

No. 57
STATE OF MICHIGAN
Journal of the Senate
102nd Legislature
REGULAR SESSION OF 2023

Senate Chamber, Lansing, Wednesday, June 14, 2023.

10:00 a.m.

The Senate was called to order by the President pro tempore, Senator Jeremy Moss.

The roll was called by the Secretary of the Senate, who announced that a quorum was present.

Albert—present
Anthony—present
Bayer—present
Bellino—present
Brinks—present
Bumstead—present
Camilleri—present
Cavanagh—present
Chang—present
Cherry—present
Daley—present
Damoose—present
Geiss—present

Hauck—present
Hertel—present
Hoitenga—present
Huizenga—present
Irwin—present
Johnson—present
Klinefelt—present
Lauwers—present
Lindsey—present
McBroom—present
McCann—present
McDonald Rivet—present
McMorrow—present

Moss—present
Nesbitt—present
Outman—present
Polehanki—present
Runestad—present
Santana—present
Shink—present
Singh—present
Theis—present
Victory—present
Webber—present
Wojno—present

Senator Mary Cavanagh of the 6th District offered the following invocation:

As we gather here today, united by our shared values and aspirations, let us take a moment to reflect on the profound impacts of kindness and compassion in our lives and the world around us. In a world that often feels fragmented and divided, these virtues offer a path towards unity and healing. They enable us to transcend differences and build bridges of understanding and empathy; they remind us of our shared humanity and our capacity to make a difference, no matter how small, in the lives of others.

May we strive to create a world where these values thrive, where acts of kindness are celebrated, and where compassion is the guiding force in our interactions. With gratitude for this moment of togetherness, may we work diligently for a more compassionate world.

The President pro tempore, Senator Moss, led the members of the Senate in recital of the *Pledge of Allegiance*.

Senator Brinks entered the Senate Chamber.

Motions and Communications

Senator Nesbitt entered the Senate Chamber.

Senator Singh moved that Senators Hertel and Santana be temporarily excused from today's session. The motion prevailed.

Senator Singh moved that the rules be suspended and that the following bills, now on Committee Reports, be placed on the General Orders calendar for consideration today:

House Bill No. 4120

House Bill No. 4121

House Bill No. 4122

House Bill No. 4123

House Bill No. 4124

House Bill No. 4125

House Bill No. 4375

Senate Bill No. 356

Senate Bill No. 357

Senate Bill No. 358

Senate Bill No. 367

Senate Bill No. 368

Senate Bill No. 369

Senate Bill No. 370

Senate Bill No. 371

Senate Bill No. 372

Senate Bill No. 373

Senate Bill No. 374

Senate Bill No. 359

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

Messages from the Governor

The following message from the Governor was received:

Date: June 13, 2023

Time: 10:02 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

Enrolled Senate Bill No. 32 (Public Act No. 44), being

An act 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).
(Filed with the Secretary of State on June 13, 2023, at 11:07 a.m.)

Respectfully,
Gretchen Whitmer
Governor

By unanimous consent the Senate proceeded to the order of
Introduction and Referral of Bills

Senators Klinefelt, Polehanki, Wojno, Bayer, Chang, Shink, Geiss, McCann and Cherry introduced
Senate Bill No. 388, entitled

A bill to amend 2003 PA 215, entitled “Credit union act,” by amending section 355 (MCL 490.355), as amended by 2016 PA 152.

The bill was read a first and second time by title and referred to the Committee on Veterans and Emergency Services.

Senators Klinefelt, Polehanki, Wojno, Bayer, Chang, Shink, Geiss, McCann and Cherry introduced
Senate Bill No. 389, entitled

A bill to amend 1995 PA 29, entitled “Uniform unclaimed property act,” by amending sections 5, 6, 7, 8, 8a, 13, 15, 17, and 18 (MCL 567.225, 567.226, 567.227, 567.228, 567.228a, 567.233, 567.235, 567.237, and 567.238), sections 5, 6, 7, 8, 8a, 13, 15, and 17 as amended by 2010 PA 197 and section 18 as amended by 2020 PA 79, and by adding section 17a.

The bill was read a first and second time by title and referred to the Committee on Veterans and Emergency Services.

Senator Runestad introduced
Senate Bill No. 390, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by repealing section 532 (MCL 750.532).

The bill was read a first and second time by title and referred to the Committee on Civil Rights, Judiciary, and Public Safety.

Senator Hertel entered the Senate Chamber.

Senator Runestad introduced
Senate Bill No. 391, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16y of chapter XVII (MCL 777.16y), as amended by 2006 PA 655.

The bill was read a first and second time by title and referred to the Committee on Civil Rights, Judiciary, and Public Safety.

By unanimous consent the Senate returned to the order of
General Orders

Senator Singh moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Moss, designated Senator Wojno as Chairperson.

After some time spent therein, the Committee arose; and the President pro tempore, Senator Moss, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

Senate Bill No. 179, entitled

A bill to amend 2018 IL 1, entitled “Michigan Regulation and Taxation of Marihuana Act,” by amending section 14 (MCL 333.27964).

House Bill No. 4120, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” (MCL 722.621 to 722.638) by adding section 3b.

House Bill No. 4121, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16221 (MCL 333.16221), as amended by 2020 PA 232.

House Bill No. 4122, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16226 (MCL 333.16226), as amended by 2020 PA 233.

House Bill No. 4123, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 483a (MCL 750.483a), as added by 2000 PA 451.

House Bill No. 4124, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 478b.

House Bill No. 4125, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1310e.

Senate Bill No. 359, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1250 (MCL 380.1250), as amended by 2018 PA 601.

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 180, entitled

A bill to amend 2018 IL 1, entitled “Michigan Regulation and Taxation of Marijuana Act,” by amending sections 3, 7, 8, 10, and 13 (MCL 333.27953, 333.27957, 333.27958, 333.27960, and 333.27963), sections 3 and 8 as amended by 2021 PA 56.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4375, entitled

A bill to amend 2003 PA 258, entitled “Land bank fast track act,” by amending section 3 (MCL 124.753). Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

Recess

Senator Singh moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 10:16 a.m.

10:33 a.m.

The Senate was called to order by the President pro tempore, Senator Moss.

During the recess, Senator Santana entered the Senate Chamber.

Senator Singh moved that rule 3.902 be suspended to allow the guest of Senator Geiss admittance to the Senate floor.

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

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Singh moved that the rules be suspended and that the following bills, now on Third Reading of Bills, be placed on their immediate passage:

Senate Bill No. 179

Senate Bill No. 180

House Bill No. 4120

House Bill No. 4121

House Bill No. 4122

House Bill No. 4123

House Bill No. 4124

House Bill No. 4125

House Bill No. 4375

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

Third Reading of Bills

The following bill was read a third time:

Senate Bill No. 248, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2163a (MCL 600.2163a), as amended by 2018 PA 343.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 341

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: Moss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 268, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2080 (MCL 500.2080), as amended by 2008 PA 513.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 342**Yeas—38**

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0**Excused—0****Not Voting—0**

In The Chair: Moss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 247, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 531 (MCL 436.1531), as amended by 2014 PA 135.

The question being on the passage of the bill,

Senator McCann offered the following amendment:

1. Amend page 8, line 11, after “**used**” by striking out “**from**” and inserting “**for**”.

The amendment was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 343

Yeas—36

Anthony	Daley	Klinefelt	Outman
Bayer	Damoose	Lauwers	Polehanki
Bellino	Geiss	Lindsey	Runestad
Brinks	Hauck	McBroom	Santana
Bumstead	Hertel	McCann	Shink
Camilleri	Hoitenga	McDonald Rivet	Theis
Cavanagh	Huizenga	McMorrow	Victory
Chang	Irwin	Moss	Webber
Cherry	Johnson	Nesbitt	Wojno

Nays—2

Albert	Singh
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Excused—0

Not Voting—0

In The Chair: Moss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 26, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 5534.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 344

Yeas—20

Anthony	Chang	Klinefelt	Polehanki
Bayer	Cherry	McCann	Santana
Brinks	Geiss	McDonald Rivet	Shink
Camilleri	Hertel	McMorrow	Singh
Cavanagh	Irwin	Moss	Wojno

Nays—18

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Huizenga	Nesbitt	Victory
Daley	Johnson	Outman	Webber
Damoose	Lauwers		

Excused—0

Not Voting—0

In The Chair: Moss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 31, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 9206 (MCL 333.9206), as amended by 1996 PA 540, and by adding section 5474d.

The question being on the passage of the bill,

Senator Johnson offered the following amendments:

1. Amend page 1, line 2, after “do” by striking out “both” and inserting “all”.
2. Amend page 1, following line 5, by inserting:

“(b) Test the minor for arsenic poisoning at the intervals and using the methods specified by the department by rule if the minor lives in a household that uses a private well as its primary source of drinking water.” and relettering the remaining subdivision.

3. Amend page 2, line 5, after “tested” by inserting “for lead poisoning”.
4. Amend page 2, line 7, after “test” by inserting “for lead poisoning”.
5. Amend page 2, line 23, after “subsection” by striking out “(1)(b)” and inserting “(1)(c)”.

The question being on the adoption of the amendments,

Senator Lauwers requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 345

Yeas—18

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Huizenga	Nesbitt	Victory
Daley	Johnson	Outman	Webber
Damoose	Lauwers		

Nays—20

Anthony	Chang	Klinefelt	Polehanki
Bayer	Cherry	McCann	Santana
Brinks	Geiss	McDonald Rivet	Shink
Camilleri	Hertel	McMorrow	Singh
Cavanagh	Irwin	Moss	Wojno

Excused—0

Not Voting—0

In The Chair: Moss

The question being on the passage of the bill,
The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 346

Yeas—27

Anthony	Damoose	Klinefelt	Polehanki
Bayer	Geiss	McBroom	Santana
Brinks	Hauck	McCann	Shink
Camilleri	Hertel	McDonald Rivet	Singh
Cavanagh	Huizenga	McMorrow	Webber
Chang	Irwin	Moss	Wojno
Cherry	Johnson	Nesbitt	

Nays—11

Albert	Daley	Lindsey	Theis
Bellino	Hoitenga	Outman	Victory
Bumstead	Lauwers	Runestad	

Excused—0

Not Voting—0

In The Chair: Moss

The Senate agreed to the title of the bill.

Senators Johnson and Cherry asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Johnson’s statement is as follows:

My amendment would add language for the department to also develop arsenic testing guidelines for children who live in households whose primary source of drinking water is a private well. Michigan has more residents who rely on a private well for drinking water than any other state in this country—in fact, 25 percent of Michigan residents rely on a private well, rather than a municipal water system, as their primary source of drinking water.

Arsenic is a naturally occurring contaminant that is widespread throughout the United States and many parts of Michigan, which can cause a wide range of adverse health effects including cardiovascular disease, many types of cancer, skin thickening and discoloration, and interference with some important cell functions. Studies have shown that chronic exposure to even low levels of arsenic in drinking water may also result in lower IQ scores in children, similar to the exposure to lead in drinking water. This is according to the “Arsenic in Well Water—Guidance” document prepared by EGLE, and the last updated one in October of 2022.

And, for example, in Oakland County nearly 25 percent of the private wells tested had arsenic levels that exceeded the allowable standard of 10 parts per billion set for drinking water. In neighboring Genesee County, 43 percent of the private wells tested had arsenic levels in excess of that deemed safe for drinking water. While in Lapeer County, which I also represent part of, it is 45 percent—almost half of the private wells tested—that had arsenic levels above the standard for municipal drinking water.

My amendment would allow the department to develop appropriate intervals and testing methodology to identify children exposed to arsenic so that parents can be armed with this knowledge and take steps to mitigate the risk—for both their children’s and their own health—in the 25 percent of Michigan households who use a well as their primary source of drinking water. I ask my colleagues to join me in supporting this amendment.

Senator Cherry's statement is as follows:

I just want to extend my thanks to the amendment sponsor. I believe the goals that the Senator is trying to achieve are the right goals and I would like to work with the Senator in the future to address the issue—I think it's important to be addressed. The section of law that we are dealing with here is specifically in relation to lead, so I can't support the amendment but I would like to work with the Senator in trying to address the issue that she would like to address.

Recess

Senator Singh moved that the Senate recess until 12:30 p.m.
The motion prevailed, the time being 10:48 a.m.

The Senate reconvened at the expiration of the recess and was called to order by the President pro tempore, Senator Moss.

Recess

Senator Singh moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 12:31 p.m.

1:05 p.m.

The Senate was called to order by the Assistant President pro tempore, Senator Geiss.

Senator Nesbitt asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Nesbitt's statement is as follows:

I appreciate the opportunity with kind of a heavy heart for rising today to pay tribute to a departing member of our Republican staff who I've been fortunate and lucky enough to work with, not just here in the Senate but going back to my days in the House. I believe you were my last hire before I left the State House in 2016; little rough interview, but really good work product, I'll have to tell you that much. One thing is that so much of the time in politics, people overpromise and underdeliver, and the one thing with Maddie is that she underpromises and overdelivers and that's a quality we just don't get enough of around here. I appreciate her and the work she's done in the Legislature over the last several years, and I can't believe it's been, what, seven years now, right?

Maddie and I go way back. Most of us know her in her most recent role as a key member of our Senate Republican policy team. Maddie has covered several committees and worked on a wide variety of legislation. She has especially distinguished herself on health care issues which, as a lot of you know, is not the easiest issue to get your head wrapped around. Thank you for being that policy person we can go to and trust for that advice on what's going on. Unfortunately for us—fortunately for them—she does such a good job that someone in the health care world recognized that and was smart enough to snatch her up away from us. I'm so grateful for the time I've had with Maddie, both in the House and here in the Senate, and I'm proud of her for taking this well-deserved next step in her career.

I know she'll continue to do great things and I'm sure you'll be staying in touch with us, but please join me in thanking Maddie Watts for her service to the House, the Senate, and the people of Michigan, and wishing her the best of luck in her new position.

By unanimous consent the Senate returned to the order of
General Orders

Senator Singh moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the Assistant President pro tempore, Senator Geiss, designated Senator Wojno as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator Geiss, having resumed the Chair, the Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 356, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2212a (MCL 500.2212a), as amended by 2016 PA 276.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 357, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2213b (MCL 500.2213b), as amended by 2016 PA 276, and by adding section 2213c.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 358, entitled

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

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Motions and Communications

Senator Singh moved that the rules be suspended and that the following bills, now on Third Reading of Bills, be placed on their immediate passage:

- Senate Bill No. 356**
- Senate Bill No. 357**
- Senate Bill No. 358**
- Senate Bill No. 359**

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

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Singh moved that the Senate proceed to consideration of the following bills:

- Senate Bill No. 179**
- Senate Bill No. 180**

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 179, entitled

A bill to amend 2018 IL 1, entitled “Michigan Regulation and Taxation of Marihuana Act,” by amending section 14 (MCL 333.27964).

The question being on the passage of the bill,

The bill was passed, 3/4 of the members serving voting therefor, as follows:

Roll Call No. 347**Yeas—29**

Anthony	Cherry	Johnson	Nesbitt
Bayer	Geiss	Klinefelt	Polehanki
Bellino	Hauck	McBroom	Santana
Brinks	Hertel	McCann	Shink
Bumstead	Hoitenga	McDonald Rivet	Singh
Camilleri	Huizenga	McMorrow	Webber
Cavanagh	Irwin	Moss	Wojno
Chang			

Nays—9

Albert	Lauwers	Outman	Theis
Daley	Lindsey	Runestad	Victory
Damoose			

Excused—0**Not Voting—0**

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 180, entitled

A bill to amend 2018 IL 1, entitled “Michigan Regulation and Taxation of Marihuana Act,” by amending sections 3, 7, 8, 10, and 13 (MCL 333.27953, 333.27957, 333.27958, 333.27960, and 333.27963), sections 3 and 8 as amended by 2021 PA 56.

The question being on the passage of the bill,

The bill was passed, 3/4 of the members serving voting therefor, as follows:

Roll Call No. 348**Yeas—29**

Anthony	Cherry	Johnson	Nesbitt
Bayer	Geiss	Klinefelt	Polehanki
Bellino	Hauck	McBroom	Santana
Brinks	Hertel	McCann	Shink
Bumstead	Hoitenga	McDonald Rivet	Singh
Camilleri	Huizenga	McMorrow	Webber
Cavanagh	Irwin	Moss	Wojno
Chang			

Nays—9

Albert	Lauwers	Outman	Theis
Daley	Lindsey	Runestad	Victory
Damoose			

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

Senator Singh moved that the Senate proceed to consideration of the following bills:

House Bill No. 4120

House Bill No. 4121

House Bill No. 4122

House Bill No. 4123

House Bill No. 4124

House Bill No. 4125

The motion prevailed.

The following bill was read a third time:

House Bill No. 4120, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” (MCL 722.621 to 722.638) by adding section 3b.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 349

Yeas—34

Albert	Cherry	Klinefelt	Outman
Anthony	Daley	Lauwers	Polehanki
Bayer	Damoose	Lindsey	Santana
Bellino	Geiss	McCann	Shink
Brinks	Hauck	McDonald Rivet	Singh
Bumstead	Hertel	McMorrow	Victory
Camilleri	Huizenga	Moss	Webber
Cavanagh	Irwin	Nesbitt	Wojno
Chang	Johnson		

Nays—4

Hoitenga	McBroom	Runestad	Theis
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Excused—0

Not Voting—0

In The Chair: Geiss

Senator Singh moved that the bill be given immediate effect.

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

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

“An act to establish the status of minors; to define the rights and duties of parents; to establish rights and duties to provide support for a child after the child reaches the age of majority under certain circumstances; and to establish the conditions for emancipation of minors,”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4121, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16221 (MCL 333.16221), as amended by 2020 PA 232.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 350

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: Geiss

Senator Singh moved that the bill be given immediate effect.

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

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

“An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate

and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4122, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16226 (MCL 333.16226), as amended by 2020 PA 233.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 351

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: Geiss

Senator Singh moved that the bill be given immediate effect.

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

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

“An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for

the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4123, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 483a (MCL 750.483a), as added by 2000 PA 451.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 352

Yeas—38

Albert	Daley	Lauwers	Polehanki
Anthony	Damoose	Lindsey	Runestad
Bayer	Geiss	McBroom	Santana
Bellino	Hauck	McCann	Shink
Brinks	Hertel	McDonald Rivet	Singh
Bumstead	Hoitenga	McMorrow	Theis
Camilleri	Huizenga	Moss	Victory
Cavanagh	Irwin	Nesbitt	Webber
Chang	Johnson	Outman	Wojno
Cherry	Klinefelt		

Nays—0

Excused—0

Not Voting—0

In The Chair: Geiss

Senator Singh moved that the bill be given immediate effect.

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

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

“An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4124, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 478b.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 353

Yeas—34

Albert	Cherry	Klinefelt	Outman
Anthony	Daley	Lauwers	Polehanki
Bayer	Damoose	McBroom	Santana
Bellino	Geiss	McCann	Shink
Brinks	Hauck	McDonald Rivet	Singh
Bumstead	Hertel	McMorrow	Victory
Camilleri	Huizenga	Moss	Webber
Cavanagh	Irwin	Nesbitt	Wojno
Chang	Johnson		

Nays—4

Hoitenga	Lindsey	Runestad	This
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Excused—0

Not Voting—0

In The Chair: Geiss

Senator Singh moved that the bill be given immediate effect.

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

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

“An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4125, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1310e.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 354

Yeas—30

Albert	Cherry	Johnson	Outman
Anthony	Daley	Klinefelt	Polehanki
Bayer	Damoose	McCann	Santana
Bellino	Geiss	McDonald Rivet	Shink
Brinks	Hauck	McMorrow	Singh
Camilleri	Hertel	Moss	Webber
Cavanagh	Huizenga	Nesbitt	Wojno
Chang	Irwin		

Nays—8

Bumstead
Hoitenga

Lauwers
Lindsey

McBroom
Runestad

Theis
Victory

Excused—0

Not Voting—0

In The Chair: Geiss

Senator Singh moved that the bill be given immediate effect.

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

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

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,”

The Senate agreed to the full title.

Senator Singh moved that the Senate proceed to consideration of the following bill:

House Bill No. 4375

The motion prevailed.

The following bill was read a third time:

House Bill No. 4375, entitled

A bill to amend 2003 PA 258, entitled “Land bank fast track act,” by amending section 3 (MCL 124.753).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 355

Yeas—21

Anthony
Bayer
Brinks
Camilleri
Cavanagh
Chang

Cherry
Geiss
Hertel
Irwin
Klinefelt

McCann
McDonald Rivet
McMorrow
Moss
Polehanki

Santana
Shink
Singh
Webber
Wojno

Nays—17

Albert	Hauck	Lauwers	Outman
Bellino	Hoitenga	Lindsey	Runestad
Bumstead	Huizenga	McBroom	Theis
Daley	Johnson	Nesbitt	Victory
Damoose			

Excused—0

Not Voting—0

In The Chair: Geiss

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

“An act to provide for the creation of land bank fast track authorities to assist governmental entities in the assembly and clearance of title to property in a coordinated manner; to facilitate the use and development of certain property; to promote economic growth; to prescribe the powers and duties of certain authorities; to provide for the creation and appointment of boards to govern land bank fast track authorities and to prescribe their powers and duties; to authorize the acquisition, maintenance, and disposal of interests in real and personal property; to authorize the conveyance of certain properties to a land bank fast track authority; to authorize the enforcement of tax liens and the clearing or quieting of title by a land bank fast track authority; to provide for the distribution and use of revenues collected or received by a land bank fast track authority; to prescribe powers and duties of certain public entities and state and local officers and agencies; to authorize the transfer and acceptance of property in lieu of taxes and the release of tax liens; to exempt property, income, and operations of a land bank fast track authority from tax; to extend protections against certain liabilities to a land bank fast track authority; and to repeal acts and parts of acts,”

The Senate agreed to the full title.

Senator Singh moved that the Senate proceed to consideration of the following bills:

Senate Bill No. 356

Senate Bill No. 357

Senate Bill No. 358

Senate Bill No. 359

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 356, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2212a (MCL 500.2212a), as amended by 2016 PA 276.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 356

Yeas—23

Anthony	Cherry	Klinefelt	Santana
Bayer	Damoose	McCann	Shink
Brinks	Geiss	McDonald Rivet	Singh
Camilleri	Hertel	McMorrow	Webber
Cavanagh	Huizenga	Moss	Wojno
Chang	Irwin	Polehanki	

Nays—15

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Johnson	Nesbitt	Victory
Daley	Lauwers	Outman	

Excused—0**Not Voting—0**

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 357, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2213b (MCL 500.2213b), as amended by 2016 PA 276, and by adding section 2213e.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 357**Yeas—23**

Anthony	Cherry	Klinefelt	Santana
Bayer	Damoose	McCann	Shink
Brinks	Geiss	McDonald Rivet	Singh
Camilleri	Hertel	McMorrow	Webber
Cavanagh	Huizenga	Moss	Wojno
Chang	Irwin	Polehanki	

Nays—15

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Johnson	Nesbitt	Victory
Daley	Lauwers	Outman	

Excused—0**Not Voting—0**

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 358, 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 question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 358

Yeas—23

Anthony	Cherry	Klinefelt	Santana
Bayer	Damoose	McCann	Shink
Brinks	Geiss	McDonald Rivet	Singh
Camilleri	Hertel	McMorrow	Webber
Cavanagh	Huizenga	Moss	Wojno
Chang	Irwin	Polehanki	

Nays—15

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Johnson	Nesbitt	Victory
Daley	Lauwers	Outman	

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 359, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1250 (MCL 380.1250), as amended by 2018 PA 601.

The question being on the passage of the bill,

Senator Lindsey offered the following amendments:

1. Amend page 1, line 5, after “as” by striking out the balance of the line through “significant” on line 6 and inserting **“the primary”**.

2. Amend page 2, line 1, after “compensation.” by striking out the balance of the line through “agreement.” on line 13 and inserting **“A teacher’s or school administrator’s job performance must be evaluated based on the teacher’s annual evaluation under section 1249 or the school administrator’s annual evaluation under section 1249b, as applicable.”**

(2) A school district, intermediate school district, or public school academy shall not use length of service or achievement of an advanced degree as a factor in compensation levels or adjustments in compensation except as follows:

(a) For a teacher with a secondary level teaching certificate who has a subject area endorsement and who teaches in that subject area, an advanced degree achieved in that subject area may be considered as a factor in the teacher’s base compensation.

(b) For a teacher with an elementary level teaching certificate who teaches in an elementary grade, an advanced degree in elementary education may be considered as a factor in the teacher's base compensation.

(3) If a collective bargaining agreement is in effect for teachers or school administrators of a school district, intermediate school district, or public school academy as of the effective date of the amendatory act that added this sentence, and if that collective bargaining agreement prevents compliance with subsection (1), subsection (1) does not apply to that school district, intermediate school district, or public school academy until after the expiration of that collective bargaining agreement."

The question being on the adoption of the amendments,

Senator Lauwers requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The amendments were not adopted, a majority of the members serving not voting therefor, as follows:

Roll Call No. 359

Yeas—18

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Huizenga	Nesbitt	Victory
Daley	Johnson	Outman	Webber
Damoose	Lauwers		

Nays—20

Anthony	Chang	Klinefelt	Polehanki
Bayer	Cherry	McCann	Santana
Brinks	Geiss	McDonald Rivet	Shink
Camilleri	Hertel	McMorrow	Singh
Cavanagh	Irwin	Moss	Wojno

Excused—0

Not Voting—0

In The Chair: Geiss

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 360

Yeas—21

Anthony	Cherry	McBroom	Polehanki
Bayer	Geiss	McCann	Santana
Brinks	Hertel	McDonald Rivet	Shink
Camilleri	Irwin	McMorrow	Singh
Cavanagh	Klinefelt	Moss	Wojno
Chang			

Nays—17

Albert	Hauck	Lauwers	Runestad
Bellino	Hoitenga	Lindsey	Theis
Bumstead	Huizenga	Nesbitt	Victory
Daley	Johnson	Outman	Webber
Damoose			

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

Protest

Senator Theis, under her constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 359 and moved that the statement she made during the discussion of the bill be printed as her reasons for voting “no.”

The motion prevailed.

Senator Theis’ statement is as follows:

To call this bill tone-deaf is being a bit generous. The desire for excellent education outcomes should not be a partisan issue. This is no time to go backward in our state in terms of school standards. We all know where Michigan ranks in terms of test scores and student outcomes, especially in the wake of the pandemic and our very long shutdowns. The district this applies to remained shut down longer than most of the rest of the country, and has even more abysmal test scores to show for it.

Let’s be crystal clear about what this bill does. If it passes, teacher performance will no longer be the primary consideration for teacher compensation in one of the largest and yet worst-performing school districts in the state. A school district that every single taxpayer in the state of Michigan is sending extra money to. Think about that. Think about the message this sends to the teachers and to the parents, especially the parents of the children who are in this district.

This is no time to go backward. Rational people do not believe lowering standards will result in better outcomes. Instead of lowering standards in one district, we should be raising standards in every district. Make student improvement and outcomes the primary measurement for teachers and for administrators.

I urge a “no” vote on this bill that waves the white flag and gives up on thousands of Michigan’s children who, frankly, deserve better than this.

Senators Lindsey and Chang asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Lindsey’s statement is as follows:

Madam President, my colleagues across the aisle have argued that we should not make performance the primary measurement of teachers in Detroit school districts because we don’t do so in other districts. They say this is a question of fairness and I tend to agree—there is a question of fairness. My amendment is an attempt to fix this. Instead of lowering standards in this one massive district, why don’t we raise standards for everyone? If how teachers are performing in the classroom isn’t the most important measurement of teachers, what is?

Madam President, my amendment is very simple. It makes performance the primary determinant of compensation for all Michigan teachers. If my Democratic colleagues oppose this amendment, I hope they are at least willing to explain to parents why anything other than performance should determine how teachers are compensated.

Senator Chang's first statement is as follows:

I would urge my colleagues to vote "no" on this amendment. Basically, this amendment would undo, really, the work that our bill is trying to accomplish, which is to put Detroit teachers on the same level playing field with teachers across the state. And I would also point out that teacher performance is of course a significant and important factor, but I think that we need to make sure that all of our teachers have the right to bargain when it comes to compensation, and include topics such as longevity and advanced degrees. I would encourage our colleagues to vote "no" on this amendment.

Senator Chang's second statement is as follows:

This bill seeks to address an inconsistency in the law where all educators across the state are able to collectively bargain on certain topics, except for educators in the Detroit Public Schools District hired after 2019. Back in 2016—and some of us were here for this—the Michigan Legislature enacted Public Act No. 192. PA 192 amended the Revised School Code to include community districts, a new type of district. As a refresher, this act essentially transferred the work and the employees of the previous Detroit Public Schools to a new community district—the Detroit Public Schools Community District.

Teachers and school administrators who are hired after September 1, 2019, for a community district—in other words, just Detroit teachers—must establish a compensation method that focuses only on job performance and achievements of a teacher or school administrator. The current law states that a community district may not use the length of service or achievement of an advanced degree as a factor in compensation levels or adjustments in compensation for teachers hired after 2019.

Senate Bill No. 359 would simply remove these requirements and give educators in the Detroit Public Schools Community District hired after 2019 the ability to collectively bargain regarding compensation method, and really be able to ensure that a teacher who has many, many years of service or who has achieved an advanced degree is able to have those topics considered during collective bargaining. Job performance will of course continue to be a priority when it comes to considering how much we pay our teachers. That will not change. However, it is imperative that Detroit's hard-working educators who have, in many cases, worked for a decade or sometimes multiple decades be given the respect that they deserve for the years of service they give to our children during tough times for our city and for our school district.

I'll reiterate again that this bill is very simple in that it just makes sure that Detroit educators are treated the same as educators across this state, and in turn will help kids in DPSCD schools to receive a quality education from teachers who are encouraged to stay in the school district. I encourage your support.

Senator Chang's third statement is as follows:

The question about what message we are sending to teachers and to educators is actually very simple. The message is that we value our teachers—we value our teachers who choose to do the hard work despite challenging times in Detroit, who are committed to our Detroit kids who are doing their best with their families and with their teachers to get a quality education. I have a now-second grader in DPSCD, and she has had some amazing teachers. We have had a teacher who has been there for a long time, as well as a teacher who just was hired a couple years ago—that teacher is a teacher we need to keep in DPSCD. We need to be absolutely clear that we are sending a message to teachers today that we value them, that we understand how difficult the profession is, and that we understand the challenges that they face, especially in school districts like Detroit.

Recess

Senator Singh moved that the Senate recess until 2:45 p.m.

The motion prevailed, the time being 1:54 p.m.

The Senate reconvened at the expiration of the recess and was called to order by the Assistant President pro tempore, Senator Geiss.

Recess

Senator Singh moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 2:46 p.m.

3:05 p.m.

The Senate was called to order by the Assistant President pro tempore, Senator Geiss.

By unanimous consent the Senate returned to the order of
General Orders

Senator Singh moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the Assistant President pro tempore, Senator Geiss, designated Senator Wojno as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator Geiss, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

Senate Bill No. 368, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11d of chapter XVII (MCL 777.11d), as amended by 2018 PA 661.

Senate Bill No. 371, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11d of chapter XVII (MCL 777.11d), as amended by 2018 PA 661.

Senate Bill No. 374, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 658 and 661 (MCL 168.658 and 168.661), as amended by 2012 PA 270.

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 367, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 662, 668b, and 674 (MCL 168.662, 168.668b, and 168.674), section 662 as amended by 2022 PA 219, section 668b as added by 2018 PA 614, and section 674 as amended by 2018 PA 120, and by adding sections 8, 720a, 720b, 720c, 720d, 720e, 720f, 720g, 720h, 720i, and 720j.

Substitute (S-1).

The following is the amendment to the substitute recommended by the Committee of the Whole:

1. Amend page 2, line 2, after "“**municipality**”" by striking out "mean" and inserting "means".

The Senate agreed to the substitute as amended recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 369, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 499, 509aa, and 811 (MCL 168.499, 168.509aa, and 168.811), section 499 as amended by 2004 PA 92, section 509aa as amended by 2012 PA 270, and section 811 as amended by 2018 PA 603, and by adding sections 6, 759e, 759f, and 759g.

Substitute (S-1).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 6, following line 17, by inserting:

"(4) **The secretary of state or the appropriate city or township clerk shall rescind the absent voter ballot application for all future elections for a permanent mail ballot voter if the secretary of state or the appropriate city or township clerk receives reliable information that the permanent mail ballot voter meets 1 or more of the reasons described in subsection (3).**" and renumbering the remaining subsections.

2. Amend page 7, line 15, after “**presidential**” by inserting “**primary**”.

The Senate agreed to the substitute as amended recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 370, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 759, 761, and 766 (MCL 168.759, 168.761, and 168.766), sections 759 and 761 as amended by 2020 PA 302 and section 766 as amended by 2018 PA 120, and by adding sections 766a and 766b; and to repeal acts and parts of acts.

Substitute (S-1).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 9, line 8, after “(7)” by inserting “**to require that a presidential primary elector indicate a political party ballot selection when requesting an absent voter ballot**”.

2. Amend page 19, line 11, after the second “**after**” by striking out “**midnight**” and inserting “**11:59 p.m.**”.

3. Amend page 19, line 16, by striking out “**midnight**” and inserting “**11:59 p.m.**”.

4. Amend page 22, line 25, after “**email**,” by striking out “**and**” and inserting “**or**”.

5. Amend page 24, line 9, after “**means**” by striking out “**1**” and inserting “**any**”.

6. Amend page 27, line 3, by striking out all of subdivision (b) and inserting:

“(b) Senate Bill No. 387.”.

The Senate agreed to the substitute as amended recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 372, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 761d (MCL 168.761d), as amended by 2022 PA 195.

Substitute (S-2).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 2, line 13, by striking out “**and**”.

2. Amend page 2, line 13, after “**repair**” by inserting a comma and “**and video monitoring**”.

3. Amend page 4, line 12, by striking out all of subsection (7) and inserting:

“(7) **Except as otherwise provided in this subsection, for an absent voter ballot drop box that was not ordered or installed in a city or township before October 1, 2020, the city or township clerk must use video monitoring of that absent voter ballot drop box during the 75 days before each election and on election day to ensure effective monitoring of that absent voter ballot drop box. Beginning January 1, 2026, regardless of when an absent voter ballot drop box was ordered or installed, the city or township clerk must use video monitoring of each absent voter ballot drop box during the 75 days before each election and on election day to ensure effective monitoring of each absent voter ballot drop box in the city or township.**”

The Senate agreed to the substitute as amended recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 373, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 2 (MCL 168.2), as amended by 2018 PA 603.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Singh moved that the rules be suspended and that the following bills, now on Third Reading of Bills, be placed on their immediate passage:

Senate Bill No. 367

Senate Bill No. 368

Senate Bill No. 369

Senate Bill No. 370

Senate Bill No. 371

Senate Bill No. 372

Senate Bill No. 373

Senate Bill No. 374

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

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Recess

Senator Singh moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 3:20 p.m.

3:31 p.m.

The Senate was called to order by the Assistant President pro tempore, Senator Geiss.

Senator Singh moved that the Senate proceed to consideration of the following bills:

Senate Bill No. 367

Senate Bill No. 368

Senate Bill No. 369

Senate Bill No. 370

Senate Bill No. 371

Senate Bill No. 372

Senate Bill No. 373

Senate Bill No. 374

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 367, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 570, 662, 668b, 674, 736b, 736c, 736d, 736e, 795b, and 797a (MCL 168.570, 168.662, 168.668b, 168.674, 168.736b, 168.736c, 168.736d, 168.736e, 168.795b, and 168.797a), section 570 as amended by 2017 PA 113, section 662 as amended by 2022 PA 219, section 668b as added by 2018 PA 614, section 674 as amended by 2018 PA 120, sections 736b, 736c, 736d, and 736e as amended by 2018 PA 190, section 795b as amended by 1990 PA 109, and section 797a as amended by 1996 PA 583, and by adding sections 8, 720a, 720b, 720c, 720d, 720e, 720f, 720g, 720h, 720i, and 720j.

The question being on the passage of the bill,

Senator McBroom offered the following amendments:

1. Amend page 16, line 28, after "(a)" by striking out "Issue" and inserting "Except as otherwise provided in subsection (6), issue".

2. Amend page 18, following line 5, by inserting:

"(6) Beginning January 1, 2026, the secretary of state shall promulgate rules under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, regarding procedures for county and municipal election officials on the administration and conduct of early voting."

3. Amend page 17, line 28, after “(4)” by striking out “The” and inserting “Except as otherwise provided in this subsection, the”.

4. Amend page 18, line 2, after “voting.” by inserting “Beginning January 1, 2026, the secretary of state shall promulgate rules under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, for county and municipal election officials regarding the process for securing equipment and ballots at the conclusion of each day of early voting.”.

5. Amend page 21, line 7, after “(1)” by striking out “The” and inserting “Except as otherwise provided in this subsection, the”.

6. Amend page 21, line 8, after “agreement.” by inserting “Beginning January 1, 2026, the secretary of state shall promulgate rules under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, regarding the provisions that must be included in a municipal agreement.”.

7. Amend page 25, line 16, after “(1)” by striking out “The” and inserting “Except as otherwise provided in this subsection, the”.

8. Amend page 25, line 22, after “agreement.” by inserting “Beginning January 1, 2026, the secretary of state shall promulgate rules under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, regarding the provisions that must be included in a county agreement.”.

The amendments were not adopted, a majority of the members serving not voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 361

Yeas—22

Anthony	Cherry	McBroom	Polehanki
Bayer	Geiss	McCann	Santana
Brinks	Hertel	McDonald Rivet	Shink
Camilleri	Huizenga	McMorrow	Singh
Cavanagh	Irwin	Moss	Wojno
Chang	Klinefelt		

Nays—16

Albert	Damoose	Lauwers	Runestad
Bellino	Hauck	Lindsey	Theis
Bumstead	Hoitenga	Nesbitt	Victory
Daley	Johnson	Outman	Webber

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

Senators McBroom and Moss asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator McBroom’s first statement is as follows:

I appreciate the consideration of my amendment. My amendment provides clarity that the Administrative Procedures Act should be utilized in the rule-making processes the Secretary of State uses in setting the

policies and rules for tabulator security, for the municipal agreements, for the county agreements, and personally I don't know that it's—

I think that when one looks at how the court case issued by Judge Christopher Murray in March 2021 spoke to the Secretary of State's previous directives and such and said those have to go through the Administrative Procedures Act, those have to go through the general rule-making act, I'm not sure it's absolutely essential that we stipulate that verbatim in here, but we'll have new Secretaries of State in the future who may take us down the pathway again of issuing new rules and such without going through the act and have to go through lawsuits that cost everyone time and money. I think it's wise to include this amendment to provide that clarity to anybody in the future who might be Secretary of State that they have to do this.

My amendment further recognizes the current situation and the timeliness issues that would go into the upcoming elections and the time it would take to promulgate these rules and go through all of that. It's not feasible, so therefore my amendment says this goes into effect in January 2026 so we can get to the immediacy and the needs we have to get guidance to our clerks for this coming election, but in the future provide the next Secretary of State that clarity they need to use the Administrative Procedures Act and not make the mistake that was made and the courts ruled on in the past.

Senator McBroom's second statement is as follows:

Madam President, there's a lot about Proposal 2 that I was very pleased to campaign against and not support in the last election. I think it is, one, incredibly foolish to incorporate such tedium into a constitution. Clearly these are statutory issues and they should remain in a statutory setting with our Constitution remaining a framework for governance. But, it was adopted; it's now what we have to deal with, and it is important that we put enabling legislation in place prior to the next election so that our clerks are not out there struggling to figure out in 83 different counties and more than 1,000 different municipalities how this is supposed to work and do it differently in every single place.

It's vital we come together to provide guidance and while I certainly have some very strong disagreements with the majority party and how this should be done—and certainly have had strong disagreements with the present Secretary of State—those are the people in the majority and the people controlling the Secretary of State's office right now. I have to say that they have accepted a lot of input and effort I've made on this. I had written a bill regarding early voting last term that was utilized in many regards and had many of its ideas taken. The countless hours I spent working with municipal and county clerks, and I'm very pleased to see those efforts paying off at this point and incorporated into this package of bills.

I don't like everything about it; I think there's certainly significant room for improvement. I think that making sure JCAR is part of the process, even though I think the presumption is easily there, would have been one of those. I think we've done significant improvement in the last several days by making sure it is a "shall" when it comes to not sending ballots to those who are no longer in the state. I think it's an important improvement when we talked about camera requirements over ballot boxes. It's important the other changes we've made with sentencing and many of the other provisions of how the drop boxes are assured to be secure.

When it comes to the ID issue, the Constitution specifically says that a person may prove their ID "by (1) presenting their photo identification, including photo identification issued by a federal, state, local, or tribal government or an educational institution." There it is. We have to accept school IDs. I don't like it. I think the remarks my colleague made previously are very true, that it would be important to put a more robust set of requirements on the issuance of those IDs, and yet the Constitution says that they must be accepted henceforth.

There's much of this package I am able to come to support today, especially considering I believe I've had a good-faith effort with my colleague, the chairman of the committee, to get many good and appropriate changes put into this bill package. I want to thank him for his cooperation and willingness to listen and encourage serious consideration by my colleagues on a "yes" vote for each bill if they can find a way to get there.

Senator Moss' statement is as follows:

This bill package is the result of a methodical and deliberative process to implement last year's voter-adopted Proposal 2. Our bills provide the needed and requested guidance to our 83 county clerks and 1,500 municipal clerks to create the framework of nine days of in-person early voting, allow voters to sign up to permanently receive absentee ballots, afford voters due process to correct ballot submission errors, add permissible options for voter ID, and require ballot drop boxes in each community.

I'm especially proud of our work on early voting that provides Michigan voters with an additional way to access their ballot. This framework was created with input and guidance from election administrators at every level and is worthy of bipartisan support because 60 percent of Michigan voters demanded it in Proposal 2 and about 20 other states—from Texas to New York, Florida to Illinois—utilize it. Our legislation here meets the needs of Michigan's diverse communities, large and small, by providing clerks flexible

choices to make early voting work for them. A community may choose to host its own single municipality early voting site or sites, it may partner with another municipality in a joint early voting site, or it may contract with the county to conduct its early voting. Increasing early access to the ballot through in-person voting, requiring drop boxes, easier absentee signup, and more in Proposal 2 will uplift voting rights in Michigan by giving citizens more options to have a say in their governance. It will also result in the reporting of accurate election results much quicker and instill confidence that our system is efficient and effective.

As a closing, I want to recognize those who put in many exhaustive hours to draft these historic bills that represent a generational change in voting. The bill sponsors in this package, House Elections Committee Chair Tsernoglou, Secretary of State Jocelyn Benson and the Department of State team, the dedicated clerks representing the Michigan Municipal Clerks Association and Michigan County Clerks Association, my incredible staff—my legislative director, Jennie Gies; our elections policy lead, Jennifer Shuster; and my chief of staff, Sarah Schillio—and of course the Promote the Vote Team which pushed for this proposal to protect and strengthen voting rights in Michigan that an overwhelming majority of voters directed us to uphold. I urge a “yes” vote on the package.

The following bill was read a third time:

Senate Bill No. 368, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11d of chapter XVII (MCL 777.11d), as amended by 2018 PA 661.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 362

Yeas—30

Albert	Damoose	Klinefelt	Outman
Anthony	Geiss	McBroom	Polehanki
Bayer	Hauck	McCann	Santana
Brinks	Hertel	McDonald Rivet	Shink
Camilleri	Hoitenga	McMorrow	Singh
Cavanagh	Huizenga	Moss	Webber
Chang	Irwin	Nesbitt	Wojno
Cherry	Johnson		

Nays—8

Bellino	Daley	Lindsey	Theis
Bumstead	Lauwers	Runestad	Victory

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 369, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 509aa and 811 (MCL 168.509aa and 168.811), section 509aa as amended by 2012 PA 270 and section 811 as amended by 2018 PA 603, and by adding sections 6, 759e, 759f, and 759g.

The question being on the passage of the bill,
Senator Johnson offered the following amendment:

1. Amend page 6, following line 17, by inserting:

“(4) The secretary of state shall rescind an absent voter ballot application for all future elections for a permanent mail ballot voter if the secretary of state receives reliable information obtained through a recognized multistate program or service as described in section 509o(5), or through a compact as provided in the driver’s license compact, 2018 PA 621, MCL 3.1071 to 3.1073, that the permanent mail ballot voter has moved the voter’s residence to another state.” and renumbering the remaining subsections.

The question being on the adoption of the amendment,
Senator Johnson withdrew the amendment.

Senator Singh offered the following amendments:

1. Amend page 6, following line 17, by inserting:

“(4) The secretary of state or the appropriate city or township clerk shall rescind the absent voter ballot application for all future elections for a permanent mail ballot voter if the secretary of state or the appropriate city or township clerk receives reliable information that the permanent mail ballot voter meets 1 or more of the reasons described in subsection (3).” and renumbering the remaining subsections.

2. Amend page 7, line 15, after “**presidential**” by inserting “**primary**”.

The amendments were ruled not germane and out of order.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 363

Yeas—30

Anthony	Damoose	Klinefelt	Outman
Bayer	Geiss	McBroom	Polehanki
Brinks	Hauck	McCann	Santana
Bumstead	Hertel	McDonald Rivet	Shink
Camilleri	Hoitenga	McMorrow	Singh
Cavanagh	Huizenga	Moss	Webber
Chang	Irwin	Nesbitt	Wojno
Cherry	Johnson		

Nays—8

Albert	Daley	Lindsey	Theis
Bellino	Lauwers	Runestad	Victory

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

Senator Johnson asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Johnson's statement is as follows:

I rise in support of this bill. I think it is very important for the security and fairness of our elections that we do not continue to mail absentee ballots to individuals if, for example, we know they've moved to another state. That is why I appreciate the amendment that requires the Secretary of State or a local clerk to rescind the permanent absentee ballot application of voters who request to be removed from this list, are no longer qualified to vote in Michigan, change their residence to another state, or do not vote for six consecutive years. This is common sense and an integrity measure, and I appreciate the sponsor working to include this language in Senate Bill No. 369.

The following bill was read a third time:

Senate Bill No. 370, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 759, 761, and 766 (MCL 168.759, 168.761, and 168.766), sections 759 and 761 as amended by 2020 PA 302 and section 766 as amended by 2018 PA 120, and by adding sections 766a and 766b; and to repeal acts and parts of acts.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 364

Yeas—21

Anthony	Cherry	Klinefelt	Polehanki
Bayer	Geiss	McCann	Santana
Brinks	Hertel	McDonald Rivet	Shink
Camilleri	Huizenga	McMorrow	Singh
Cavanagh	Irwin	Moss	Wojno
Chang			

Nays—17

Albert	Hauck	Lindsey	Runestad
Bellino	Hoitenga	McBroom	Theis
Bumstead	Johnson	Nesbitt	Victory
Daley	Lauwers	Outman	Webber
Damoose			

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 371, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11d of chapter XVII (MCL 777.11d), as amended by 2018 PA 661.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 365

Yeas—30

Albert	Damoose	Klinefelt	Outman
Anthony	Geiss	McBroom	Polehanki
Bayer	Hauck	McCann	Santana
Brinks	Hertel	McDonald Rivet	Shink
Camilleri	Hoitenga	McMorrow	Singh
Cavanagh	Huizenga	Moss	Webber
Chang	Irwin	Nesbitt	Wojno
Cherry	Johnson		

Nays—8

Bellino	Daley	Lindsey	Theis
Bumstead	Lauwers	Runestad	Victory

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 372, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 761d (MCL 168.761d), as amended by 2022 PA 195.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 366

Yeas—30

Anthony	Damoose	Klinefelt	Outman
Bayer	Geiss	McBroom	Polehanki
Brinks	Hauck	McCann	Santana
Bumstead	Hertel	McDonald Rivet	Shink
Camilleri	Hoitenga	McMorrow	Singh
Cavanagh	Huizenga	Moss	Webber
Chang	Irwin	Nesbitt	Wojno
Cherry	Johnson		

Nays—8

Albert	Daley	Lindsey	Theis
Bellino	Lauwers	Runestad	Victory

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 373, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 2 (MCL 168.2), as amended by 2018 PA 603.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 367

Yeas—22

Anthony	Cherry	McBroom	Polehanki
Bayer	Geiss	McCann	Santana
Brinks	Hertel	McDonald Rivet	Shink
Camilleri	Huizenga	McMorrow	Singh
Cavanagh	Irwin	Moss	Wojno
Chang	Klinefelt		

Nays—16

Albert	Damoose	Lauwers	Runestad
Bellino	Hauck	Lindsey	Theis
Bumstead	Hoitenga	Nesbitt	Victory
Daley	Johnson	Outman	Webber

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

Protests

Senator Johnson, under her constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill Nos. 367, 370, and 373 and moved that the statement she made during the discussion of Senate Bill No. 367 be printed as her reasons for voting “no.”

The motion prevailed.

Senator Johnson’s statement is as follows:

I’ll be voting “no” on these bills because I feel the legislation before this body today goes far beyond what’s required by Proposal 2, and on many fronts it weakens the integrity of Michigan’s elections. These bills would allow the Secretary of State to wield unprecedented power to set procedures for early voting without going through the formal rule-making process which would allow for public input and for oversight by the people’s elected representatives in the Legislature through the Joint Committee on Administrative Rules.

Early voting and other changes made by Proposal 2 of 2022 is one of the most significant changes to Michigan’s elections in our history, yet the Secretary of State will be allowed to prescribe procedures and guidance without this important checks and balances that’s been in place in Michigan for decades. This bill precludes the public’s right to know and comment on new procedures and rules. It stops legislative input. This bill changes the time-honored system that the public and Legislature would know and have input. It takes away transparency and this simply is not right.

These bills also weaken signature-matching requirements for absentee ballots and they put no rules in place at all for municipal IDs which will now be allowed to be used as ID for voting purposes. This strips away integrity for Michigan’s elections.

Therefore, I will be opposing these bills which I feel go far beyond just implementing Proposal 2 but actually strip out many protections and transparency that are designed to keep our elections secure and fair.

The following bill was read a third time:

Senate Bill No. 374, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 658 and 661 (MCL 168.658 and 168.661), as amended by 2012 PA 270.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 368

Yeas—32

Albert	Cherry	Johnson	Outman
Anthony	Damoose	Klinefelt	Polehanki
Bayer	Geiss	McBroom	Santana
Brinks	Hauck	McCann	Shink
Bumstead	Hertel	McDonald Rivet	Singh
Camilleri	Hoitenga	McMorrow	Victory
Cavanagh	Huizenga	Moss	Webber
Chang	Irwin	Nesbitt	Wojno

Nays—6

Bellino	Lauwers	Runestad	Theis
Daley	Lindsey		

Excused—0

Not Voting—0

In The Chair: Geiss

The Senate agreed to the title of the bill.

Protests

Senators Lindsey, Bellino, Runestad and Theis, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of Senate Bill No. 367, 368, 369, 370, 371, 372, 373, and 374.

Senator Lindsey moved that the statement he made during the discussion of Senate Bill No. 367 be printed as his reasons for voting “no.”

The motion prevailed.

Senator Lindsey’s statement, in which Senators Bellino, Runestad and Theis concurred, is as follows:

The reason I’ll be voting against these bills is simple, and it’s because the portions of our Michigan Constitution that were added by Proposal 2 of 2022 as well as some other provisions violate the United States Constitution. Because the express purpose given for Senate Bill Nos. 367 through 374 is to implement unconstitutional provisions, I must vote “no” regardless of their content.

By unanimous consent the Senate proceeded to the order of

Statements

Senator Chang asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Chang’s statement is as follows:

I just wanted to take a moment to thank my colleagues for supporting Senate Bill No. 26 earlier today. Air quality has been in the news quite a bit lately due to the Canadian wildfires and the haze and smoke we all saw or experienced right here in Lansing and around the state. Last week there was actually a day in which Detroit’s air quality was among the top worst in the world, and I’m here to tell you that air quality matters every single day.

Ever since my first year as a State Representative, I’ve attended countless DEQ—or EGLE—hearings related to air quality violations in and around my district. At each of these hearings, residents would often advocate for certain changes and give their feedback on the proposed consent orders developed as a result of conversations between the department and the violating company. And at every one of those hearings, residents would talk about how the fine being paid to the state wouldn’t be coming back to their neighborhood, even though they are the ones who experienced the air pollution directly as a result of that violation. Because the law does not currently say where those fines should go, they go to the general fund.

After hearing this so many times and talking one-on-one with residents after those hearings, I said to myself, We need to do something to change this. So I pulled together a few groups and community residents for a meeting at my office to try and figure out how we could make a difference. This bill that we voted on earlier today is a result of those conversations with residents who are directly impacted by air quality concerns, particularly in environmental justice communities.

Often the folks I worked with either have had or have a close family member with asthma, COPD, or other respiratory diseases. In Detroit, the asthma hospitalization rate for children is three times the statewide rate. The burden is heavy for some of the neighborhoods that I’ve had the honor of serving in the Legislature, and they want to see the money from the fines paid to the state come back to their neighborhoods to help mitigate the impact of pollution.

Senate Bill No. 26 that we passed earlier today will create the air quality enforcement and mitigation fund and outline how those funds are spent to mitigate air pollution in communities facing a disproportionate environmental burden. Under this bill, all civil and administrative fines collected under Part 55 of the Natural Resources and Environmental Protection Act will be deposited into this new fund. Thirty percent of that money will go towards EGLE functions related to mitigating air pollution and 70 percent will go back to nonprofits, local governments, and school districts through an air quality community impact grant to address air pollution mitigation, air monitoring, improved compliance, health impact assessments, buffering, or education and training programs. The bill notes that grants will prioritize environmental justice communities—those which face disproportionate environmental burden using indicators such as sensitive populations, socioeconomic factors, exposures, and environmental effects.

I want to thank the many groups that my team and I worked with on this bill for many years and everyone who provided suggestions along the way. I want to be clear that this is an amazing step for Michigan. We have not really done much to help air quality in the state of Michigan during the time I’ve been here, so this is an amazing step forward.

When this bill becomes law, we will make a positive impact for communities affected by air pollution. As public servants, a top priority must be protecting the public health of our residents and ensuring that those who are most vulnerable get the support that they need. Today, by passing Senate Bill No. 26, we are telling those who have felt like everything is stacked against them that their air quality, their health, and their neighborhood matters.

Announcements of Printing and Enrollment

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, June 14:

House Bill Nos. 4495 4496

The Secretary announced the enrollment printing and presentation to the Governor on Wednesday, June 14, for her approval the following bill:

Enrolled Senate Bill No. 90 at 12:20 p.m.

The Secretary announced that the following bills were printed and filed on Tuesday, June 13, and are available on the Michigan Legislature website:

**House Bill Nos. 4729 4730 4731 4732 4733 4734 4735 4736 4737 4738 4739 4740 4741
4742 4743**

The Secretary announced that the following bills were printed and filed on Wednesday, June 14, and are available on the Michigan Legislature website:

Senate Bill Nos. 384 385 386 387

Committee Reports

The Committee on Housing and Human Services reported

Senate Bill No. 205, entitled

A bill to amend 1972 PA 348, entitled "An act to regulate relationships between landlords and tenants relative to rental agreements for rental units; to regulate the payment, repayment, use and investment of security deposits; to provide for commencement and termination inventories of rental units; to provide for termination arrangements relative to rental units; to provide for legal remedies; and to provide penalties," (MCL 554.601 to 554.616) by amending the title and by adding section 1c.

With the recommendation that the bill pass.

Jeff Irwin
Chairperson

To Report Out:

Yeas: Senators Irwin, Santana, Cavanagh, Bayer, Shink, Chang and Geiss

Nays: Senators Lindsey, Hoitenga and Damoose

The bill was referred to the Committee of the Whole.

The Committee on Housing and Human Services reported

Senate Bill No. 206, entitled

A bill to amend 1972 PA 348, entitled "An act to regulate relationships between landlords and tenants relative to rental agreements for rental units; to regulate the payment, repayment, use and investment of security deposits; to provide for commencement and termination inventories of rental units; to provide for termination arrangements relative to rental units; to provide for legal remedies; and to provide penalties," by amending section 1 (MCL 554.601), as amended by 1995 PA 79.

With the recommendation that the bill pass.

Jeff Irwin
Chairperson

To Report Out:

Yeas: Senators Irwin, Santana, Cavanagh, Bayer, Shink, Chang and Geiss

Nays: Senators Lindsey, Hoitenga and Damoose

The bill was referred to the Committee of the Whole.

The Committee on Housing and Human Services reported

Senate Bill No. 207, entitled

A bill to amend 1976 PA 453, entitled “Elliott-Larsen civil rights act,” by amending the title and section 502 (MCL 37.2502), the title as amended by 1992 PA 258 and section 502 as amended by 1992 PA 124.

With the recommendation that the bill pass.

Jeff Irwin
Chairperson

To Report Out:

Yeas: Senators Irwin, Santana, Cavanagh, Bayer, Shink, Chang and Geiss

Nays: Senators Lindsey, Hoitenga and Damoose

The bill was referred to the Committee of the Whole.

The Committee on Housing and Human Services reported

Senate Bill No. 348, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” (MCL 330.1001 to 330.2106) by adding section 901a.

With the recommendation that the bill pass.

Jeff Irwin
Chairperson

To Report Out:

Yeas: Senators Irwin, Santana, Cavanagh, Bayer, Shink, Chang and Geiss

Nays: Senators Lindsey, Hoitenga and Damoose

The bill was referred to the Committee of the Whole.

The Committee on Housing and Human Services reported

Senate Bill No. 349, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 100a (MCL 330.1100a), as amended by 2020 PA 402.

With the recommendation that the bill pass.

Jeff Irwin
Chairperson

To Report Out:

Yeas: Senators Irwin, Santana, Cavanagh, Bayer, Shink, Chang and Geiss

Nays: Senators Lindsey, Hoitenga and Damoose

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Housing and Human Services submitted the following:

Meeting held on Tuesday, June 13, 2023, at 9:30 a.m., Room 403, 4th Floor, Capitol Building

Present: Senators Irwin (C), Santana, Cavanagh, Bayer, Shink, Chang, Geiss, Lindsey, Hoitenga and Damoose

Excused: Senator Cherry

The Committee on Civil Rights, Judiciary, and Public Safety reported

Senate Bill No. 376, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” (MCL 760.1 to 777.69) by adding section 34a to chapter IX.

With the recommendation that the substitute (S-3) be adopted and that the bill then pass.

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin and Santana

Nays: Senator Runestad

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Civil Rights, Judiciary, and Public Safety reported

Senate Bill No. 377, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” (MCL 760.1 to 777.69) by adding section 34b to chapter IX.

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

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin and Santana

Nays: Senator Runestad

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Civil Rights, Judiciary, and Public Safety reported

House Bill No. 4120, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” (MCL 722.621 to 722.638) by adding section 3b.

With the recommendation that the bill pass.

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin, Santana and Johnson

Nays: Senator Runestad

The bill was referred to the Committee of the Whole.

The Committee on Civil Rights, Judiciary, and Public Safety reported

House Bill No. 4121, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16221 (MCL 333.16221), as amended by 2020 PA 232.

With the recommendation that the bill pass.

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin, Santana, Runestad and Johnson

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Civil Rights, Judiciary, and Public Safety reported

House Bill No. 4122, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16226 (MCL 333.16226), as amended by 2020 PA 233.

With the recommendation that the bill pass.

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin, Santana, Runestad and Johnson

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Civil Rights, Judiciary, and Public Safety reported

House Bill No. 4123, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 483a (MCL 750.483a), as added by 2000 PA 451.

With the recommendation that the bill pass.

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin, Santana, Runestad and Johnson
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Civil Rights, Judiciary, and Public Safety reported

House Bill No. 4124, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 478b.

With the recommendation that the bill pass.

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin, Santana, Runestad and Johnson
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Civil Rights, Judiciary, and Public Safety reported

House Bill No. 4125, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1310e.

With the recommendation that the bill pass.

Stephanie Chang
Chairperson

To Report Out:

Yeas: Senators Chang, Shink, Wojno, Irwin, Santana and Johnson
Nays: Senator Runestad
The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Civil Rights, Judiciary, and Public Safety submitted the following:

Meeting held on Tuesday, June 13, 2023, at 9:00 a.m., Room 1200, Binsfeld Office Building

Present: Senators Chang (C), Shink, Wojno, Irwin, Santana, Runestad and Johnson

The Committee on Education reported

Senate Bill No. 359, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1250 (MCL 380.1250), as amended by 2018 PA 601.

With the recommendation that the bill pass.

Dayna Polehanki
Chairperson

To Report Out:

Yeas: Senators Polehanki, Geiss, Chang, Camilleri and McDonald Rivet
Nays: Senators Damoose and Johnson
The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Meeting held on Tuesday, June 13, 2023, at 1:30 p.m., Room 1300, Binsfeld Office Building

Present: Senators Polehanki (C), Geiss, Chang, Camilleri, McDonald Rivet, Damoose and Johnson

The Committee on Economic and Community Development reported

House Bill No. 4375, entitled

A bill to amend 2003 PA 258, entitled “Land bank fast track act,” by amending section 3 (MCL 124.753).
With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

Mallory McMorrow
Chairperson

To Report Out:

Yeas: Senators McMorrow, Cavanagh, Polehanki, Cherry, McDonald Rivet, Moss, Geiss and Webber

Nays: Senators Victory and Lindsey

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Economic and Community Development submitted the following:

Meeting held on Tuesday, June 13, 2023, at 1:00 p.m., Room 1100, Binsfeld Office Building

Present: Senators McMorrow (C), Cavanagh, Polehanki, Cherry, McDonald Rivet, Moss, Geiss, Victory, Lindsey and Webber

The Committee on Health Policy reported

Senate Bill No. 356, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2212a (MCL 500.2212a), as amended by 2016 PA 276.

With the recommendation that the bill pass.

Kevin Hertel
Chairperson

To Report Out:

Yeas: Senators Hertel, Santana, Wojno, Cherry, Klinefelt and Geiss

Nays: Senators Webber, Hauck, Huizenga and Runestad

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

Senate Bill No. 357, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2213b (MCL 500.2213b), as amended by 2016 PA 276, and by adding section 2213e.

With the recommendation that the bill pass.

Kevin Hertel
Chairperson

To Report Out:

Yeas: Senators Hertel, Santana, Wojno, Cherry, Klinefelt and Geiss

Nays: Senators Webber, Hauck, Huizenga and Runestad

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

Senate Bill No. 358, entitled

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

With the recommendation that the bill pass.

Kevin Hertel
Chairperson

To Report Out:

Yeas: Senators Hertel, Santana, Wojno, Cherry, Klinefelt and Geiss

Nays: Senators Webber, Hauck, Huizenga and Runestad

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

House Bill No. 4362, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 471 (MCL 206.471), as amended by 2011 PA 38, and by adding section 474.

With the recommendation that the bill pass.

Kevin Hertel
Chairperson

To Report Out:

Yeas: Senators Hertel, Santana, Wojno, Cherry, Klinefelt, Geiss, Webber, Hauck, Huizenga and Runestad
Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

House Bill No. 4363, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 10105 and 10120 (MCL 333.10105 and 333.10120), section 10105 as amended and section 10120 as added by 2008 PA 39.

With the recommendation that the bill pass.

Kevin Hertel
Chairperson

To Report Out:

Yeas: Senators Hertel, Santana, Wojno, Cherry, Klinefelt, Geiss, Webber, Hauck, Huizenga and Runestad
Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Health Policy reported

House Bill No. 4364, 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 section 28 (MCL 205.28), as amended by 2017 PA 215.

With the recommendation that the bill pass.

Kevin Hertel
Chairperson

To Report Out:

Yeas: Senators Hertel, Santana, Wojno, Cherry, Klinefelt, Geiss, Webber, Hauck, Huizenga and Runestad
Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Health Policy submitted the following:

Meeting held on Tuesday, June 13, 2023, at 12:30 p.m., Room 1200, Binsfeld Office Building

Present: Senators Hertel (C), Santana, Wojno, Cherry, Klinefelt, Geiss, Webber, Hauck, Huizenga and Runestad

The Committee on Elections and Ethics reported

Senate Bill No. 367, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 662, 668b, and 674 (MCL 168.662, 168.668b, and 168.674), section 662 as amended by 2022 PA 219, section 668b as added by

2018 PA 614, and section 674 as amended by 2018 PA 120, and by adding sections 8, 720a, 720b, 720c, 720d, 720e, 720f, 720g, 720h, 720i, and 720j.

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

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang and Camilleri

Nays: Senator Johnson

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Elections and Ethics reported

Senate Bill No. 368, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11d of chapter XVII (MCL 777.11d), as amended by 2018 PA 661.

With the recommendation that the bill pass.

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang, Camilleri, Johnson and McBroom

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Elections and Ethics reported

Senate Bill No. 369, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 499, 509aa, and 811 (MCL 168.499, 168.509aa, and 168.811), section 499 as amended by 2004 PA 92, section 509aa as amended by 2012 PA 270, and section 811 as amended by 2018 PA 603, and by adding sections 6, 759e, 759f, and 759g.

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

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang, Camilleri and McBroom

Nays: Senator Johnson

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Elections and Ethics reported

Senate Bill No. 370, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 759, 761, and 766 (MCL 168.759, 168.761, and 168.766), sections 759 and 761 as amended by 2020 PA 302 and section 766 as amended by 2018 PA 120, and by adding sections 766a and 766b; and to repeal acts and parts of acts.

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

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang and Camilleri

Nays: Senator Johnson

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Elections and Ethics reported

Senate Bill No. 371, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11d of chapter XVII (MCL 777.11d), as amended by 2018 PA 661.

With the recommendation that the bill pass.

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang, Camilleri, Johnson and McBroom
Nays: None
The bill was referred to the Committee of the Whole.

The Committee on Elections and Ethics reported

Senate Bill No. 372, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 761d (MCL 168.761d), as amended by 2022 PA 195.

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

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang and Camilleri
Nays: Senators Johnson and McBroom
The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Elections and Ethics reported

Senate Bill No. 373, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 2 (MCL 168.2), as amended by 2018 PA 603.

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

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang and Camilleri
Nays: Senator Johnson
The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Elections and Ethics reported

Senate Bill No. 374, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 658 and 661 (MCL 168.658 and 168.661), as amended by 2012 PA 270.

With the recommendation that the bill pass.

Jeremy Moss
Chairperson

To Report Out:

Yeas: Senators Moss, Wojno, Santana, McMorrow, Chang, Camilleri, Johnson and McBroom
Nays: None
The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Elections and Ethics submitted the following:

Meeting held on Tuesday, June 13, 2023, at 2:00 p.m., Room 1100, Binsfeld Office Building
Present: Senators Moss (C), Wojno, Santana, McMorrow, Chang, Camilleri, Johnson and McBroom

The Committee on Natural Resources and Agriculture reported

Senate Bill No. 148, entitled

A bill to amend 1969 PA 224, entitled "An act to license and regulate dealers in and research facilities using dogs and cats for research purposes; and to repeal certain acts and parts of acts," by amending section 12 (MCL 287.392) and by adding sections 11a and 12a.

With the recommendation that the bill pass.

Sue Shink
Chairperson

To Report Out:

Yeas: Senators Shink, Cherry, Singh and Polehanki

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Natural Resources and Agriculture reported

Senate Bill No. 149, entitled

A bill to amend 1969 PA 224, entitled “An act to license and regulate dealers in and research facilities using dogs and cats for research purposes; and to repeal certain acts and parts of acts,” by amending the title and sections 1 and 7 (MCL 287.381 and 287.387) and by adding section 8a.

With the recommendation that the bill pass.

Sue Shink
Chairperson

To Report Out:

Yeas: Senators Shink, Cherry, Singh and Polehanki

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources and Agriculture submitted the following:

Meeting held on Tuesday, June 13, 2023, at 3:00 p.m., Room 1300, Binsfeld Office Building

Present: Senators Shink (C), Cherry, Singh, Polehanki, Daley, Victory and Hoytenga

Scheduled Meetings

Local Government – Tuesday, June 20, 1:30 p.m., Room 1200, Binsfeld Office Building (517) 373-5312

Senator Singh moved that the Senate adjourn.

The motion prevailed, the time being 4:03 p.m.

The Assistant President pro tempore, Senator Geiss, declared the Senate adjourned until Thursday, June 15, 2023, at 10:00 a.m.

DANIEL OBERLIN
Secretary of the Senate

