced

House Bill No. 4082, entitled

A bill to amend 1921 PA 2, entitled "An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred," by amending section 3 (MCL 17.3), as amended by 2019 PA 161.

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

Reps. Cynthia Johnson, Aiyash, Tyrone Carter, Brixie, Thanedar, Stone, Hammoud, Scott, Cavanagh, Young, Sowerby, Rabhi, Whitsett, Brabec, Hood, Weiss and Jones introduced

House Bill No. 4083, entitled

A bill to prohibit certain inquiries and requests for disclosures during the hiring process; to provide for the powers and duties of certain state officers and entities; to provide for the promulgation of rules; to make appropriations for the implementation of this act; and to prescribe civil sanctions.

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

Reps. Cynthia Johnson, Coleman, Hood, Aiyash, Tyrone Carter, Thanedar, Hammoud, Scott, Stone, Young, Kuppa, Sowerby, Weiss, Cavanagh, Rabhi, Whitsett, Brabec and Jones introduced

House Bill No. 4084, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 8905a (MCL 324.8905a), as amended by 2014 PA 549.

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

Reps. Cynthia Johnson, Tyrone Carter and Jones introduced

House Bill No. 4085, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” (MCL 205.91 to 205.111) by adding section 4ii.

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

Reps. Cynthia Johnson, Tyrone Carter and Jones introduced

House Bill No. 4086, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” (MCL 205.51 to 205.78) by adding section 4ii.

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

Reps. Yaroch, Roth, O’Malley, Wozniak, Bezotte and Stone introduced

House Bill No. 4087, entitled

A bill to amend 1976 PA 390, entitled “Emergency management act,” (MCL 30.401 to 30.421) by adding section 7b.

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

Reps. Borton, Roth, LaFave, Allor, Markkanen, Hoitenga, Beson, O’Malley, Martin, Bezotte, Carra, Damoose, Clements, Whiteford, LaGrand, Maddock, Paquette, Filler, Fink, Outman, Beeler, Cambensy, Breen, Green, Calley, Meerman, Shannon, Lightner, Hall, Steven Johnson, Mueller, Bollin and Wozniak introduced

House Bill No. 4088, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40111a (MCL 324.40111a), as amended by 2015 PA 265.

The bill was read a first time by its title and referred to the Committee on Natural Resources and Outdoor Recreation.

Announcements by the Clerk

January 28, 2021

Received from the Auditor General a copy of the:

- Performance audit report on the Flint Emergency Expenditures, State of Michigan (000-2020-21), January 2021.

January 28, 2021

Received from the Auditor General a copy of the:

- Performance audit report on the Bridge Inspection Program and MiBRIDGE System, Michigan Department of Transportation (591-0169-19), January 2021.

Gary L. Randall
Clerk of the House

Rep. Witwer moved that the House adjourn.
The motion prevailed, the time being 3:15 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, February 3, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives