

No. 46
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House of Representatives
102nd Legislature
REGULAR SESSION OF 2023

House Chamber, Lansing, Thursday, May 18, 2023.

12:00 Noon.

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—excused
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
Bynes—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—excused
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. Mike Hoadley, from the 99th District, offered the following invocation:

“Let us pray to the Lord our God. He is mighty to save, and He has done great things. You, Jesus, are Lord and there is none like You. From age to age You stand. You are the light of the world and in the beginning You were. You are the bread of life and death could not hold You; You rose victorious holding the keys of life and death on the third day. You are the image of the invisible God, the firstborn of all creation. For by You all things were created, in Heaven and on Earth, visible and invisible, whether thrones or dominions or rulers or authorities – all things were created through You and for You.

Lord, bestow in us a daily reminder that as we enter this chamber before time began Your sovereign hand placed us here to act out Your will and represent our constituents with integrity. We would do well to remember this. You alone know our hearts, therefore, search in us any malice, self-ambition, or vain conceit, so that by a clean conscious we may do what is best for those back home from and every corner of our great state.

We thank You Jesus for the blessings of Liberty and Freedom that we have come to enjoy in our wonderful nation and state. Instill in us a daily reminder to ask that, by Your good will, we don’t stray from Your straight and perfect commands and take advantage of Your kindness and generosity. Be present, God of Wisdom, and direct the council of this assembly. Enable us to settle things on the surest foundation; that order and harmony and peace may be established in our state so that truth and justice, and health and wealth flourish among the masses. All these things we ask in the name and through the merits of Jesus Christ, our Lord and Savior.

Amen.”

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Aiyash moved that Reps. Bruck, Steele and Whitsett be excused from today’s session. The motion prevailed.

Reports of Standing Committees

The Committee on Health Policy, by Rep. Rogers, Chair, reported

House Bill No. 4071, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding section 3406z.

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. Rogers, Brenda Carter, Haadisma, Neeley, Glanville, Coffia, Conlin, Farhat, Fitzgerald, Miller, Rheingans, Mueller, Roth and Schmaltz

Nays: Reps. VanderWall, Filler and VanWoerkom

The Committee on Health Policy, by Rep. Rogers, Chair, reported

House Bill No. 4495, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending sections 105d and 106 (MCL 400.105d and 400.106), section 105d as amended by 2018 PA 208 and section 106 as amended by 2018 PA 511; and to repeal acts and parts of acts.

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. Rogers, Brenda Carter, Haadsma, Neeley, Glanville, Coffia, Conlin, Farhat, Fitzgerald, Miller, Rheingans and Filler

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 18, 2023

Present: Reps. Rogers, Brenda Carter, Haadsma, Neeley, Glanville, Coffia, Conlin, Farhat, Fitzgerald, Miller, Rheingans, VanderWall, Filler, Mueller, VanWoerkom, Roth, Schmaltz and Thompson

Absent: Rep. Whitsett

Excused: Rep. Whitsett

Second Reading of Bills

House Bill No. 4176, entitled

A bill to amend 1978 PA 390, entitled "An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts," by amending section 8 (MCL 408.478).

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Judiciary,

The substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. Tyrone Carter moved to substitute (H-4) the bill.

The motion prevailed and the substitute (H-4) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Senate Bill No. 32, entitled

A bill to amend 1978 PA 390, entitled "An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts," by amending section 8 (MCL 408.478).

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

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

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

The motion prevailed and the substitute (H-2) 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.

House Bill No. 4438, entitled

A bill to amend 1969 PA 312, entitled "An act to provide for compulsory arbitration of labor disputes in municipal police and fire departments; to define such public departments; to provide for the selection of members of arbitration panels; to prescribe the procedures and authority thereof; and to provide for the enforcement and review of awards thereof," by amending section 2 (MCL 423.232), as amended by 2011 PA 116.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4439, entitled

A bill to amend 1969 PA 312, entitled “An act to provide for compulsory arbitration of labor disputes in municipal police and fire departments; to define such public departments; to provide for the selection of members of arbitration panels; to prescribe the procedures and authority thereof; and to provide for the enforcement and review of awards thereof,” by amending sections 5 and 7a (MCL 423.235 and 423.237a), section 5 as amended by 2011 PA 116.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4071, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding section 3406z.

The bill was read a second time.

Rep. Steckloff 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

Motions and Resolutions

Rep. Neyer offered the following resolution:

House Resolution No. 112.

A resolution to urge the Michigan State University Board of Trustees to include a representative from Michigan’s agricultural community on the Presidential Search Committee.

Whereas, Michigan’s agricultural sector is one of the top economic engines and job creators in the state of Michigan. Agriculture is one of the fastest growing sectors in the Michigan economy; and

Whereas, Michigan State University was founded as an agricultural college and continues to be an important driver for agriculture research and innovation in this state. Michigan State University’s agriculture and agriculture operations programs are ranked number one in the state, and Michigan State University was ranked as one of the top ten agriculture and forestry colleges worldwide in 2021; and

Whereas, The selection of Michigan State University’s next president will have profound implications on the future of Michigan’s agricultural sector, yet there is no direct representation of Michigan’s agricultural community on the university’s Presidential Search Committee. It is imperative that the voices of Michigan’s agricultural sector be represented on the search committee; and

Whereas, This grievous oversight must be corrected to add representation from Michigan’s agricultural community on the Michigan State University Presidential Search Committee. America’s pioneer land grant university, whose original mission was to teach agriculture, deserves no less; now, therefore, be it

Resolved by the House of Representatives, That we urge the Michigan State University Board of Trustees to include a representative from Michigan’s agricultural community on the Presidential Search Committee; and be it further

Resolved, That copies of this resolution be transmitted to the members of Michigan State University’s Board of Trustees.

The resolution was referred to the Committee on Government Operations.

Third Reading of Bills

Rep. Aiyash moved that **House Bill No. 4176** be placed on its immediate passage.

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

House Bill No. 4176, entitled

A bill to amend 1978 PA 390, entitled “An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of

disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts,” by amending section 8 (MCL 408.478).

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

Roll Call No. 117

Yeas—103

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

Nays—4

Carra	Friske	Maddock	Schrivver
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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.

Rep. Aiyash moved that **Senate Bill No. 32** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

Senate Bill No. 32, entitled

A bill to amend 1978 PA 390, entitled “An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts,” by amending section 8 (MCL 408.478).

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

Roll Call No. 118**Yeas—103**

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

Nays—4

Carra	Friske	Maddock	Schriver
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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.

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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been reproduced and made available electronically on Wednesday, May 17:

House Bill Nos. 4591 4592 4593 4594 4595 4596
Senate Bill No. 340

Reports of Standing Committees

The Committee on Insurance and Financial Services, by Rep. Brenda Carter, Chair, reported

House Bill No. 4343, entitled

A bill to amend 2005 PA 244, entitled “Deferred presentment service transactions act,” by amending section 51 (MCL 487.2171).

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. Brenda Carter, McFall, Stone, Rogers, Scott, Young, Fitzgerald, Harris, Markkanen, Bezotte, Aragona, Neyer and Smit

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Brenda Carter, Chair, of the Committee on Insurance and Financial Services, was received and read:

Meeting held on: Thursday, May 18, 2023

Present: Reps. Brenda Carter, McFall, Stone, Breen, Rogers, Scott, Young, Fitzgerald, Grant, Harris, Markkanen, Bezotte, Aragona, Bruck, Neyer and Smit

Absent: Rep. Coleman

Excused: Rep. Coleman

The Committee on Natural Resources, Environment, Tourism and Outdoor Recreation, by Rep. Pohutsky, Chair, reported

House Bill No. 4185, entitled

A bill to amend 1974 PA 154, entitled “Michigan occupational safety and health act,” by amending sections 4, 35, and 36 (MCL 408.1004, 408.1035, and 408.1036), section 4 as amended by 2012 PA 416 and sections 35 and 36 as amended by 1991 PA 105.

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. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz, Martin, Prestin and Schriver

Nays: None

The Committee on Natural Resources, Environment, Tourism and Outdoor Recreation, by Rep. Pohutsky, Chair, reported

House Bill No. 4186, entitled

A bill to allow local governments and certain authorities to withhold payment under certain conditions to contractors on an asbestos abatement project; to provide for mandatory contract conditions on certain asbestos abatement projects; to provide for certain disclosures; and to prescribe the powers and duties of certain local officials.

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. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz, Martin and Prestin

Nays: Rep. Schriver

The Committee on Natural Resources, Environment, Tourism and Outdoor Recreation, by Rep. Pohutsky, Chair, reported

House Bill No. 4187, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 5519b.

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. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz, Martin and Prestin

Nays: Rep. Schriver

The Committee on Natural Resources, Environment, Tourism and Outdoor Recreation, by Rep. Pohutsky, Chair, reported

House Bill No. 4188, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections 5519 and 5519a.

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. Pohutsky, Hill, Shannon, Arbit, McFall and Paiz

Nays: Reps. Martin, Prestin and Schriver

The Committee on Natural Resources, Environment, Tourism and Outdoor Recreation, by Rep. Pohutsky, Chair, reported

House Bill No. 4189, entitled

A bill to prohibit certain public entities from entering into certain contracts with certain entities that remove or abate asbestos; to require certain entities to disclose certain information when bidding on certain contracts with public entities; and to impose certain duties and responsibilities on certain public entities.

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. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz, Martin and Prestin

Nays: Rep. Schriver

The Committee on Natural Resources, Environment, Tourism and Outdoor Recreation, by Rep. Pohutsky, Chair, reported

House Bill No. 4190, entitled

A bill to prohibit certain public entities from entering into certain contracts with certain entities that remove or abate asbestos; to require certain entities to disclose certain information when bidding on certain contracts with public entities; and to impose certain duties and responsibilities on certain public entities.

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. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz, Martin, Prestin and Schriver

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Pohutsky, Chair, of the Committee on Natural Resources, Environment, Tourism and Outdoor Recreation, was received and read:

Meeting held on: Thursday, May 18, 2023

Present: Reps. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz, Martin, Prestin and Schriver

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 18, 2023

Present: Reps. Haadsma, Mentzer, Koleszar, O'Neal, Andrews, Churches, Wegela, Wozniak, Mueller and Kunse

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 18, 2023

Present: Reps. Byrnes, Hope, Breen, Churches, Hoskins, Wegela, Kunse, Wozniak and Harris

Introduction of Bills

Rep. Wozniak introduced

House Bill No. 4597, entitled

A bill to adopt the uniform power of attorney act; and to repeal acts and parts of acts.

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

Rep. Wozniak introduced

House Bill No. 4598, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20101b (MCL 324.20101b), as amended by 2000 PA 368.

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

Rep. Wozniak introduced

House Bill No. 4599, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 10121 and 10301 (MCL 333.10121 and 333.10301), section 10121 as added by 2008 PA 39 and section 10301 as added by 2012 PA 179.

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

Reps. McFall, Tyrone Carter, Liberati, Hood, Tsernoglou, Brixie, Dievendorf, Morgan, Shannon, Outman and Filler introduced

House Bill No. 4600, entitled

A bill to amend 2018 IL 1, entitled “Michigan Regulation and Taxation of Marihuana Act,” by amending section 7 (MCL 333.27957).

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

Reps. McFall, Tyrone Carter, Liberati, Hood, Tsernoglou, Brixie, Dievendorf, Morgan, Shannon, Outman and Filler introduced

House Bill No. 4601, entitled

A bill to amend 2016 PA 281, entitled “Medical marihuana facilities licensing act,” by amending sections 102, 402, 501, 502, and 504 (MCL 333.27102, 333.27402, 333.27501, 333.27502, and 333.27504), section 102 as amended by 2021 PA 57, section 402 as amended by 2021 PA 161, sections 501 and 504 as amended by 2018 PA 10, and section 502 as amended by 2018 PA 648.

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

Reps. Wilson, O’Neal, Paiz, Wegela, Rheingans, Skaggs, MacDonell, Andrews, Coleman, Farhat, Snyder, Brabec, Hope, McFall, Tsernoglou, Scott, Rogers, Hood, Price, Steckloff, Mentzer, Filler, Grant, Brixie, Dievendorf, Byrnes, Miller, Haadsma, Morgan, McKinney, Hoadley, DeSana, BeGole, Fox, Puri, DeBoyer and Aiyash introduced

House Bill No. 4602, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2092) by adding section 18c.

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

Rep. Paiz moved that the House adjourn.

The motion prevailed, the time being 1:35 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, May 23, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives