

No. 39
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102nd Legislature
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House Chamber, Lansing, Wednesday, May 3, 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.—excused	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—present	Roth—present	Young—present
DeBoyer—present	MacDonell—present	Schmaltz—present	Zorn—present
DeSana—present	Maddock—present		

e/d/s = entered during session

Rep. Sharon MacDonell, from the 56th District, offered the following invocation:

“As we gather to commence today’s session, let us take a moment to reflect on the importance of our shared responsibilities and the gravity of the decisions we make on behalf of our constituents.

May we approach this session with an open mind and a commitment to serve the people of this state with integrity, empathy, understanding, and compassion. Let us put aside personal interests and work together towards the greater good of all our citizens.

As we begin this session, let us be mindful of the diverse beliefs and values held by our constituents. Let us uphold the principles of democracy, equality, and justice for all, regardless of ethnicity, religion, gender, or socio-economic status.

May we be guided by reason and evidence, and may we listen especially closely, to the voices of those who may be marginalized or underrepresented. Let us strive to create policies that promote the well-being and prosperity of all citizens and future generations.

In this spirit of kindness, cooperation, and mutual respect, let us begin our session with a shared commitment to work towards a brighter future for all.”



The Speaker called the Speaker Pro Tempore to the Chair.



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

Third Reading of Bills

House Bill No. 4238, entitled

A bill to make, supplement, and adjust appropriations for certain capital outlay projects for the fiscal year ending September 30, 2023; to provide for expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

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

Roll Call No. 76

Yeas—95

Aiyash	DeSana	Martin	Shannon
Alexander	Dievendorf	Martus	Skaggs
Andrews	Edwards	McFall	Slagh
Arbit	Farhat	McKinney	Snyder
Beeler	Filler	Mentzer	St. Germaine
BeGole	Fitzgerald	Miller	Steckloff
Beson	Glanville	Morgan	Steele
Bezotte	Grant	Morse	Stone
Bierlein	Green, P.	Mueller	Tate
Bollin	Haadsma	Neeley	Thompson
Borton	Hall	Neyer	Tisdell
Brabec	Harris	O’Neal	Tsernoglou
Breen	Hill	Paiz	VanderWall
Brixie	Hoadley	Paquette	VanWoerkom
Byrnes	Hood	Pohutsky	Wegela

Carter, B.	Hope	Prestin	Weiss
Carter, T.	Hoskins	Price	Wendzel
Cavitt	Koleszar	Puri	Whitsett
Churches	Kuhn	Rheingans	Wilson
Coffia	Kunse	Rogers	Witwer
Coleman	Liberati	Roth	Wozniak
Conlin	Lightner	Schmaltz	Young
DeBoer	MacDonell	Schuette	Zorn
DeBoyer	Markkanen	Scott	

Nays—13

Aragona	Friske	Meerman	Rigas
Carra	Johnsen	Outman	Schriver
Fink	Maddock	Posthumus	Smit
Fox			

In The Chair: Pohutsky

The House agreed to the title of the bill.
 Rep. Aiyash moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

Senate Bill No. 147, entitled

A bill to amend 1976 PA 453, entitled “Elliott-Larsen civil rights act,” by amending sections 201 and 202 (MCL 37.2201 and 37.2202), section 201 as amended by 1980 PA 202 and section 202 as amended by 2009 PA 190.

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

Roll Call No. 77

Yeas—57

Aiyash	Edwards	McFall	Scott
Andrews	Farhat	McKinney	Shannon
Arbit	Fitzgerald	Mentzer	Skaggs
Bollin	Glanville	Miller	Snyder
Brabec	Grant	Morgan	Steckloff
Breen	Haadsma	Morse	Stone
Brixie	Hill	Neeley	Tate
Bymes	Hood	O’Neal	Tsernoglou
Carter, B.	Hope	Paiz	Wegela
Carter, T.	Hoskins	Pohutsky	Weiss
Churches	Koleszar	Price	Whitsett
Coffia	Liberati	Puri	Wilson
Coleman	MacDonell	Rheingans	Witwer
Conlin	Martus	Rogers	Young
Dievendorf			

Nays—51

Alexander	Filler	Markkanen	Schuette
Aragona	Fink	Martin	Slagh

Beeler	Fox	Meerman	Smit
BeGole	Friske	Mueller	St. Germaine
Beson	Green, P.	Neyer	Steele
Bezotte	Hall	Outman	Thompson
Bierlein	Harris	Paquette	Tisdell
Borton	Hoadley	Posthumus	VanderWall
Carra	Johnsen	Prestin	VanWoerkom
Cavitt	Kuhn	Rigas	Wendzel
DeBoer	Kunse	Roth	Wozniak
DeBoyer	Lightner	Schmaltz	Zorn
DeSana	Maddock	Schrivver	

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 amend 1976 PA 453, entitled “An act to define civil rights; to prohibit discriminatory practices, policies, and customs in the exercise of those rights based upon religion, race, color, national origin, age, sex, height, weight, familial status, or marital status; to preserve the confidentiality of records regarding arrest, detention, or other disposition in which a conviction does not result; to prescribe the powers and duties of the civil rights commission and the department of civil rights; to provide remedies and penalties; to provide for fees; and to repeal certain acts and parts of acts.” by amending sections 201 and 202 (MCL 37.2201 and 37.2202), section 201 as amended by 1980 PA 202 and section 202 as amended by 2023 PA 6.

The motion prevailed.

The House agreed to the title as amended.

Rep. Aiyash moved to reconsider the vote by which the House passed the bill.

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 78

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	Schrivver
Aragona	Filler	Markkanen	Schuette

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

In The Chair: Pohutsky

Rep. Aiyash moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4084, entitled

A bill to amend 2014 PA 92, entitled “State essential services assessment act,” (MCL 211.1051 to 211.1061) by adding section 7a.

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

Roll Call No. 79

Yeas—94

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

Nays—14

Beeler	Fink	Maddock	Prestin
Carra	Fox	Markkanen	Schriver

DeBoyer
DeSana

Friske
Hall

Posthumus

Smit

In The Chair: Pohutsky

The House agreed to the title of the bill.
Rep. Aiyash moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the House returned to the order of
Motions and Resolutions

By unanimous consent the House considered **House Resolution No. 100** out of numerical order.

Reps. Johnsen, Fox, Alexander, Neyer, Kunse, Schmaltz, Zorn, BeGole, Bezotte, Cavitt, Markkanen, Outman, Bierlein, Roth, Slagh, McKinney, Young, Brenda Carter, VanderWall, Whitsett, Breen, Haadsma and Schuette offered the following resolution:

House Resolution No. 100.

A resolution to declare May 4, 2023, as a Day of Prayer in the state of Michigan.

Whereas, The Constitution of the State of Michigan of 1963 states that the constitution was written in gratefulness to “Almighty God for the blessings of freedom;” and

Whereas, The tradition of recognizing days of prayer and fasting has been part of American heritage since it was first observed by the Continental Congress and our nation’s founders; and

Whereas, The observance of the National Day of Prayer will be held May 4th, 2023, as recognized by both the United States Senate and the United States House of Representatives; and

Whereas, Leaders of our state and our nation have turned to prayer throughout the entirety of American history; and

Whereas, Each chamber in the Michigan Legislature begins every session day with prayer; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 4, 2023, as a Day of Prayer in the state of Michigan. We encourage each Michigander to pray in his and her own manner, seeking God’s blessings on our families and elected officials for personal renewal, moral awakening, and unity in our state; and be it further

Resolved, That we urge all Michiganders to join in observing this day with activities, ceremonies, and programs.

The question being on the adoption of the resolution,

Rep. Johnsen moved to substitute (H-1) the resolution as follows:

Substitute for House Resolution No. 100.

A resolution to declare May 4, 2023, as a Day of Prayer in the state of Michigan.

Whereas, In keeping with the spirit of the Constitution of the State of Michigan of 1963, which states, “We, the people of the State of Michigan, grateful to Almighty God for the blessings of freedom, and earnestly desiring to secure these blessings undiminished to ourselves and our posterity, do ordain and establish this constitution;” and

Whereas, The tradition of recognizing days of prayer and fasting has been part of American heritage since it was first observed by the Continental Congress and our nation’s founders; and

Whereas, The observance of the National Day of Prayer will be held May 4th, 2023, as recognized by both the United States Senate and the United States House of Representatives; and

Whereas, Leaders of our state and our nation have turned to prayer throughout the entirety of American history; and

Whereas, Each chamber in the Michigan Legislature begins every session day with prayer; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 4, 2023, as a Day of Prayer in the state of Michigan. We encourage each Michigander to pray in their own manner, seeking God’s blessings on our families and elected officials for personal renewal, moral awakening, and unity in our state; and be it further

Resolved, That we urge all Michiganders to join in observing this day with activities, ceremonies, and programs.

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

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent the House considered **House Resolution No. 101** out of numerical order.

Reps. Arbit, Steckloff, Breen, Churches, Glanville, Haadsma, Hope, Hoskins, Morse, Rheingans, Schuette, Weiss and Witwer offered the following resolution:

House Resolution No. 101.

A resolution to declare May 2023 as Jewish American Heritage Month in the state of Michigan.

Whereas, May is celebrated as Jewish American Heritage Month, providing an opportunity to celebrate the rich history, culture, and contributions of American Jews to the United States and the state of Michigan; and

Whereas, Jewish presence in Michigan dates back over 250 years, to 1761, when Ezekiel Solomon settled in Fort Michilimackinac, now Mackinaw City; and

Whereas, Michigan is home to a vibrant Jewish community nearly 100,000 strong that has grown and flourished across the state, with significant Jewish presence in the Metro Detroit communities of West Bloomfield, Farmington Hills, Oak Park, Huntington Woods, Southfield, Franklin, Bloomfield Hills, Birmingham, Commerce, Ann Arbor, and other communities; and

Whereas, Michigan's Jewish community has been instrumental in promoting economic growth and development, fostering education and philanthropy, and supporting social justice and civil rights causes; and

Whereas, Jews have made unique and substantial contributions to civics, government, and leadership of the United States and Michigan, including prominent figures such as Supreme Court Justices Louis Brandeis and Ruth Bader Ginsburg, U.S. Senator Carl Levin, Senate Majority Leader Chuck Schumer, Michigan Attorney General Dana Nessel; U.S. Representative Elissa Slotkin; Judge Avern Cohn; and

Whereas, Jews have made unique and substantial contributions to movements for justice and civil rights, including Gloria Steinem, Harvey Milk, Samuel Gompers, Bella Abzug, Rabbi Abraham Joseph Heschel, and countless others; and

Whereas, Jews have made substantial contributions to economic development, business, and philanthropy in Michigan and across the United States, including leaders in the Detroit Jewish community David Hermelin, Max Fisher, William Davidson, and Gary Torgow; and

Whereas, Jews have made invaluable contributions to the arts, culture, sports, and entertainment in America, with notable figures such as Gilda Radner, Hank Greenberg, Joan Rivers, Stephen Sondheim, Stan Lee, Barbra Streisand, Steven Spielberg, among countless others; and

Whereas, Jews have played a vital role in building America's engine of innovation in the fields of science, technology, medicine, and fashion, with pioneers such as Albert Einstein, Larry Page, Carl Sagan, Levi Strauss, Hedy Lamarr, and Ruth Handler; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 2023 as Jewish American Heritage Month in the state of Michigan. We celebrate the countless groundbreaking, unique, and significant contributions of American Jews, which have had a profound impact in shaping the development and character of our state and country.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Bollin, Alexander, Bezotte, Breen, Glanville, Haadsma, Hope, Rheingans, Schuette, Weiss and Witwer offered the following resolution:

House Resolution No. 99.

A resolution to declare April 30-May 6, 2023, as Professional Municipal Clerks Week in the state of Michigan.

Whereas, There are professional municipal clerks serving towns, townships, villages, boroughs, and counties throughout Michigan, the United States, Canada, and thirteen other countries; and

Whereas, Professional Municipal Clerks Week was first declared in 1984 when President Ronald Reagan signed a proclamation dedicating the first full week of May as a time to recognize the essential role municipal clerks play in local government; and

Whereas, The office of the municipal clerk, is a long-established and essential unit of local government which exists throughout many nations throughout the world; and

Whereas, The office of the municipal clerk is the longest serving profession among public servants; and

Whereas, It provides the professional and accessible link between citizenry, local governing bodies, and government agencies; and

Whereas, The municipal clerk serves as the information center on functions of local government units and the wider community; and

Whereas, Municipal clerks have pledged to be ever mindful of their neutrality and impartiality, rendering service to all; and

Whereas, Municipal clerks continually strive to improve the administration of the affairs of the office of the municipal clerk through participation in education programs, seminars, workshops, and the annual meetings of their state, province, county, and international professional organizations; and

Whereas, The municipal clerk maintains and oversees the integrity of local, state, and national elections within the community ensuring that all residents have the opportunity to vote and that their vote will count; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 30-May 6, 2023, as Professional Municipal Clerks Week in the state of Michigan. We proclaim this week in recognition of the contributions of the office of the municipal clerk in the state of Michigan; and be it further

Resolved, That we extend our deepest appreciation to our municipal clerks for the vital services they perform and the exemplary dedication to the communities they serve.

The question being on the adoption of the resolution,

The resolution was adopted.

Rep. Aiyash 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 Tuesday, May 2:

House Bill Nos. 4494 4495 4496 4497 4498 4499
Senate Bill Nos. 308 309 310 311 312 313 314 315 316 317

The Clerk announced that the following Senate bills had been received on Wednesday, May 3:

Senate Bill Nos. 127 128 236

Messages from the Senate

House Bill No. 4166, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 392, 502, 503, 507, 522, 528, 552, and 561 (MCL 380.392, 380.502, 380.503, 380.507, 380.522, 380.528, 380.552, and 380.561), as amended by 2018 PA 601; and to repeal acts and parts of acts.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Senate Bill No. 127, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.847) by adding section 261.

The Senate has passed the bill.

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

Senate Bill No. 128, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.847) by adding section 260.

The Senate has passed the bill.

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

Senate Bill No. 236, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520a (MCL 750.520a), as amended by 2014 PA 64.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Wozniak, Kunse, St. Germaine, DeSana, Rogers and Zorn introduced

House Bill No. 4500, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 1201b.

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

Reps. Bollin, Rigas, Maddock, BeGole, Cavitt, Aragona, Hoadley, DeSana and VanderWall introduced

House Bill No. 4501, entitled

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; to prescribe means of enforcement and penalties for the violation of the provisions of this act; and to make appropriations," by amending section 15 (MCL 423.215), as amended by 2023 PA 9.

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

Reps. Bollin, DeSana, Rigas, Posthumus, Roth, Lightner, Smit and VanderWall introduced

House Bill No. 4502, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 735 (MCL 168.735), as amended by 2004 PA 92, and by adding section 730b.

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

Reps. Bollin, DeSana, Rigas, Posthumus, Roth, Lightner, Smit and VanderWall introduced

House Bill No. 4503, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 31, 683, and 730 (MCL 168.31, 168.683, and 168.730), section 31 as amended by 2012 PA 271, section 683 as amended by 2018 PA 120, and section 730 as amended by 1995 PA 261, and by adding section 730a.

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

Rep. Rigas moved that the House adjourn.

The motion prevailed, the time being 2:45 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, May 4, at 12:00 Noon.

RICHARD J. BROWN
Clerk of the House of Representatives

