

No. 6
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House Chamber, Lansing, Tuesday, January 24, 2023.

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	Dievendorf—present	Markkanen—present	Schriver—present
Alexander—present	Edwards—present	Martin—present	Schuette—present
Andrews—present	Farhat—present	Martus—present	Scott—present
Aragona—present	Filler—present	McFall—present	Shannon—present
Arbit—present	Fink—present	McKinney—present	Skaggs—present
Beeler—present	Fitzgerald—present	Meerman—present	Slagh—present
BeGole—present	Fox—present	Mentzer—present	Smit—present
Beson—present	Friske—present	Miller—present	Snyder—present
Bezotte—present	Glanville—present	Morgan—present	St. Germaine—present
Bierlein—present	Grant—present	Morse—present	Steckloff—present
Bollin—present	Green, P.—present	Mueller—present	Steele—present
Borton—present	Greene, J.—present	Neeley—present	Stone—present
Brabec—present	Haadsma—present	Neyer—present	Tate—present
Breen—present	Hall—present	O’Neal—present	Thompson—present
Brixie—present	Harris—present	Outman—present	Tisdell—present
Bruck—excused	Hill—present	Paiz—present	Tsernoglou—present
Byrnes—present	Hoadley—present	Paquette—present	VanderWall—present
Carra—present	Hood—present	Pohutsky—present	VanWoerkom—present
Carter, B.—present	Hope—present	Posthumus—present	Wegela—present
Carter, T.—present	Hoskins—present	Prestin—present	Weiss—present
Cavitt—present	Johnsen—present	Price—present	Wendzel—present
Churches—present	Koleszar—present	Puri—present	Whitsett—present
Coffia—present	Kuhn—present	Rheingans—present	Wilson—present
Coleman—present	Kunse—present	Rigas—present	Witwer—present
Conlin—present	Liberati—present	Rogers—present	Wozniak—present
DeBoer—present	Lightner—excused	Roth—present	Young—present
DeBoyer—present	MacDonell—present	Schmaltz—present	Zorn—present
DeSana—present	Maddock—present		

e/d/s = entered during session

Rep. Noah Arbit, from the 20th District, offered the following invocation:

“Growing up in West Bloomfield, I was steeped in the teachings of my Jewish faith and heritage. Judaism holds that each of us is created B’tzelem Elohim, in the image of G-d.

Each of us comes to this House from a different walk of life. And as we seek to advocate for the needs, concerns, and interests of each of our 110 districts with faith and fidelity, let us consider that each of us is created B’tzelem Elohim.

And whether you share my faith, another faith, or none at all, we all know, that we have been blessed with a remarkable opportunity to shape the destiny of this great state that we love. To fix what is broken, to heal what is wounded.

So every day, let us work relentlessly to see that divine spark within each of us in this Chamber - a spark, which animates our call to serve our fellow Michiganders.

Let us work side-by-side to cultivate collaboration over conflict, healing over hate, dialogue over division, bridges over walls, and yes, people over politics.

I know that nice words alone cannot heal the divisions that exist within this House. But deliberate, intentional work can.

Perhaps then, we can finally work to build a Michigan where every child is raised believing that there are no constraints, no limits on what they can achieve.

A Michigan where every person has a chance to thrive, no matter where you come from, the color of your skin, the ZIP code of your home, how you worship, or who you love!

Whether you believe in one G-d, many gods, or none at all, may this be our destiny in this House, the People’s House.

And together we say: Amen.”

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Posthumus moved that Reps. Lightner and Bruck be excused from today’s session. The motion prevailed.

Motions and Resolutions

Reps. Jaime Greene, St. Germaine, Bierlein, Kunse, DeBoer, Schuette, Markkanen, BeGole, Tisdell, Kuhn, Prestin, Beson, Cavitt, Posthumus, Alexander, Steele, Bollin, DeBoyer, Maddock, Johnsen, Bezotte, Paquette, Slagh, Wozniak, Schriver, Phil Green, Meerman, Rigas, DeSana, Hall, Borton, Zorn, Smit, Neyer, Lightner, Thompson, Fink, Harris, Fox and Filler offered the following resolution:

House Resolution No. 20.

A resolution to declare January 22-28, 2023, as School Choice Week in the state of Michigan.

Whereas, All children in Michigan should have the right to the highest quality schools possible; and

Whereas, Citizens across Michigan agree that improving the quality of education and expanding access to highly-effective schools should be issues of importance to our state’s leaders; and

Whereas, Michigan recognizes the critical role that an effective and accountable system of education plays in preparing all children to be successful in a global economy; and

Whereas, There are a multitude of high-quality public schools, public charter schools, home schools, and nonpublic schools in the state of Michigan; and

Whereas, Michigan has many outstanding teaching professionals across the state who are committed to educating children; and

Whereas, The vital cause of education reform is one that transcends ideology and political party affiliation; and

Whereas, Research in Michigan and across the nation demonstrates conclusively that providing parents with multiple schooling options improves academic performance; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare January 22-28, 2023, as School Choice Week in the state of Michigan. We call this observance to the attention of all our citizens; and be it further

Resolved, That a copy of this resolution be transmitted to the National School Choice Week organization with our highest esteem.

The resolution was referred to the Committee on Education.

THIS RESOLUTION IS OFFERED TO COMPLY WITH ARTICLE XI, SECTION 5 OF THE *CONSTITUTION OF THE STATE OF MICHIGAN OF 1963*.

Reps. Brixie and Witwer offered the following concurrent resolution:

House Concurrent Resolution No. 1.

A concurrent resolution to waive the legislative notice requirement for increases in rates of compensation for certain employees in the state classified service.

Whereas, The *Constitution of the State of Michigan of 1963* provides in Article XI, Section 5:

Increases in rates of compensation authorized by the commission may be effective only at the start of a fiscal year and shall require prior notice to the governor, who shall transmit such increases to the legislature as part of his budget. The legislature may, by a majority vote of the members elected to and serving in each house, waive the notice and permit increases in rates of compensation to be effective at a time other than the start of a fiscal year.

; and

Whereas, Agreements were reached between the state and the Michigan Corrections Organization, AFSCME Council 25, the Michigan State Employees Association, the Service Employees International Union Local 517M Scientific and Engineering Unit, the Service Employees International Union Local 517M Technical Unit, the UAW International and its Local 6000 to increase rates of compensation for exclusively represented positions in certain classifications; and

Whereas, On July 25 and December 19, 2022, the Civil Service Commission approved the agreements, and also approved increases in the rates of compensation for non-exclusively represented positions in certain classifications, past the time when the Governor could transmit the increases as part of the budget; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That, pursuant to Article XI, Section 5 of the *Constitution of the State of Michigan of 1963*, the Michigan Legislature waives the prior notice requirement to permit increases in rates of compensation as described in the approved agreements between the state and exclusive representatives for exclusively represented positions, and as approved by the Civil Service Commission for non-exclusively represented positions; and be it further

Resolved, That copies of this resolution be transmitted to the Civil Service Commission.

The concurrent resolution was referred to the Committee on Appropriations.

Rep. Aiyash moved that Rule 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

Point of Order

Rep. Posthumus requested a ruling of the Chair on how many members it takes to suspend the rules. The Chair ruled it takes 3/5 of the members present voting.

Rep. Posthumus moved to reconsider the vote by which the House suspended the rules.

The question being on the motion made by Rep. Posthumus,

Rep. Posthumus demanded the yeas and nays.

The demand was not supported.

The question being on the motion made by Rep. Posthumus,

The motion did not prevail, a majority of the members present not voting therefor.

Rep. Aiyash moved that the Committee on Appropriations be discharged from further consideration of **Senate Bill No. 7**.

The motion prevailed, a majority of the members serving voting therefor.
The bill was placed on the order of Second Reading of Bills.

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 19:

House Bill Nos.	4033	4034	4035	4036	4037	4038
Senate Bill Nos.	30	31	32	33	34	35 36

Reports of Standing Committees

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Koleszar, Chair, of the Committee on Education, was received and read:
Meeting held on: Tuesday, January 24, 2023
Present: Reps. Koleszar, Churches, Shannon, Stone, Weiss, Glanville, Conlin, Edwards, Wegela, Greene, Markkanen, Wendzel and Johnsen
Absent: Rep. Paquette
Excused: Rep. Paquette

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Shannon, Chair, of the Committee on Transportation, Mobility and Infrastructure, was received and read:
Meeting held on: Tuesday, January 24, 2023
Present: Reps. Shannon, MacDonell, Coleman, Conlin, Farhat, Fitzgerald, Hoskins, Miller, Outman, Roth, Bruck, Kunse and St. Germaine

Introduction of Bills

Reps. Outman, Tisdell, Cavitt, Hall and Schuette introduced

House Bill No. 4039, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending sections 1 and 25 (MCL 205.51 and 205.75), section 1 as amended by 2018 PA 2 and section 25 as amended by 2021 PA 108.

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

Reps. Tisdell, Outman, Hall and Schuette introduced

House Bill No. 4040, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2 and 21 (MCL 205.92 and 205.111), section 2 as amended by 2018 PA 1 and section 21 as amended by 2021 PA 109.

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

Reps. Steele, Kuhn, Aragona, Greene, Schuette and Beson introduced

House Bill No. 4041, entitled

A bill to amend 1973 PA 196, entitled "An act to prescribe standards of conduct for public officers and employees; to create a state board of ethics and prescribe its powers and duties; and to prescribe remedies and penalties," by amending section 2 (MCL 15.342), as amended by 1984 PA 53.

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

Reps. Prestin and Markkanen introduced

House Bill No. 4042, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2023; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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

Reps. Schuette, Meerman and Fink introduced

House Bill No. 4043, entitled

A bill to establish a learning loss recovery grant program; to establish a learning loss recovery fund; to provide for certain grants; to prescribe conditions for the use of grant funds; to prescribe for the use of money in the learning loss recovery fund; to provide for the administration of the learning loss recovery grant program; to provide for the administration of the learning loss recovery fund; to prescribe certain powers and duties of certain state officers, agencies, and departments; and to make appropriations to the learning loss recovery fund.

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

By unanimous consent the House returned to the order of

Second Reading of Bills

Senate Bill No. 7, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies and the legislative branch for the fiscal years ending September 30, 2022 and September 30, 2023; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The bill was read a second time.

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

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

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

The motion prevailed.

Rep. Aiyash moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 7, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies and the legislative branch for the fiscal years ending September 30, 2022 and September 30, 2023; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

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

Roll Call No. 4

Yeas—56

Aiyash	Edwards	McFall	Scott
Andrews	Farhat	McKinney	Shannon
Arbit	Fitzgerald	Mentzer	Skaggs
Brabec	Glanville	Miller	Snyder
Breen	Grant	Morgan	Steckloff
Brixie	Haadsma	Morse	Stone
Byrnes	Hill	Neeley	Tate
Carter, B.	Hood	O'Neal	Tsernoglou
Carter, T.	Hope	Paiz	Wegela
Churches	Hoskins	Pohutsky	Weiss
Coffia	Koleszar	Price	Whitsett

Coleman	Liberati	Puri	Wilson
Conlin	MacDonell	Rheingans	Witwer
Dievendorf	Martus	Rogers	Young

Nays—52

Alexander	DeSana	Maddock	Schriver
Aragona	Filler	Markkanen	Schuette
Beeler	Fink	Martin	Slagh
BeGole	Fox	Meerman	Smit
Beson	Friske	Mueller	St. Germaine
Bezotte	Green, P.	Neyer	Steele
Bierlein	Greene, J.	Outman	Thompson
Bollin	Hall	Paquette	Tisdell
Borton	Harris	Posthumus	VanderWall
Carra	Hoadley	Prestin	VanWoerkom
Cavitt	Johnsen	Rigas	Wendzel
DeBoer	Kuhn	Roth	Wozniak
DeBoyer	Kunse	Schmaltz	Zorn

In The Chair: Pohutsky

The question being on agreeing to the title of the bill,
Rep. Aiyash moved to amend the title to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2022 and September 30, 2023; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The motion prevailed.

The House agreed to the title as amended.

Rep. Aiyash 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

Motions and Resolutions

Rep. Aiyash moved that when the House adjourns today it stand adjourned until Wednesday, January 25, at 6:00 p.m.

The motion prevailed.

Rep. Wilson moved that the House adjourn.
The motion prevailed, the time being 8:40 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, January 25, at 6:00 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives