

No. 39
STATE OF MICHIGAN
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House of Representatives
98th Legislature
REGULAR SESSION OF 2015

House Chamber, Lansing, Tuesday, April 28, 2015.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Afendoulis—present	Franz—present	Kosowski—present	Potvin—present
Banks—present	Gamrat—present	LaFontaine—present	Price—present
Barrett—present	Garcia—present	Lane—present	Pscholka—present
Bizon—present	Garrett—present	Lauwers—present	Rendon—present
Brinks—present	Gay-Dagnogo—present	LaVoy—present	Roberts, B.—present
Brunner—present	Geiss—present	Leonard—present	Roberts, S.—present
Bumstead—present	Gardon—present	Leutheuser—present	Robinson—present
Byrd—present	Glenn—present	Liberati—present	Runestad—present
Callton—present	Goike—present	Love—present	Rutledge—present
Canfield—present	Graves—present	Lucido—present	Santana—present
Chang—present	Greig—present	Lyons—present	Schor—present
Chatfield—present	Greimel—present	Maturen—present	Sheppard—present
Chirkun—present	Guerra—present	McBroom—present	Singh—present
Clemente—present	Heise—present	McCready—present	Smiley—present
Cochran—present	Hoadley—present	Miller, A.—present	Somerville—present
Cole—present	Hooker—present	Miller, D.—present	Talabi—present
Cotter—present	Hovey-Wright—present	Moss—present	Tedder—present
Courser—present	Howrylak—present	Muxlow—present	Theis—present
Cox—present	Hughes—present	Neeley—present	Townsend—present
Crawford—present	Iden—present	Nesbitt—present	Vaupel—present
Darany—present	Inman—present	Outman—present	VerHeulen—present
Dianda—present	Irwin—present	Pagan—present	Victory—present
Dillon—present	Jacobsen—present	Pagel—present	Webber—present
Driskell—present	Jenkins—present	Pettalia—present	Wittenberg—present
Durhal—present	Johnson—present	Phelps—present	Yanez—present
Faris—present	Kelly—present	Plawecki—present	Yonker—present
Farrington—present	Kesto—present	Poleski—present	Zemke—present
Forlini—present	Kivela—present		

e/d/s = entered during session

Pastor Jeffery Hawkins, Pastor of Prince of Peace Missionary Baptist Church in Flint, offered the following invocation:

“To the Creator and Sustainer of life,

We come to You as humbly as we know how, taking the time to first thank You for this great United States of America and even this great state of Michigan in which we reside. Our prayer is that You continue to bless these elected and appointed officials as laws and decisions are being made to better the quality of life for the constituents in which they serve, that all things be done decent and in order. It is our prayer that any malice and selfishness be set aside and all may come together for the common cause, the people for which they serve.

We come praying for Your guidance and Your infinite wisdom in all decision making, in the order in which things should be kept and the cohesive bond that is needed to assure the best outcome for the people. We come believing that no weapon formed against us in mind, body or soul shall prosper and by standing together we are even more invincible than standing alone.

I come praying personally for the health and the welfare of each elected and appointed official, whether it be in mind or body, that You will bless them and if anything is ailing them that You will heal them. I pray that their minds may be renewed, not only for the benefit of the people of this great state but even for themselves as well as their families. I pray that You will keep them in Your care and use them for Your glory.

Now as I end this prayer I offer up sincere gratitude for this land of opportunity, the democracy in which it is ran, the constituents that reside here and those who have been put in place to help keep the order and be gate keepers even for the least of these.

Now unto Him that is able to keep us from falling, and to present us faultless before the presence of His glory with exceeding joy, to the only wise God our Savior, be glory and majesty, dominion and power, both now and forever, Amen.”

Motions and Resolutions

Reps. Guerra, Darany, Driskell, Faris, Greig, Hoadley, Howrylak, Hughes, LaVoy, Plawecki, Sarah Roberts and Schor offered the following resolution:

House Resolution No. 64.

A resolution to declare April 28, 2015, as Workers’ Memorial Day in the state of Michigan.

Whereas, Every year on April 28, communities and worksites around the world honor friends, family members, and colleagues who have been killed or injured on the job; and

Whereas, The Federal Bureau of Labor Statistics estimated that 4,405 workers were killed by traumatic injuries. On average, 12 workers were killed on the job every day; and

Whereas, In 2014, 122 workers were lost through fatal workplace accidents in Michigan; and

Whereas, It is appropriate to honor the memory of the courageous and dedicated members of Michigan’s labor force who have been injured or disabled or have died as a result of workplace accidents; and

Whereas, We remember those who have died in workplace catastrophes, suffered occupational-related diseases, or have been injured due to dangerous conditions; and

Whereas, Recognition of the integrity of Michigan’s work force and its achievements on behalf of the economic growth of our state is necessary; and

Whereas, The Michigan House of Representatives wishes to pay tribute to the workers who have died or been injured or disabled in workplace accidents. We honor the contributions of Michigan’s work force and call for increased workplace safety; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 28, 2015, as Workers’ Memorial Day in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

House Bill No. 4102, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2016 and other fiscal years; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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

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

Rep. Sarah Roberts moved to amend the bill as follows:

- 1. Amend page 39, line 2, by striking out “39,044,000” and inserting “42,044,000” and adjusting the subtotals, totals, and section 201 accordingly.
- 2. Amend page 39, line 16, by striking out “36,161,900” and inserting “39,161,900” and adjusting the subtotals, totals, and section 201 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

- 1. Amend page 35, line 26, by striking out “6,356,200” and inserting “6,506,200” and adjusting the subtotals, totals, and section 201 accordingly.
- 2. Amend page 36, line 10, by striking out “1,770,900” and inserting “1,920,900” and adjusting the subtotals, totals, and section 201 accordingly.
- 3. Amend page 80, following line 21, by inserting:

“CHRONIC DISEASE AND INJURY PREVENTION AND HEALTH PROMOTION

Sec. 1001. From the funds appropriated in part 1 for chronic disease control and health promotion administration, \$150,000.00 is appropriated for Alzheimer’s disease services and shall be remitted to the Alzheimer’s Association-Michigan chapters for the purpose of carrying out a pilot project in Macomb, Monroe, and St. Joseph Counties. The fiduciary for the funds is the Alzheimer’s Association-Greater Michigan chapter. The Alzheimer’s Association shall provide enhanced services, including 24/7 helpline, continued care consultation, and support groups, to individuals with Alzheimer’s disease or dementia and their families in the 3 counties, and partner with a Michigan public university to study whether provision of such in-home support services significantly delays the need for residential long-term care services for individuals with Alzheimer’s disease or dementia. The study must also consider potential cost savings related to the delay of long-term care services, if a delay is shown.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Moss moved to amend the bill as follows:

- 1. Amend page 35, line 26, by striking out “6,356,200” and inserting “6,406,200” and adjusting the subtotals, totals, and section 201 accordingly.
- 2. Amend page 36, line 10, by striking out “1,770,900” and inserting “1,820,900” and adjusting the subtotals, totals, and section 201 accordingly.
- 3. Amend page 80, following line 21, by inserting:

“CHRONIC DISEASE AND INJURY PREVENTION AND HEALTH PROMOTION

Sec. 1002. From the funds appropriated in part 1 for chronic disease control and health promotion administration, \$50,000.00 is appropriated for a reflex sympathetic dystrophy/complex regional pain syndrome (rsd/crps) public education and outreach program to promote awareness of rsd/crps. The department shall follow section 5141 of the public health code, 1978 PA 368, MCL 333.5141 in implementing this program.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Durhal moved to amend the bill as follows:

- 1. Amend page 111, following line 24, by inserting:

“Goodwill flip the script.....	2,500,000”
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and adjusting the subtotals, totals, and section 201 accordingly.

- 2. Amend page 138, following line 9, by inserting:
“Sec. 437. (1) Funds appropriated in part 1 for Goodwill flip the script shall be distributed to a Michigan-chartered 501(c)(3) nonprofit corporation operating in a county with greater than 1,500,000 people for administration and expansion of a program which serves a population of persons aged 16-29. The existing program to be expanded shall target those who are entering the criminal justice system for the first or second time and shall assist those individuals through the following program types:

- (a) Alternative sentencing programs in partnership with a local district or circuit court.
- (b) Educational recovery for special adult populations with high rates of illiteracy.
- (c) Career development and continuing education for women.

(2) The program selected shall report by March 30 to the department, the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget director. The report shall include program performance measurements, the number of individuals diverted from incarceration, the number of individuals served, and outcomes of participants who complete the program.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Durhal moved to amend the bill as follows:

- 1. Amend page 116, following line 15, by inserting:

“Iron River Juvenile Correctional Facility – Iron River—70.0 FTE positions 10,000,000”

and adjusting the subtotals, totals, and section 201 accordingly.

- 2. Amend page 149, following line 20, by inserting:

“Sec. 945. From the funds appropriated in part 1 for the Iron River Juvenile Correctional Facility, the department shall work with the department of technology, management, and budget to retrofit the former Camp Ottawa facility so it can be used to house not more than 120 juvenile offenders, aged 17 and younger, who are under the jurisdiction of the department of corrections. Of the amount appropriated, not more than \$3,000,000.00 shall be used to retrofit the facility, making all changes required for the facility to be used for housing juvenile offenders classified at all security levels. The balance of the appropriation shall be used to operate the facility.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Pagan moved to amend the bill as follows:

- 1. Amend page 154, line 19, by striking out “131,503,300” and inserting “160,581,217” and adjusting the subtotals, totals, and section 201 accordingly.

- 2. Amend page 172, following line 23, by inserting:

“Sec. 1004. From the increased funds appropriated in part 1 for child care development and care public assistance, the department shall expand the child development and care program in the current fiscal year and raise the initial eligibility threshold to 150% of the federal poverty level. The purpose of this program expansion is to increase the number of low income children in high quality early learning programs, to increase the number of children ready for school at kindergarten entry, and to increase the number of children who are reading at grade level by the end of third grade.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Pagan moved to amend the bill as follows:

- 1. Amend page 157, following line 12, by inserting:

“Educator evaluations and assessments operations 3,611,800”

and adjusting the subtotals, totals, and section 201 accordingly.

- 2. Amend page 170, following line 17, by inserting:

“EDUCATIONAL IMPROVEMENT AND INNOVATION SERVICES

Sec. 703. (1) From the increased funds appropriated in part 1 for educator evaluations, the department shall implement educator evaluations based in part on classroom observations and student growth metrics to identify targeted professional development opportunities for educators.

(2) The department shall identify specific outcomes and performance measures for this initiative, including, but not limited to, the following:

- (a) Student academic growth as measured by academic growth in both math and reading in two consecutive years of testing.
- (b) Students proficient in reading at the end of third grade.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Pagan moved to amend the bill as follows:

- 1. Amend page 169, line 23, by striking out all of section 502.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

- 1. Amend page 186, line 6, by striking out “999,100” and inserting “5,000,000” and adjusting the subtotals, totals, and section 201 of article VII accordingly.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

- 1. Amend page 205, following line 17, by inserting:

“Sec. 503. The appropriation in part 1 to the Air Quality Division includes funds to regulate new potential emitters of air pollution into the state. The department shall not use funds appropriated in part 1 on any administrative rule package which would reduce the regulation on toxic chemicals that have not been tested for their impact on human health. The department shall not use funds appropriated in part 1 on any administrative rule package which would reduce the regulation on any toxic chemicals that does take into consideration the quantity of the toxic chemical being emitted.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Durhal moved to amend the bill as follows:

- 1. Amend page 238, line 3, by striking out “111,100,000” and inserting “105,300,000” and adjusting the subtotals, totals, and section 201 accordingly.
- 2. Amend page 239, line 23, by striking out “243,040,000” and inserting “248,840,000”.
- 3. Amend page 239, line 25, by striking out “1,251,237,000” and inserting “1,257,037,000”.
- 4. Amend page 334, line 17, after “Sec. 952.” by striking out all of subsection (1) and inserting:

“(1) The funds appropriated in part 1 for city, village, and township revenue sharing are for grants to cities, villages, and townships such that, subject to fulfilling the requirements under subsection (3), each city, village, or township that was eligible to receive a payment under section 952 of article VIII of 2014 PA 252 is eligible to receive a maximum of 100% of its eligible payment under section 952 of article VIII of 2014 PA 252, rounded to the nearest dollar. For purposes of this subsection, any city, village, or township that completely merges with another city, village, or township will be treated as a single entity, such that when determining the eligible payment under section 952 of article VIII of 2014 PA 252 for the combined single entity, the amount each of the merging local units was eligible to receive under section 952 of article VIII of 2014 PA 252 is summed. In addition, any city or village that according to the 2010 federal decennial census is determined to have population in more than 1 county shall be treated as a single entity when determining the eligible payment under section 952 of article VIII of 2014 PA 252.”

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Durhal moved to amend the bill as follows:

- 1. Amend page 228, following line 6, by inserting:
“Office of urban initiatives—5.0 FTE positions..... \$ 2,500,000”.
- 2. Amend page 238, line 3, by striking out “111,100,000” and inserting “108,600,000” and adjusting the subtotals, totals, and section 201 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Singh moved to amend the bill as follows:

- 1. Amend page 254, following line 2, by inserting:
“Sec. 236. A department or state agency, including the Michigan strategic fund, receiving appropriations in part 1 shall not issue bonds for legislative purposes without the approval of a majority of the members elected to and serving in both the senate and house of representatives.”

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Singh moved to amend the bill as follows:

- 1. Amend page 259, following line 22, by inserting:
“Sec. 317. (1) Funds appropriated under this act shall not be used to appeal or pursue continued litigation in the case of April Deboer, et al v Richard Snyder, et al, United States district court for the eastern district of Michigan (Docket No. 12-CV-10285), United States court of appeals for the sixth circuit (Case No. 14-1341), United States supreme court (Case No. 14-571). This prohibition includes but is not limited to the use of state resources to appeal or otherwise contest the March 21, 2014 ruling of the United States district court for the eastern district of Michigan, or any other ruling against the State, in Deboer v Snyder.

(2) A state department or agency receiving funds under this act, including but not limited to the attorney general, the executive office, the department of technology, management, and budget, and the civil service commission, shall not accept or utilize any grants, gifts, or bequests or any pro bono legal services or other in-kind services to appeal or pursue continued litigation in the case of April Deboer, et al v Richard Snyder, et al, United States district court for the eastern district of Michigan (Docket No. 12-CV-10285), United States court of appeals for the sixth circuit (Case No. 14-1341), United States supreme court (Case No. 14-571). This prohibition includes but is not limited to the acceptance of resources to appeal or otherwise contest the March 21, 2014 ruling of the United States district court for the eastern district of Michigan, or any other ruling against the State, in Deboer v Snyder.

(3) For purposes of this section, litigation does not include the acceptance or use of resources to withdraw and dismiss the appeal or consent to the March 21, 2014 ruling of the United States district court for the eastern district of Michigan.”

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Durhal moved to amend the bill as follows:

- 1. Amend page 550, following line 11, by inserting:
“Michigan conservation corps..... 1,000,000”
- and adjusting the subtotals, totals, and section 201 of article XV accordingly.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. VerHeulen moved to amend the bill as follows:

1. Amend page 100, following line 18, by inserting:

“Sec. 1809. The department shall establish the contract performance standards for Medicaid health plans by July 1, 2016. The determination of performance must be based on recognized concepts such as 1-year continuous enrollment and the HEDIS audited data.”.

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

Rep. Pscholka moved to amend the bill as follows:

1. Amend page 253, line 23, by striking out all of section 235 and inserting:

“Sec. 235. (1) Within 14 days of receiving formal notification from the federal government that a federal funding source of \$10,000,000.00 or more will be reduced by 10% or greater, the responsible department shall notify the state budget director, the house and senate appropriations committees, and the house and senate fiscal agencies of the notification from the federal government.

(2) No later than 30 days after a notification under subsection (1), the state budget director, in consultation with the responsible department, shall recommend a contingency plan for the federal funding reduction to the house and senate appropriations committees and the house and senate fiscal agencies.”.

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

Rep. Hughes moved to amend the bill as follows:

1. Amend page 204, following line 24, by inserting:

“Sec. 406. The department shall work with stakeholders to revise the groundwater discharge permit fee structure in section 3122 prior to September 30, 2016.”.

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

Rep. Chang moved to amend the bill as follows:

1. Amend page 42, line 5, by striking out “100” and inserting “2,000,000”.

2. Amend page 42, following line 11, by inserting:

“Federal revenues:

Total federal revenues..... 2,000,000”.

3. Amend page 42, line 12, by striking out “1,500,600” and inserting “1,500,500” and adjusting the subtotals, totals, and section 201 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Irwin moved to amend the bill as follows:

1. Amend page 238, line 3, by striking out “111,100,000” and inserting “101,650,000”.

2. Amend page 387, line 3, by striking out “2,561,003,400” and inserting “2,701,803,400”.

3. Amend page 387, line 6, by striking out “174,951,600” and inserting “184,401,600”.

4. Amend page 387, line 22, by striking out “2,555,511,000” and inserting “2,696,311,000”.

5. Amend page 434, following line 22, by inserting:

“Sec. 656. From the funds appropriated in part 1 for the low-income home energy assistance program, up to \$9,450,000.00 shall be allocated to provide an additional \$21.00 payment to certain food assistance program cases to enable additional food assistance program cases to receive expanded food assistance benefits through the program commonly known as the heat and eat program.” and adjusting the subtotals, totals, and section 201 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. McBroom moved to amend the bill as follows:

1. Amend page 569, following line 16, by inserting:

“Sec. 239. The department of natural resources shall not expend state or federal appropriations in part 1 for enforcement of the decision in the United States district court for the District of Columbia case number 13-cv-00186-BAH that returned gray wolves to the federal endangered and threatened species list, unless gray wolves are removed from the endangered and threatened species list.”.

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

Rep. Dillon moved to amend the bill as follows:

1. Amend page 254, following line 2, by inserting:

“Sec. 237. The funds appropriated in part 1 shall not be used to support any staff effort, projects, expenses, or any other activity related to the development, financing, construction, renovation, operations, or implementation of the Capitol View Building as a senate office building.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Courser moved to amend the bill as follows:

1. Amend page 83, following line 23, by inserting:

“Sec. 1142. The department shall not administer a federal grant to any organization or facility that performs elective abortions.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Courser moved to amend the bill as follows:

1. Amend page 83, following line 23, by inserting:

“Sec. 1141. Organizations or facilities which perform elective abortions shall not receive state restricted funds or state general funds appropriated in part 1.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 30, line 4, by striking out “117,050,400” and inserting “134,353,400”.

2. Amend page 41, line 16, by striking out “1,909,417,800” and inserting “1,926,720,800” and adjusting the subtotals, totals, and section 201 accordingly.

3. Amend page 69, following line 11, by inserting:

“Sec. 421. From the funds appropriated in part 1 for community mental health non-Medicaid services, not less than \$17,303,000.00 shall be allocated for services provided to individuals with developmental disabilities.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

The Speaker assumed the Chair.

Rep. Hooker moved to amend the bill as follows:

1. Amend page 81, following line 18, by inserting:

“Sec. 1107. The department shall not contract with an organization which provides elective abortions, abortion counseling, or abortion referrals, for services that are to be funded with state restricted or state general fund/general purpose funds appropriated in part 1 for family planning local agreements. An organization under contract with the department shall not subcontract with an organization which provides elective abortions, abortion counseling, or abortion referrals, for services that are to be funded with state restricted or state general fund/general purpose funds appropriated in part 1 for family planning local agreements.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4102, entitled

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2016 and other fiscal years; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

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

Roll Call No. 83

Yeas—59

Afendoulis
Barrett

Glardon
Glenn

Leonard
Leutheuser

Price
Pscholka

Bizon	Goike	Lucido	Rendon
Bumstead	Graves	Lyons	Roberts, B.
Callton	Heise	Maturen	Runestad
Canfield	Hooker	McBroom	Sheppard
Chatfield	Hughes	McCready	Somerville
Cole	Iden	Miller, A.	Tedder
Cotter	Inman	Muxlow	Theis
Cox	Jacobsen	Nesbitt	Vaupel
Crawford	Jenkins	Outman	VerHeulen
Farrington	Kelly	Pagel	Victory
Forlini	Kesto	Pettalia	Webber
Franz	LaFontaine	Poleski	Yonker
Garcia	Lauwers	Potvin	

Nays—51

Banks	Durhal	Johnson	Roberts, S.
Brinks	Faris	Kivela	Robinson
Brunner	Gamrat	Kosowski	Rutledge
Byrd	Garrett	Lane	Santana
Chang	Gay-Dagnogo	LaVoy	Schor
Chirkun	Geiss	Liberati	Singh
Clemente	Greig	Love	Smiley
Cochran	Greimel	Miller, D.	Talabi
Courser	Guerra	Moss	Townsend
Darany	Hoadley	Neeley	Wittenberg
Dianda	Hovey-Wright	Pagan	Yanez
Dillon	Howrylak	Phelps	Zemke
Driskell	Irwin	Plawecki	

In The Chair: Cotter

The House agreed to the title of the bill.

Rep. Nesbitt moved that the bill be given immediate effect.

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

Rep. Chang, having reserved the right to explain her protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

I voted against the Omnibus Budget, House Bill 4102, because it does not meet our constitutional obligation to give our state taxpayers a truly balanced budget. It does not fully fund Healthy Michigan and potentially jeopardizes federal resources. It cuts revenue sharing and reduces funding to programs that help our most vulnerable populations, including school-based health centers, critical child care and juvenile programs, and more. Before I would be able to support this bill, House Bill 4102 requires a great deal more open deliberation and fine tuning. Thank you.”

Reps. Geiss and Plawecki, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted against the Omnibus Budget, House Bill 4102, because it does not meet our constitutional obligation to give Michigan taxpayers a balanced budget. It does not fully fund Healthy Michigan and potentially jeopardizes federal resources. It also cuts revenue sharing and reduces funding to programs that help our most vulnerable populations. HB 4102 requires much more deliberation and fine tuning before I would be able to support it.”

Rep. Greig, having reserved the right to explain her protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

I voted against the Omnibus Budget, House Bill 4102, because it does not meet our constitutional obligation to give Michigan taxpayers a balanced budget. It does not fully fund Healthy Michigan and potentially jeopardizes federal resources. It also cuts revenue sharing and reduces funding to programs that help our most vulnerable populations. Finally, it includes an appropriation for a lavish Senate Building lease, leaving taxpayers on the hook for \$134 million. We cannot afford this lease at the expense of the needs of our citizens. HB 4102 requires much more deliberation and fine tuning before I would be able to support it.”

Rep. LaVoy, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

While I appreciate some debt reduction features of the budget, there are still many items in the budget that have forced me to vote against it. It includes funding for the new Senate office building. This money could be better spent, possibly to fix the roads. I also believe it does not meet our constitutional obligation to give Michigan taxpayers a balanced budget. It also jeopardizes federal resources and cuts revenue sharing. We can and should have done better.”

Second Reading of Bills

House Bill No. 4115, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11, 17b, 201, and 236 (MCL 388.1611, 388.1617b, 388.1801, and 388.1836), sections 11, 201, and 236 as amended by 2014 PA 196 and section 17b as amended by 2007 PA 137.

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

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

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 73, line 22, by striking out “**\$3,912,400,000.00**” and inserting “**\$3,812,400,000.00**”.
2. Amend page 89, line 6, after “exceed” by striking out “\$317,695,500.00” and inserting “**\$417,695,500.00**”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 45, line 23, after “less.” by striking out the balance of the line through “**LESS.**” on line 3 of page 46.
2. Amend page 46, following line 19, by inserting:

“(7) BEGINNING IN 2015-2016, FOR PUPILS ATTENDING A SCHOOL OF EXCELLENCE THAT IS A CYBER SCHOOL AS DESCRIBED UNDER SECTION 552 OF THE REVISED SCHOOL CODE, MCL 380.552, THE ALLOCATION CALCULATED UNDER THIS SECTION IS AN AMOUNT PER MEMBERSHIP PUPIL OTHER THAN SPECIAL EDUCATION PUPILS EQUAL TO 50% OF THE FOUNDATION ALLOWANCE OF THE DISTRICT IN WHICH THE PUBLIC SCHOOL ACADEMY IS LOCATED, NOT TO EXCEED THE MAXIMUM PUBLIC SCHOOL ACADEMY ALLOCATION.” and renumbering the remaining subsections.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Sarah Roberts moved to amend the bill as follows:

1. Amend page 73, line 22, by striking out “**\$3,912,400,000.00**” and inserting “**\$3,862,400,000.00**”.
2. Amend page 208, line 2, by striking out “**\$50,000,000.00**” and inserting “\$100,000,000.00”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Zemke moved to amend the bill as follows:

1. Amend page 73, line 22, by striking out “**\$3,912,400,000.00**” and inserting “**\$3,890,400,000.00**”.
2. Amend page 205, following line 23, by inserting:

“Sec. 107. (1) From the appropriation in section 11, there is allocated an amount not to exceed \$22,000,000.00 for 2014-2015-2015-2016 for adult education programs authorized under this section. Funds allocated under this section are restricted for adult education programs as authorized under this section only. A recipient of funds under this section shall not use those funds for any other purpose.

(2) To be eligible for funding under this section, a program shall employ certificated teachers and qualified administrative staff and shall offer continuing education opportunities for teachers to allow them to maintain certification.

(3) To be eligible to be a participant funded under this section, a person shall be enrolled in an adult basic education program, an adult English as a second language program, a general educational development (G.E.D.) test preparation program, a job- or employment-related program, or a high school completion program, that meets the requirements of this section, and for which instruction is provided, and shall meet either of the following, as applicable:

(a) If the individual has obtained a high school diploma or a general educational development (G.E.D.) certificate, the individual meets 1 of the following:

(i) Is less than 20 years of age on September 1 of the school year and is enrolled in the Michigan career and technical institute.

(ii) Is less than 20 years of age on September 1 of the school year, is not attending an institution of higher education, and is enrolled in a job- or employment-related program through a referral by an employer or by a Michigan workforce agency.

(iii) Is enrolled in an English as a second language program.

(iv) Is enrolled in a high school completion program.

(b) If the individual has not obtained a high school diploma or G.E.D. certificate, the individual meets 1 of the following:

(i) Is at least 20 years of age on September 1 of the school year.

(ii) Is at least 16 years of age on September 1 of the school year, has been permanently expelled from school under section 1311(2) or 1311a of the revised school code, MCL 380.1311 and 380.1311a, and has no appropriate alternative education program available through his or her district of residence.

(4) From the funds allocated under subsection (1), an amount as determined under this subsection shall be allocated to each intermediate district serving as a fiscal agent for adult education programs in each of the 10 prosperity regions identified by the department. An intermediate district shall not use more than 5% of the funds allocated under this subsection for administration costs for serving as the fiscal agent. The department shall ensure that the funds allocated under this subsection for ~~2014-2015~~ **2015-2016** will provide services in ~~2014-2015~~ **2015-2016** to at least the same number of individuals as the number of individuals who were enrolled in programs funded under this section in ~~2013-2014~~ **2015-2016**. ~~For 2014-2015, 67% of the allocation provided to each intermediate district serving as a fiscal agent shall be based on the proportion of total funding formerly received by the adult education providers in that prosperity region in 2013-2014, and 33% shall be allocated based on the factors in subdivisions (a), (b), and (c). For 2015-2016, 33% of the allocation provided to each intermediate district serving as a fiscal agent shall be based upon the proportion of total funding formerly received by the adult education providers in that prosperity region in 2013-2014 and 67% of the allocation shall be based upon the factors in subdivisions (a), (b), and (c). For 2016-2017, 100% of the allocation provided to each intermediate district serving as a fiscal agent shall be based on the factors in subdivisions (a), (b), and (c). The funding factors for this section are as follows:~~

(a) Sixty percent of this portion of the funding shall be distributed based upon the proportion of the state population of individuals between the ages of 18 and 24 that are not high school graduates that resides in each of the prosperity regions, as reported by the most recent 5-year estimates from the American community survey (ACS) from the United States census bureau.

(b) Thirty-five percent of this portion of the funding shall be distributed based upon the proportion of the state population of individuals age 25 or older who are not high school graduates that resides in each of the prosperity regions, as reported by the most recent 5-year estimates from the American community survey (ACS) from the United States census bureau.

(c) Five percent of this portion of the funding shall be distributed based upon the proportion of the state population of individuals age 18 or older who lack basic English language proficiency that resides in each of the prosperity regions, as reported by the most recent 5-year estimates from the American community survey (ACS) from the United States census bureau.

(5) To be an eligible fiscal agent, an intermediate district must agree to do the following in a form and manner determined by the department:

(a) Distribute funds to adult education programs in a prosperity region as described in this section.

(b) Collaborate with education advisory groups of the workforce development boards located in the prosperity region to develop a regional strategy that aligns adult education programs and services into an efficient and effective delivery system for adult education learners.

(c) Collaborate with education advisory groups of the workforce development boards located in the prosperity region to create a local process and criteria that will identify eligible adult education providers to receive funds allocated under this section based on location, demand for services, and cost to provide instructional services. All local processes, criteria, and provider determinations must be approved by the department before funds may be distributed to the fiscal agent.

(d) Report adult education program and participant data and information as prescribed by the department.

(6) The amount allocated under this section per full-time equated participant shall not exceed \$2,850.00 for a 450-hour program. The amount shall be proportionately reduced for a program offering less than 450 hours of instruction.

(7) An adult basic education program or an adult English as a second language program operated on a year-round or school year basis may be funded under this section, subject to all of the following:

(a) The program enrolls adults who are determined by a department-approved assessment, in a form and manner prescribed by the department, to be below ninth grade level in reading or mathematics, or both, or to lack basic English proficiency.

(b) The program tests individuals for eligibility under subdivision (a) before enrollment and upon completion of the program in compliance with the state-approved assessment policy.

(c) A participant in an adult basic education program is eligible for reimbursement until 1 of the following occurs:

(i) The participant's reading and mathematics proficiency are assessed at or above the ninth grade level.

(ii) The participant fails to show progress on 2 successive assessments after having completed at least 450 hours of instruction.

(d) A funding recipient enrolling a participant in an English as a second language program is eligible for funding according to subsection (11) until the participant meets 1 of the following:

(i) The participant is assessed as having attained basic English proficiency as determined by a department-approved assessment.

(ii) The participant fails to show progress on 2 successive department-approved assessments after having completed at least 450 hours of instruction. The department shall provide information to a funding recipient regarding appropriate assessment instruments for this program.

(8) A general educational development (G.E.D.) test preparation program operated on a year-round or school year basis may be funded under this section, subject to all of the following:

(a) The program enrolls adults who do not have a high school diploma.

(b) The program shall administer a pre-test approved by the department before enrolling an individual to determine the individual's literacy levels, shall administer a G.E.D. practice test to determine the individual's potential for success on the G.E.D. test, and shall administer a post-test upon completion of the program in compliance with the state-approved assessment policy.

(c) A funding recipient shall receive funding according to subsection (11) for a participant, and a participant may be enrolled in the program until 1 of the following occurs:

(i) The participant obtains the G.E.D.

(ii) The participant fails to show progress on 2 successive department-approved assessments used to determine readiness to take the G.E.D. test after having completed at least 450 hours of instruction.

(9) A high school completion program operated on a year-round or school year basis may be funded under this section, subject to all of the following:

(a) The program enrolls adults who do not have a high school diploma.

(b) The program tests participants described in subdivision (a) before enrollment and upon completion of the program in compliance with the state-approved assessment policy.

(c) A funding recipient shall receive funding according to subsection (11) for a participant in a course offered under this subsection until 1 of the following occurs:

(i) The participant passes the course and earns a high school diploma.

(ii) The participant fails to earn credit in 2 successive semesters or terms in which the participant is enrolled after having completed at least 900 hours of instruction.

(10) A job- or employment-related adult education program operated on a year-round or school year basis may be funded under this section, subject to all of the following:

(a) The program enrolls adults referred by their employer who are less than 20 years of age, have a high school diploma, are determined to be in need of remedial mathematics or communication arts skills and are not attending an institution of higher education.

(b) The program tests participants described in subdivision (a) before enrollment and upon completion of the program in compliance with the department-approved assessment policy.

(c) An individual may be enrolled in this program and the grant recipient shall receive funding according to subsection (11) until 1 of the following occurs:

(i) The individual achieves the requisite skills as determined by department-approved assessment instruments.

(ii) The individual fails to show progress on 2 successive assessments after having completed at least 450 hours of instruction.

(11) A funding recipient shall receive payments under this section in accordance with the following:

(a) Seventy-five percent for enrollment of eligible participants.

(b) Twenty-five percent for participant completion of the adult basic education objectives by achieving an educational gain as determined by the national reporting system levels; for achieving basic English proficiency; for obtaining a

G.E.D. or passage of 1 or more individual G.E.D. tests; for attainment of a high school diploma or passage of a course required for a participant to attain a high school diploma; for enrollment in a postsecondary institution, or for entry into or retention of employment, as applicable.

(12) A person who is not eligible to be a participant funded under this section may receive adult education services upon the payment of tuition. In addition, a person who is not eligible to be served in a program under this section due to the program limitations specified in subsection (7), (8), (9), or (10) may continue to receive adult education services in that program upon the payment of tuition. The tuition level shall be determined by the local or intermediate district conducting the program.

(13) An individual who is an inmate in a state correctional facility shall not be counted as a participant under this section.

(14) A funding recipient shall not commingle money received under this section or from another source for adult education purposes with any other funds and shall establish a separate ledger account for funds received under this section. This subsection does not prohibit a district from using general funds of the district to support an adult education or community education program.

(15) A funding recipient receiving funds under this section may establish a sliding scale of tuition rates based upon a participant's family income. A funding recipient may charge a participant tuition to receive adult education services under this section from that sliding scale of tuition rates on a uniform basis. The amount of tuition charged per participant shall not exceed the actual operating cost per participant minus any funds received under this section per participant. A funding recipient may not charge a participant tuition under this section if the participant's income is at or below 200% of the federal poverty guidelines published by the United States department of health and human services.

(16) In order to receive funds under this section, a funding recipient shall furnish to the department, in a form and manner determined by the department, all information needed to administer this program and meet federal reporting requirements; shall allow the department or the department's designee to review all records related to the program for which it receives funds; and shall reimburse the state for all disallowances found in the review, as determined by the department.

(17) All intermediate district participant audits of adult education programs shall be performed pursuant to the adult education participant auditing and accounting manuals published by the department.

(18) As used in this section:

(a) "Department" means the Michigan strategic fund.

(b) "Eligible adult education provider" means a district, intermediate district, a consortium of districts, a consortium of intermediate districts, or a consortium of districts and intermediate districts that is identified as part of the local process described in subsection (5)(c) and approved by the department.

(c) "Participant" means the sum of the number of full-time equated individuals enrolled in and attending a department-approved adult education program under this section, using quarterly participant count days on the schedule described in section 6(7)(b)." and adjusting the totals in section 11 and enacting section 1 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Dillon moved to amend the bill as follows:

1. Amend page 73, line 22, by striking out "\$3,912,400,000.00" and inserting "\$3,911,200,000.00".

2. Amend page 125, following line 10, by inserting:

"Sec. 41. From the appropriation in section 11, there is allocated an amount not to exceed \$1,200,000.00 ~~each fiscal year for 2013-2014 and for 2014-2015~~ **FOR 2015-2016** to applicant districts and intermediate districts offering programs of instruction for pupils of limited English-speaking ability under section 1153 of the revised school code, MCL 380.1153. Reimbursement shall be on a per-pupil basis and shall be based on the number of pupils of limited English-speaking ability in membership on the pupil membership count day. Funds allocated under this section shall be used solely for instruction in speaking, reading, writing, or comprehension of English. A pupil shall not be counted under this section or instructed in a program under this section for more than 3 years." and adjusting the totals in section 11 and enacting section 1 accordingly.

3. Amend page 272, line 8, by striking out "41,".

4. Amend page 272, line 11, by striking out "388.1641,".

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Singh moved to amend the bill as follows:

1. Amend page 239, line 25, after "AND" by striking out "\$1,132,600.00" and inserting "\$1,925,000.00".

2. Amend page 240, line 2, after "AND" by striking out "\$685,400.00" and inserting "\$1,424,300.00".

3. Amend page 240, line 6, after "AND" by striking out "\$721,800.00" and inserting "\$1,202,500.00".

4. Amend page 240, line 10, after "AND" by striking out "\$1,223,100.00" and inserting "\$1,846,500.00".

5. Amend page 240, line 14, after "AND" by striking out "\$121,200.00" and inserting "\$244,700.00".
6. Amend page 240, line 19, after "OPERATIONS," by striking out "\$2,500,700.00" and inserting "\$5,252,600.00".
7. Amend page 240, line 20, by striking out "\$32,340,700.00" and inserting "\$32,668,500.00".
8. Amend page 240, line 20, after "AND" by striking out "\$27,850,500.00" and inserting "\$28,132,700.00".
9. Amend page 240, line 25, after "AND" by striking out "\$471,300.00" and inserting "\$937,100.00".
10. Amend page 241, line 2, after "AND" by striking out "\$444,100.00" and inserting "\$883,900.00".
11. Amend page 241, line 6, after "AND" by striking out "\$799,800.00" and inserting "\$1,303,400.00".
12. Amend page 241, line 10, after "AND" by striking out "\$323,000.00" and inserting "\$510,900.00".
13. Amend page 241, line 14, after "AND" by striking out "\$2,768,400.00" and inserting "\$5,831,800.00".
14. Amend page 241, line 19, after "AND" by striking out "\$191,700.00" and inserting "\$430,600.00".
15. Amend page 241, line 23, after "AND" by striking out "\$263,100.00" and inserting "\$468,200.00".
16. Amend page 241, line 27, after "AND" by striking out "\$531,800.00" and inserting "\$2,567,200.00".
17. Amend page 242, line 4, after "AND" by striking out "\$908,000.00" and inserting "\$1,970,400.00".
18. Amend page 261, following line 19, by inserting:

"(a) Proportional to each university's share of total operations funding appropriated in fiscal year 2010-2011, 50.0%." and relettering the remaining subdivisions.

19. Amend page 261, line 23, after "areas" by striking out "22.2%" and inserting "11.1%".

20. Amend page 262, line 1, after "only," by striking out "11.1%" and inserting "5.6%".

21. Amend page 262, line 6, after "students," by striking out "66.7%" and inserting "33.3%" and adjusting the subtotals, totals, and enacting section 1 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Durhal moved to amend the bill as follows:

1. Amend page 242, line 18, after "is" by striking out "\$315,000.00" and inserting "\$390,000.00".

2. Amend page 242, following line 24, by inserting:

"(C) COMPARATIVE REVIEW AND ASSESSMENT OF MICHIGAN HIGHER EDUCATION PERFORMANCE FUNDING METRICS, \$75,000.00."

3. Amend page 262, following line 24, by inserting:

"SEC. 265B. (1) FUNDING APPROPRIATED IN SECTION 236 FOR A COMPARATIVE REVIEW AND ASSESSMENT OF MICHIGAN HIGHER EDUCATION PERFORMANCE METRICS SHALL BE USED BY THE STATE BUDGET OFFICE TO CONTRACT WITH A NATIONALLY-RECOGNIZED ENTITY IN HIGHER EDUCATION FUNDING AND POLICY TO PERFORM A COMPARATIVE REVIEW AND ASSESSMENT OF CURRENT MICHIGAN HIGHER EDUCATION PERFORMANCE FUNDING METRICS TO DETERMINE WHETHER THEY ARE CONSISTENT WITH BEST PRACTICES NATIONALLY AND WHETHER THEY ARE DRIVING EDUCATION OUTCOMES CONSISTENT WITH THE STATE'S HIGHER EDUCATION POLICY GOALS.

(2) THE ENTITY SELECTED UNDER SUBSECTION (1) SHALL CONSULT WITH MICHIGAN POLICY AND FISCAL AUTHORITIES INCLUDING, BUT NOT LIMITED TO, THE GOVERNOR'S HIGHER EDUCATION ADVISOR, THE CHAIRS AND VICE-CHAIRS OF THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE PRESIDENTS COUNCIL, OF THE STATE UNIVERSITIES OF MICHIGAN, THE UNIVERSITY RESEARCH CORRIDOR, THE STATE BUDGET DIRECTOR, AND THE HOUSE AND SENATE FISCAL AGENCIES.

(3) BY JANUARY 1, 2016, THE ENTITY SELECTED UNDER SUBSECTION (1) SHALL REPORT ITS RECOMMENDATIONS TO THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE HOUSE AND SENATE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR. AT A MINIMUM, THE REPORT SHALL INCLUDE EXPLANATIONS AND ANALYSES OF CURRENT AND PROPOSED PERFORMANCE FUNDING METRICS." and adjusting the subtotals, totals, and enacting section 1 accordingly.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Singh moved to amend the bill as follows:

1. Amend page 46, following line 19, by inserting:

"(7) BEGINNING IN 2015-2016, FOR PUPILS ATTENDING A SCHOOL OF EXCELLENCE THAT IS A CYBER SCHOOL AS DESCRIBED UNDER SECTION 552 OF THE REVISED SCHOOL CODE, MCL 380.552, THE ALLOCATION CALCULATED UNDER THIS SECTION IS AN AMOUNT PER MEMBERSHIP PUPIL OTHER THAN SPECIAL EDUCATION PUPILS EQUAL TO 80% OF THE FOUNDATION ALLOWANCE OF

THE DISTRICT IN WHICH THE PUBLIC SCHOOL ACADEMY IS LOCATED, NOT TO EXCEED THE MAXIMUM PUBLIC SCHOOL ACADEMY ALLOCATION.” and renumbering the remaining subsections.

2. Amend page 55, line 12, after “EXCEED” by striking out “\$14,000,000.00” and inserting “\$26,000,000.00”.
3. Amend page 56, line 14, after “EXCEED” by striking out “\$8,000,000.00” and inserting “\$20,000,000.00”.
4. Amend page 56, line 17, after “THAN” by striking out “\$25.00” and inserting “\$75.00”.
5. Amend page 57, line 9, after “TO” by striking out “\$25.00” and inserting “\$75.00”.
6. Amend page 73, line 22, by striking out “\$3,912,400,000.00” and inserting “\$3,900,400,000.00”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Schor moved to amend the bill as follows:

1. Amend page 100, following line 9, by inserting:
 “Sec. 31b. (1) From the appropriations in section 11, there is allocated an amount not to exceed ~~\$2,000,000.00~~ **\$5,000,000.00** for ~~2013-2014-2015-2016~~ for grants to at-risk districts for implementing a year-round instructional program for at least 1 of its schools.

(2) The department shall select districts for grants under this section from among applicant districts that meet both of the following:

(a) The district meets 1 or both of the following:

(i) Is eligible in ~~2013-2014-2014-2015~~ for the community eligibility option for free and reduced price lunch under 42 USC 1759a.

(ii) At least 50% of the pupils in membership in the district met the income eligibility criteria for free breakfast, lunch, or milk in the immediately preceding state fiscal year, as determined under the Richard B. Russell national school lunch act, 42 USC 1751 to 1769i.

(b) The board of the district has adopted a resolution stating that the district will implement for the first time a year-round instructional calendar that will begin in ~~2014-2015-2015-2016~~ for at least 1 school operated by the district and committing to providing the year-round instructional calendar in each of those schools for at least 3 school years.

(3) A district seeking a grant under this section shall apply to the department in the form and manner prescribed by the department not later than ~~May 1, 2014~~ **JULY 1, 2015**. The department shall select districts for grants and make notification not later than ~~June 1, 2014~~ **AUGUST 1, 2015**.

(4) The department shall award grants under this section on a competitive basis, but shall give priority based solely on consideration of the following criteria:

(a) Giving priority to districts with lower general fund balances as a percent of revenues.

(b) Giving priority to districts that operate at least 1 school that has been identified by the department as either a priority school or a focus school.

(c) Ensuring that grant funding includes both rural and urban districts.

(5) The amount of a grant under this section to any 1 district shall not exceed \$750,000.00.

(6) A grant payment under this section to a district shall be used for necessary modifications to instructional facilities and other nonrecurring costs of preparing for the operation of a year-round instructional program as approved by the department.

(7) A district receiving a grant under this section is not required to provide more than the minimum number of days and hours of pupil instruction prescribed under section 101, but shall spread at least those minimum amounts of pupil instruction over the entire year in each of its schools in which a year-round instructional calendar is implemented. The district shall commit to providing the year-round instructional calendar in each of those schools for at least 3 school years.

(8) For a district receiving a grant under this section, excessive heat is considered to be a condition not within the control of school authorities for the purpose of days or hours being counted as days or hours of pupil instruction under section 101(4).

(9) Notwithstanding section 17b, grant payments to districts under this section shall be paid on a schedule determined by the department.” and adjusting the totals in section 11 and enacting section 1 accordingly.

2. Amend page 272, line 7, after “22j,” by striking out “31b.”.

3. Amend page 272, line 10, after “388.1622j,” by striking out “388.1631b.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Glenn moved to amend the bill as follows:

1. Amend page 89, line 12, after “(2)” by striking out “For” and inserting “**IF THE TOTAL AMOUNT ALLOCATED UNDER SUBSECTION (1) IS LESS THAN \$347,695,500.00, THEN FOR**”.

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

Rep. Howrylak moved to amend the bill as follows:

1. Amend page 55, line 12, after “EXCEED” by striking out “\$14,000,000.00” and inserting “\$19,000,000.00”.

2. Amend page 56, line 14, after “EXCEED” by striking out “\$8,000,000.00” and inserting “\$13,000,000.00”.

3. Amend page 56, line 17, after “THAN” by striking out “\$25.00” and inserting “\$50.00”.
4. Amend page 57, line 9, after “TO” by striking out “\$25.00” and inserting “\$50.00”.
5. Amend page 77, line 16, by striking out “\$24,000,000.00” and inserting “\$29,000,000.00”.
6. Amend page 77, line 19, by striking out “\$7,550.00” and inserting “\$7,555.00”.
7. Amend page 77, line 20, after “of” by striking out “\$25.00” and inserting “\$30.00”.
8. Amend page 77, line 21, after “between” by striking out “\$7,550.00” and inserting “\$7,555.00” and adjusting the totals in enacting section 1 accordingly.
9. Amend page 160, line 20, by striking out all of section 95a.
10. Amend page 272, line 8, after “74a,” by inserting “95a,”.
11. Amend page 272, line 11, after “388.1674a,” by inserting “388.1695a,”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Nesbitt moved that consideration of the bill be postponed temporarily.

The motion prevailed.

The Speaker called Associate Speaker Pro Tempore Franz to the Chair.

House Bill No. 4363, entitled

A bill to amend 1984 PA 192, entitled “Forbes mechanical contractors act,” by amending section 10 (MCL 338.980), as amended by 2012 PA 312.

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

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

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

The motion prevailed.

House Bill No. 4364, entitled

A bill to amend 2002 PA 733, entitled “State plumbing act,” by amending section 31 (MCL 338.3541), as amended by 2012 PA 311.

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

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

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

The motion prevailed.

House Bill No. 4382, entitled

A bill to amend 1956 PA 217, entitled “Electrical administrative act,” by amending section 3 (MCL 338.883), as amended by 2012 PA 313.

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

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

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

The motion prevailed.

House Bill No. 4383, entitled

A bill to amend 1986 PA 54, entitled “Building officials and inspectors registration act,” by amending section 13 (MCL 338.2313), as amended by 2012 PA 314.

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

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

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

The motion prevailed.

House Bill No. 4381, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending sections 13, 17, 21, 25, 27, 29, 31, 37, 38, and 43 (MCL 338.2213, 338.2217, 338.2221, 338.2225, 338.2227, 338.2229, 338.2231, 338.2237, 338.2238, and 338.2243), sections 13, 17, 21, 25, 27, 29, 31, 37, and 38 as amended by 2012 PA 308 and section 43 as amended by 2013 PA 78.

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

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

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

The motion prevailed.

House Bill No. 4384, entitled

A bill to amend 1982 PA 162, entitled "Nonprofit corporation act," by amending section 1060 (MCL 450.3060), as amended by 2014 PA 557.

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

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

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

The motion prevailed.

House Bill No. 4397, entitled

A bill to amend 1972 PA 284, entitled "Business corporation act," by amending section 1060 (MCL 450.2060), as amended by 2012 PA 315.

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

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

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

The motion prevailed.

House Bill No. 4398, entitled

A bill to amend 2008 PA 551, entitled "Uniform securities act (2002)," by amending section 410 (MCL 451.2410), as amended by 2012 PA 307.

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

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

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

The motion prevailed.

House Bill No. 4399, entitled

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending section 1101 (MCL 450.5101), as amended by 2012 PA 310.

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

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

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

The motion prevailed.

House Bill No. 4400, entitled

A bill to amend 1937 PA 284, entitled "An act to prevent the spread of infectious and contagious diseases of livestock; to require persons, associations, partnerships and corporations engaged in the buying, receiving, selling, transporting, exchanging, negotiating, or soliciting sale, resale, exchange or transportation of livestock to be licensed and bonded by the department of agriculture; to keep a producers' proceeds account; to provide for the refusal, suspension or revocation

of such licenses; to provide for weighmasters; to provide for the inspection and disinfection of yards, premises and vehicles; and to provide penalties for the violation of this act,” by amending section 3 (MCL 287.123), as amended by 2012 PA 317.

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

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

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

The motion prevailed.

House Bill No. 4439, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 806 (MCL 257.806), as amended by 2011 PA 159.

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

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

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

The motion prevailed.

House Bill No. 4441, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 3104, 3118, 3120, 3122, 4112, 11525a, 17303, and 17317 (MCL 324.3104, 324.3118, 324.3120, 324.3122, 324.4112, 324.11525a, 324.17303, and 324.17317), sections 3104, 3118, 3120, and 3122 as amended by 2011 PA 90, section 4112 as amended by 2010 PA 302, section 11525a as amended by 2013 PA 72, section 17303 as added by 2008 PA 394, and section 17317 as added by 2008 PA 395.

The bill was read a second time.

Rep. Hughes moved to amend the bill as follows:

1. Amend page 17, line 12, after “October 1,” by striking out “**2019**” and inserting “**2016**”.

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

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

The motion prevailed.

House Bill No. 4443, entitled

A bill to amend 1935 PA 120, entitled “An act to prescribe a method for the fingerprinting of residents of the state, and to provide for the recording and filing thereof by the central records division of the department of state police,” by amending the title and section 3 (MCL 28.273), the title as amended by 1985 PA 175 and section 3 as amended by 2012 PA 318.

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

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

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

The motion prevailed.

House Bill No. 4445, entitled

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending section 7 (MCL 28.297), as amended by 2011 PA 158.

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

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

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

The motion prevailed.

House Bill No. 4446, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 208b, 217a, and 232 (MCL 257.208b, 257.217a, and 257.232), as amended by 2011 PA 159.

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

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

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

The motion prevailed.

House Bill No. 4448, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30104, 30104b, 30109, 32312, and 32513 (MCL 324.30104, 324.30104b, 324.30109, 324.32312, and 324.32513), sections 30104 and 32513 as amended by 2013 PA 98, section 30104b as amended by 2010 PA 179, and sections 30109 and 32312 as amended by 2011 PA 90.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4440, entitled

A bill to amend 1987 PA 231, entitled "An act to create a transportation economic development fund in the state treasury; to prescribe the uses of and distributions from this fund; to create the office of economic development and to prescribe its powers and duties; to prescribe the powers and duties of the state transportation department, state transportation commission, and certain other bodies; and to permit the issuance of certain bonds," by amending section 11 (MCL 247.911), as amended by 2014 PA 302.

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

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

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

The motion prevailed.

House Bill No. 4442, entitled

A bill to amend 1986 PA 102, entitled "An act to establish a grant program for certain part-time, independent students in this state; and to prescribe the powers and duties of certain state agencies and institutions of higher education," by amending sections 1, 2, 3, 4, 5, 6, 7, and 8 (MCL 390.1281, 390.1282, 390.1283, 390.1284, 390.1285, 390.1286, 390.1287, and 390.1288), section 3 as amended by 2004 PA 180.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Appropriations,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Muxlow moved to amend the bill as follows:

1. Amend page 3, line 13, by inserting:

"(i) Is not enrolled in an institution whose primary purpose is to prepare students for ordination or appointment as a member of the clergy of a church, denomination, or religious association, order, or sect." and relettering the remaining subdivisions.

2. Amend page 4, line 5, after "amount" by striking out the balance of the line through "**DEPARTMENT**" on line 6 and inserting "**OF AT LEAST \$250.00 AND NOT MORE THAN \$1,200.00**".

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

House Bill No. 4404, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 10 (MCL 421.10), as amended by 2011 PA 269.

The bill was read a second time.

Rep. Inman moved to amend the bill as follows:

1. Amend page 5, line 21, after "effect" by striking out the balance of the enacting section and inserting "October 1, 2015."

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

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

The motion prevailed.

House Bill No. 4409, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by repealing section 57s (MCL 400.57s), as added by 2006 PA 471.

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

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

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

The motion prevailed.

House Bill No. 4434, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 117a (MCL 400.117a), as amended by 2014 PA 520.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Appropriations,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Senate Bill No. 85, entitled

A bill to amend 1990 PA 319, entitled "An act to prohibit local units of government from imposing certain restrictions on the ownership, registration, purchase, sale, transfer, transportation, or possession of pistols or other firearms, ammunition for pistols or other firearms, or components of pistols or other firearms," by amending the title and sections 1, 2, 3, and 4 (MCL 123.1101, 123.1102, 123.1103, and 123.1104).

The bill was read a second time.

Rep. Schor moved to amend the bill as follows:

1. Amend page 3, line 17, after the first "a" by striking out "city or a charter township" and inserting "**LOCAL UNIT OF GOVERNMENT**".

2. Amend page 3, line 18, after "from" by striking out the balance of the line through "**PROHIBITING**" on line 19 and inserting "prohibiting".

3. Amend page 3, line 19, after "pistol" by inserting a comma and "**PNEUMATIC GUN,**".

4. Amend page 3, line 20, after "that" by striking out the balance of the line through "**PROPERTY.**" on line 2 of page 4 and inserting "**LOCAL UNIT OF GOVERNMENT. AN ORDINANCE SHALL NOT PROHIBIT THE DISCHARGE OF PNEUMATIC GUNS AT AUTHORIZED TARGET RANGES, ON OTHER PROPERTY WHERE FIREARMS MAY BE DISCHARGED, OR ON OR WITHIN PRIVATE PROPERTY WITH THE PERMISSION OF THE OWNER OR POSSESSOR OF THAT PROPERTY.**".

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Irwin moved to amend the bill as follows:

1. Amend page 3, following line 16, by inserting:

"(E) PROHIBITING OR REGULATING CONDUCT WITH A PISTOL, FIREARM, OR PNEUMATIC GUN FOR THE PURPOSES OF PUBLIC SAFETY ON PROPERTY OWNED BY THAT LOCAL UNIT OF GOVERNMENT."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Irwin moved to amend the bill as follows:

1. Amend page 3, following line 16, by inserting:

"(E) REQUIRING THAT EACH TOY, LOOK-ALIKE, OR IMITATION FIREARM HAS THE DISTINCTIVE MARKINGS OR DEVICES REQUIRED BY 15 USC 5001(B) AND 15 CFR 272.3."

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

House Bill No. 4220, entitled

A bill to amend 2004 PA 403, entitled "Michigan unarmed combat regulatory act," by amending the title and sections 10, 11, 12, 22, 30, 32, 33, 35, 40, 41, 42, 43, 44, 46, 47, 48, 50, 52, 61, and 61a (MCL 338.3610, 338.3611, 338.3612, 338.3622, 338.3630, 338.3632, 338.3633, 338.3635, 338.3640, 338.3641, 338.3642, 338.3643, 338.3644, 338.3646, 338.3647, 338.3648, 338.3650, 338.3652, 338.3661, and 338.3661a), sections 10, 11, 12, 32, 35, 47, and 48 as amended by 2007 PA 196, section 22 as amended by 2010 PA 100, and section 33 as amended and section 61a as added by 2012 PA 546, by amending the headings for chapters 1 to 6, and by adding sections 2, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, and 87 and headings for articles 1, 2, and 3; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Regulatory Reform,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Santana moved to amend the bill as follows:

1. Amend page 27, line 27, after "**PRECEDING**" by striking out "**6-MONTH PERIOD**" and inserting "**2 CALENDAR YEARS**".

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

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

The motion prevailed.

House Bill No. 4286, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13p of chapter XVII (MCL 777.13p), as amended by 2010 PA 317.

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

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

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

The motion prevailed.

Rep. Nesbitt moved that House Committees be given leave to meet during the balance of today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, April 23:

Senate Bill Nos. 290 291 292 293 294 295 296 297

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, April 24:

House Bill Nos. 4509 4510 4511 4512 4513 4514 4515 4516 4517 4518 4519

The Clerk announced that the following Senate bill had been received on Tuesday, April 28:

Senate Bill No. 217

Reports of Standing Committees

The Committee on Criminal Justice, by Rep. Heise, Chair, reported

House Bill No. 4314, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 601d (MCL 257.601d), as added by 2008 PA 463.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Heise, Webber, Howrylak, Lucido, Guerra and Hovey-Wright

Nays: None

The Committee on Criminal Justice, by Rep. Heise, Chair, reported

House Bill No. 4463, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 37 of chapter XVII (MCL 777.37), as amended by 2002 PA 137.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright and Chang

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Heise, Chair, of the Committee on Criminal Justice, was received and read:

Meeting held on: Tuesday, April 28, 2015

Present: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright and Chang

The Committee on Commerce and Trade, by Rep. Graves, Chair, reported

House Bill No. 4362, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 611 (MCL 418.611), as amended by 1993 PA 198.

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

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Graves, Sheppard, Callton, Jenkins, Johnson, Rendon, Somerville, Hughes, Barrett, Garcia, Glenn, Leutheuser, Schor, Townsend, Byrd, Garrett, Geiss, Love and Moss

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Graves, Chair, of the Committee on Commerce and Trade, was received and read:

Meeting held on: Tuesday, April 28, 2015

Present: Reps. Graves, Sheppard, Callton, Jenkins, Johnson, Rendon, Somerville, Hughes, Barrett, Garcia, Glenn, Leutheuser, Schor, Townsend, Byrd, Garrett, Geiss, Love and Moss

The Committee on Transportation and Infrastructure, by Rep. Pettalia, Chair, reported

House Bill No. 4319, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 669 (MCL 257.669), as amended by 2002 PA 534.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Maturen, Lane, Rutledge, Smiley, Cochran, Dianda and Neeley

Nays: None

The Committee on Transportation and Infrastructure, by Rep. Pettalia, Chair, reported

House Bill No. 4320, entitled

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending section 57 (MCL 257.1857), as amended by 2006 PA 108.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Maturen, Lane, Rutledge, Smiley, Cochran, Dianda and Neeley

Nays: None

The Committee on Transportation and Infrastructure, by Rep. Pettalia, Chair, reported

House Bill No. 4389, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 4a.

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

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Maturen, Lane, Rutledge, Smiley, Cochran, Dianda and Neeley

Nays: None

The Committee on Transportation and Infrastructure, by Rep. Pettalia, Chair, reported

House Bill No. 4468, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," (MCL 259.1 to 259.208) by amending the title, as amended by 2002 PA 90, and by adding chapter VIIA.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Maturen, Lane, Rutledge, Smiley, Cochran, Dianda and Neeley

Nays: None

The Committee on Transportation and Infrastructure, by Rep. Pettalia, Chair, reported

Senate Bill No. 99, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 89a.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Maturen, Lane, Rutledge, Smiley, Cochran, Dianda and Neeley

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Pettalia, Chair, of the Committee on Transportation and Infrastructure, was received and read:

Meeting held on: Tuesday, April 28, 2015

Present: Reps. Pettalia, Glardon, Farrington, Goike, Jacobsen, Yonker, Lauwers, McCready, Cole, Maturen, Lane, Rutledge, Smiley, Cochran, Dianda and Neeley

The Committee on Judiciary, by Rep. Kesto, Chair, reported

House Bill No. 4071, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending sections 7 and 7a (MCL 722.27 and 722.27a), section 7 as amended by 2005 PA 328 and section 7a as amended by 2012 PA 600.

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

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Chang and Guerra

Nays: None

The Committee on Judiciary, by Rep. Kesto, Chair, reported

House Bill No. 4467, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 20i (MCL 791.220i), as amended by 2012 PA 599.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Cole and Runestad

Nays: Reps. Howrylak, Irwin, Robinson and Chang

The Committee on Judiciary, by Rep. Kesto, Chair, reported

House Bill No. 4482, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 2 (MCL 722.22), as amended by 2005 PA 327.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Chang and Guerra

Nays: None

The Committee on Judiciary, by Rep. Kesto, Chair, reported

Senate Bill No. 9, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending sections 2, 7, and 7a (MCL 722.22, 722.27, and 722.27a), section 2 as amended by 2005 PA 327, section 7 as amended by 2005 PA 328, and section 7a as amended by 2012 PA 600.

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

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Chang and Guerra

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 28, 2015

Present: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang and Guerra

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Monday, April 27, 2015

Present: Reps. Rendon, Goike, Forlini, Cole, Brinks and Gay-Dagnogo

Absent: Reps. Pettalia and Smiley

Excused: Reps. Pettalia and Smiley

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 28, 2015

Present: Reps. Callton, Vaupel, Hooker, Yonker, Graves, Hughes, Kesto, VerHeulen, Bizon, Chatfield, Crawford, Garcia, Tedder, Darany, Brinks, Cochran, Phelps, Geiss, Liberati, Neeley and Wittenberg

Messages from the Senate

Senate Bill No. 217, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 7dd and 7jj (MCL 211.7dd and 211.7jj[1]), section 7dd as amended by 2013 PA 44 and section 7jj as amended by 2013 PA 42.

The Senate has passed the bill.

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

Communications from State Officers

The following communications from the Secretary of State were received and read:

Notices of Filing
Administrative Rules

April 22, 2015

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office

of Regulatory Reinvention filed Administrative Rule #2014-064-LR (Secretary of State Filing #15-04-08) on this date at 3:52 P.M. for the Department of Licensing and Regulatory Affairs, entitled "Part 6. Fire Exits".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 22, 2015

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2014-065-LR (Secretary of State Filing #15-04-09) on this date at 3:52 P.M. for the Department of Licensing and Regulatory Affairs, entitled "Part 50. Telecommunications".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 22, 2015

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2014-066-LR (Secretary of State Filing #15-04-10) on this date at 3:52 P.M. for the Department of Licensing and Regulatory Affairs, entitled "Part 55. Explosives and Blasting Agents".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 23, 2015

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2014-067-LR (Secretary of State Filing #15-04-11) on this date at 2:40 P.M. for the Department of Licensing and Regulatory Affairs, entitled "Part 56. Storage and Handling of Liquefied Petroleum Gases".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 23, 2015

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2014-070-LR (Secretary of State Filing #15-04-12) on this date at 2:40 P.M. for the Department of Licensing and Regulatory Affairs, entitled "Part 78. Storage and Handling of Anhydrous Ammonia".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,
Ruth Johnson
Secretary of State
Robin L. Houston, Departmental Supervisor
Office of the Great Seal

The communications were referred to the Clerk.

Introduction of Bills

Reps. Iden, Aaron Miller, Sheppard, Maturen, Brett Roberts, Chatfield and Glenn introduced
House Bill No. 4520, 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 the title and section 1 (MCL 554.601), section 1 as amended by 1995 PA 79, and by adding sections 1d, 1e, 1f, and 1g.

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

Reps. Barrett, Heise, Moss, Kelly, Hughes, Chatfield, Rutledge, Tedder, Lucido, Sheppard, LaVoy, Hooker, Outman, Bumstead, Faris, Talabi, Chang, Glenn and Cole introduced

House Bill No. 4521, entitled

A bill to provide for the issuance of identification, tags, and vests for service animals; and to provide for certain powers and duties of the department of civil rights.

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

Reps. McBroom and Howrylak introduced

House Bill No. 4522, entitled

A bill to amend 1952 PA 46, entitled "An act to provide for the inspection by committees of the legislature of the records and files of state departments, boards, institutions and agencies," by amending section 1 (MCL 4.541).

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

Rep. McBroom introduced

House Bill No. 4523, entitled

A bill to amend 1931 PA 118, entitled "An act to provide for the administration of oaths, subpoena of witnesses and/or examination of certain books and records by committees and commissions of the legislature," by amending section 1 (MCL 4.101).

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

Reps. Brinks, Phelps, Chang, Sarah Roberts, Moss, Yanez, Driskell, Greig, Cochran, Kivela, Pagan, Geiss, Zemke, Townsend, Faris, Chirkun, Hovey-Wright, Lane and Irwin introduced

House Bill No. 4524, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 140 to article 12.

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

Reps. Brinks, Hovey-Wright, Driskell, Singh, Schor, Townsend, Byrd, Pagan, Chang, Neeley, Plawecki, Phelps, Hoadley, Guerra, Moss, Faris, Dillon, Sarah Roberts, LaVoy, Greig, Darany, Yanez, Chirkun, Wittenberg, Liberati, Rutledge, Garrett, Irwin, Geiss, Howrylak and Lane introduced

House Bill No. 4525, entitled

A bill to amend 1976 PA 453, entitled "Elliott-Larsen civil rights act," by amending section 602 (MCL 37.2602), as amended by 1992 PA 258.

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

Reps. Talabi, Garrett, Greig, Geiss, Rutledge, Liberati, Phelps, Yanez, Brinks, Durhal, Guerra, Moss, Driskell, Chang and Gay-Dagnogo introduced

House Bill No. 4526, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2000 PA 288.

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

Reps. Rutledge, Hughes, Moss, Kelly, LaVoy, Driskell, Darany, Dianda, Pscholka, Glenn, Lyons, Singh, Townsend, Barrett, Faris and Potvin introduced

House Bill No. 4527, entitled

A bill to amend 1981 PA 82, entitled "An act to prohibit the use of certain collars or harnesses and leashes on dogs in public places, except by deaf, audibly impaired, or otherwise physically limited persons; and to prescribe penalties," by amending the title and sections 1, 2, and 3 (MCL 752.61, 752.62, and 752.63), the title and sections 1 and 2 as amended by 1984 PA 111.

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

Rep. Faris introduced

House Bill No. 4528, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 492 (MCL 18.1492), as amended by 1999 PA 8.

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

Reps. Inman, Lucido, Victory, Pagel, Hughes, Sheppard, Pscholka, Muxlow and Poleski introduced
House Bill No. 4529, entitled

A bill to amend 2001 PA 34, entitled "Revised municipal finance act," by amending section 518 (MCL 141.2518), as amended by 2014 PA 297.

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

Reps. McBroom, Lyons, McCready, Kelly, Victory, Price, Dianda and Kivela introduced

House Bill No. 4530, entitled

A bill to designate an official insect of the state of Michigan.

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

Reps. Lyons, Schor, Darany, Irwin, Dillon and Crawford introduced

House Bill No. 4531, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 16348a and part 186.

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

Reps. Lyons, LaFontaine and Franz introduced

House Bill No. 4532, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 115, 416, 451, 505, 1829, 1902, 1903, 1905, 1906, 1910, 1911, 1912, 1915, 1916, 1920, 1922, 1930, 1940, 1951, 2091, and 2093 (MCL 500.115, 500.416, 500.451, 500.505, 500.1829, 500.1902, 500.1903, 500.1905, 500.1906, 500.1910, 500.1911, 500.1912, 500.1915, 500.1916, 500.1920, 500.1922, 500.1930, 500.1940, 500.1951, 500.2091, and 500.2093), section 115 as amended and section 505 as added by 2001 PA 24, section 416 as amended by 1992 PA 182, sections 451, 1920, and 1951 as amended by 1994 PA 228, section 1829 as added by 1989 PA 214, sections 1902, 1906, 1911, 1912, 1916, 1922, 1930, and 1940 as added by 1980 PA 341, section 1903 as amended by 1994 PA 226, section 1905 as amended by 2001 PA 228, section 1910 as amended by 2012 PA 204, and section 1915 as amended by 2006 PA 644; and to repeal acts and parts of acts.

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

Rep. Townsend introduced

House Joint Resolution P, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 26 of article IV, to require a fiscal impact note for all bills and to require spending cuts or increased revenues for any bill that will increase state spending or have a negative impact on state revenues.

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

Announcements by the Clerk

April 23, 2015

Received from the Auditor General a copy of the following audit report and/or report summary:

Performance audit of the Environmental Stewardship Division, Michigan Department of Agriculture and Rural Development, April 2015.

Gary L. Randall
Clerk of the House

Rep. Moss moved that the House adjourn.
The motion prevailed, the time being 6:15 p.m.

Associate Speaker Pro Tempore Franz declared the House adjourned until Wednesday, April 29, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives