## No. 95 STATE OF MICHIGAN

# JOURNAL OF THE

# House of Representatives

## 99th Legislature REGULAR SESSION OF 2017

House Chamber, Lansing, Thursday, December 7, 2017.

12:01 a.m.

The House was called to order by the Speaker.

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

Frederick—present Garcia—present Garrett-present Gay-Dagnogo—present Geiss—present Glenn—present Graves—present Green—present Greig—present Greimel—present Griffin—present Guerra—present Hammoud—present Hauck—present Hernandez—present Hertel—present Hoadley—present Hoitenga—present Hornberger—present Howell—present Howrylak—present Hughes—present Iden—present Inman—present Johnson—present Jones—present Kahle—present Kelly—present

Kesto—present Kosowski-present LaFave—present LaGrand—present LaSata—present Lasinski-present Lauwers—present Leonard—present Leutheuser—present Liberati—present Lilly—present Love—present Lower—present Lucido—present Marino—present Maturen-present McCready—present Miller—present Moss—present Neeley—present Noble—present Pagan—present Pagel—present Peterson—present Phelps—present Rabhi—present Reilly—present

Roberts—present Robinson—present Runestad—present Sabo—present Santana—present Schor—present Scott—present Sheppard—present Singh—present Sneller—present Sowerby—present Tedder—present Theis—present VanderWall—present VanSingel—present Vaupel—present VerHeulen—present Victory—present Webber—present Wentworth—present Whiteford—present Wittenberg—present Yancey—present Yanez—present Yaroch—present Zemke—present

Rendon—present

Rep. Aaron Miller, from the 59th District, offered the following invocation:

"Our heavenly Father,

We thank You for this midnight clear that You have provided for us and for the privilege to be alive today, to be with each other in civility and kindness, and to be able to live in and be a part of this wonderful, great state that we love that we call Michigan.

While our people whom we serve are sleeping around the state, remind us even now of how very pivotal our role is here in our capital and of our most important role of all: to be Your ambassadors in this town and in our hometowns and in our homes, to shine Your light as part of our efforts to make ourselves more like You.

LORD, we take pause to thank You for the individuals here in this room who do not get enough credit from us for what they do. I thank You for Clerk Randall and Assistant Clerk Brown and the rest of their team of clerks here below. I thank You for all of the pages who donate their time, for the sergeants who graciously and faithfully protect us at all times of day, and for the clerks even downstairs who have to be here because we are here. I thank You for our policy staffs on each side, our central staffs, our caucus staffs, our communications staffs, and photographers. Thank You for the members of the media who are here who also have to work long hours on nights like these to work for the people of the state of Michigan. Thank You for the work that all of these do. Thank You for the residents of this state who are in the gallery who are here because they, too, care about Michigan.

We have so many demands on our time and on our attention and on our energy here in this place of what often seems to be turmoil, but, LORD, You warned us: 'In this world You will have trouble. But take heart! I have overcome the world.' We thank You for it. We give You glory and praise in the name of Your son, Jesus Christ.

Amen and amen."

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

## Third Reading of Bills

#### Senate Bill No. 570, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 9f, 9m, 9n, 9o, 19, and 53b (MCL 211.9f, 211.9m, 211.9n, 211.9o, 211.19, and 211.53b), section 9f as amended by 2016 PA 329, sections 9m and 9n as amended by 2017 PA 42, section 9o as amended by 2013 PA 153, and sections 19 and 53b as amended by 2016 PA 108.

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

#### Roll Call No. 441 Yeas—110

Afendoulis Frederick Kesto Albert Garcia Kosowski Alexander Garrett LaFave Allor Gay-Dagnogo LaGrand Barrett Geiss LaSata Bellino Glenn Lasinski Bizon Graves Lauwers Brann Green Leonard **Brinks** Greig Byrd Greimel Liberati Calley Griffin Lilly Cambensy Guerra Love Camilleri Hammoud Lower Canfield Hauck Lucido Chang Hernandez Marino Chatfield Hertel Maturen

Rendon Roberts Robinson Runestad Sabo Santana Schor Scott Leutheuser Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel

Chirkun Hoadley Hoitenga Clemente Cochran Hornberger Cole Howell Howrylak Cox Crawford Hughes Iden Dianda Durhal Inman Elder Johnson Ellison Jones Faris Kahle Farrington Kelly

McCready Miller Moss Neeley Noble Pagan Pagel Peterson Phelps Rabhi Reilly Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Navs—0

In The Chair: Tedder

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

"An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

## Senate Bill No. 571, entitled

A bill to amend 2014 PA 92, entitled "State essential services assessment act," by amending section 7 (MCL 211.1057), as amended by 2016 PA 107.

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

## Roll Call No. 442 Yeas—110

Afendoulis Frederick Albert Garcia Alexander Garrett Allor Gay-Dagnogo Barrett Geiss Bellino Glenn Bizon Graves Brann Green **Brinks** Greig Greimel Byrd Griffin Calley Cambensy Guerra Camilleri Hammoud Canfield Hauck

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Marino
Maturen
McCready
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Pagel
Peterson
Phelps
Rabhi
Reilly

VanderWall
VanSingel
Vaupel
VerHeulen
Victory
Webber
Wentworth
Whiteford
Wittenberg
Yancey
Yanez
Yaroch
Zemke

## Nays—0

In The Chair: Tedder

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

"An act to levy a specific tax on certain personal property; to provide for the administration, collection, and distribution of the specific tax; to provide for an exemption from that specific tax; to impose certain duties on persons and certain state departments; to impose penalties; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

## Senate Bill No. 572, entitled

A bill to amend 2014 PA 93, entitled "Alternative state essential services assessment act," by amending section 7 (MCL 211.1077), as amended by 2016 PA 109.

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

## Roll Call No. 443 Yeas—110

Afendoulis Frederick Albert Garcia Alexander Garrett Allor Gay-Dagnogo Barrett Geiss Bellino Glenn Bizon Graves Brann Green Greig **Brinks** Greimel Byrd Griffin Calley Cambensy Guerra Camilleri Hammoud Canfield Hauck Hernandez Chang Chatfield Hertel Chirkun Hoadley Hoitenga Clemente Cochran Hornberger

Kesto Kosowski LaFave LaGrand LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss

Rendon **Roberts** Robinson Runestad Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen

Victory

Cole Howell Cox Howrylak Crawford Hughes Dianda Iden Durhal Inman Elder Johnson Ellison Jones Faris Kahle Farrington Kelly

Neeley Noble Pagan Pagel Peterson Phelps Rabhi Reilly Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

## Nays—0

In The Chair: Tedder

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

"An act to levy a tax on certain personal property; to provide for the administration, collection, and distribution of the tax; to impose certain duties on persons and certain state departments; to impose penalties; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

#### Senate Bill No. 573, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 11a (MCL 207.561a), as amended by 2016 PA 110.

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

## Roll Call No. 444 Yeas—110

Afendoulis Frederick Albert Garcia Alexander Garrett Allor Gay-Dagnogo Barrett Geiss Bellino Glenn Bizon Graves Brann Green **Brinks** Greig Greimel Byrd Griffin Calley Cambensy Guerra Camilleri Hammoud Canfield Hauck Hernandez Chang Chatfield Hertel Chirkun Hoadley Hoitenga Clemente Cochran Hornberger

Kesto Kosowski LaFave LaGrand LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss

Rendon **Roberts** Robinson Runestad Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen

Victory

Cole Howell Cox Howrylak Crawford Hughes Iden Dianda Durhal Inman Elder Johnson Ellison Jones Faris Kahle Farrington Kelly

Neeley Noble Pagan Pagel Peterson Phelps Rabhi Reilly Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Nays—0

In The Chair: Tedder

The House agreed to the title of the bill.

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

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

By unanimous consent the House returned to the order of

**Motions and Resolutions** 

Reps. Jones, Geiss, Howrylak, Phelps and Zemke offered the following resolution:

## House Resolution No. 210.

A resolution to condemn the slave trade taking place in Libya.

Whereas, International organizations and media outlets have recently documented the existence of slavery auctions in Libya. Reports indicate that victims are being held in abhorrent conditions, ransomed, sold into forced labor and prostitution, and killed at the hands of human traffickers; and

Whereas, Slavery is a galling violation of human rights. The Secretary General of the United Nations declared in response to the reports that "slavery has no place in our world" and that the events in Libya "may amount to crimes against humanity." The videos and stories emerging from Libya showing the inhuman abuse of migrants remind us of the darkest periods of human history; and

Whereas, The international community has demanded an investigation and response by Libyan authorities. Protests have taken place around the world and several countries have withdrawn their ambassadors from Libya; and

Whereas, The political and economic situation in Libya remains fraught in the aftermath of the NATO-supported overthrow of Muammar Gaddafi that took place in 2011. The Libyan government is struggling to manage migration and the disorder within the country has provided opportunity for human traffickers to barbarically exploit displaced people; and

Whereas, The United States and the international community must do everything in their power to support the rescue of the victims of these atrocities and ensure that the perpetrators are held accountable; now, therefore, be it

Resolved by the House of Representatives, That we condemn the slave trade taking place in Libya; and be it further Resolved, That copies of this resolution be transmitted to the United States Secretary of State, the Secretary General of the United Nations, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to Committee on Military and Veterans Affairs.

Rep. Glenn offered the following resolution:

## House Resolution No. 211.

A resolution to declare December 7, 2017, as Pearl Harbor Remembrance Day in the state of Michigan.

Whereas, On December 7, Americans everywhere gather to commemorate the 76th anniversary of the morning in 1941 when American Armed Forces were attacked at Pearl Harbor by the Imperial Japanese air and naval forces. That attack killed more than 2,400 Americans and wounded 1,178 others; and

Whereas, This grievous attack plunged our nation into World War II, and although America was unprepared for war, our steadfast resolve and courage quickly prepared us to do what must be done in defense of our country. The sacrifices of our brave military helped ensure peace around the globe and thrust America into a crucial role of being world leader for democracy; and

Whereas, We remember those fallen Americans, our dead and wounded, and those young Americans who survived yet continued to serve this great country in and out of uniform; and

Whereas, We remember that America's freedom and way of life is sacred and was purchased at a very high price and can be threatened at any time, and that strength and courage and devotion to America's founding principles are worth defending at all costs; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare December 7, 2017, as Pearl Harbor Remembrance Day in the state of Michigan. We will continue to keep the resolve of those military personnel we have loved and lost by remembering the sacrifices made at Pearl Harbor.

The question being on the adoption of the resolution,

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

#### Substitute for House Resolution No. 211.

A resolution to declare December 7, 2017, as Pearl Harbor Remembrance Day in the state of Michigan.

Whereas, On December 7, Americans everywhere gather to commemorate the 76th anniversary of the morning in 1941 when American Armed Forces were attacked at Pearl Harbor by the Imperial Japanese air and naval forces. That attack killed more than 2,400 Americans and wounded nearly 1,200 others; and

Whereas, This grievous attack plunged our nation into World War II, and although America was unprepared for war, our steadfast resolve and courage quickly prepared us to do what must be done in defense of our country. The sacrifices of our brave military helped ensure peace around the globe and thrust America into a crucial role of being world leader for democracy; and

Whereas, We remember those fallen Americans, our dead and wounded, and those young Americans who survived yet continued to serve this great country in and out of uniform; and

Whereas, We remember that America's freedom and way of life is sacred and was purchased at a very high price and can be threatened at any time, and that strength and courage and devotion to America's founding principles are worth defending at all costs; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare December 7, 2017, as Pearl Harbor Remembrance Day in the state of Michigan. We will continue to keep the resolve of those military personnel we have loved and lost by remembering the sacrifices made at Pearl Harbor.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker Pro Tempore assumed the Chair.

#### **Second Reading of Bills**

#### House Bill No. 5298, entitled

A bill to create the protecting local government retirement and benefits act; to provide the powers and duties of certain state agencies and officials; to create a local government retirement stability board; and to make appropriations.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Michigan Competitiveness (for amendment, see House Journal No. 93, p. 2058),

The amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Rendon moved to substitute (H-6) the bill.

The motion prevailed and the substitute (H-6) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

#### House Bill No. 5301, entitled

A bill to amend 1961 PA 88, entitled "Reciprocal retirement act," (MCL 38.1101 to 38.1106) by adding section 2a. The bill was read a second time.

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

The motion prevailed.

#### House Bill No. 5303, entitled

A bill to amend 1846 RS 16, entitled "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," by amending section 110b (MCL 41.110b), as amended by 1999 PA 209.

The bill was read a second time.

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

The motion prevailed.

## House Bill No. 5304, entitled

A bill to amend 1966 PA 293, entitled "An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies," by amending sections 14, 14a, and 15 (MCL 45.514, 45.514a, and 45.515), section 14 as amended by 2005 PA 208, section 14a as added by 2012 PA 466, and section 15 as amended by 1980 PA 7, and by adding section 15c.

The bill was read a second time.

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

The motion prevailed.

#### House Bill No. 5305, entitled

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," by amending sections 12a, 12d, and 12e (MCL 46.12a, 46.12d, and 46.12e), section 12a as amended by 2003 PA 219.

The bill was read a second time.

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

The motion prevailed.

#### House Bill No. 5306, entitled

A bill to amend 1937 PA 345, entitled "Fire fighters and police officers retirement act," by amending section 9 (MCL 38.559), as amended by 2002 PA 98, and by adding section 2a.

The bill was read a second time.

Rep. Chatfield moved to substitute (H-3) the bill.

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

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

The motion prevailed.

#### House Bill No. 5307, entitled

A bill to amend 1966 PA 28, entitled "An act to authorize the board of trustees of police and firemen retirement systems, municipal employees retirement systems, or county retirement systems to increase benefits," by amending section 1 (MCL 38.571), as amended by 2002 PA 602.

The bill was read a second time.

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

The motion prevailed.

## House Bill No. 5308, entitled

A bill to amend 1927 PA 339, entitled "An act to authorize the establishment of a system of retiring allowances for employes of public libraries now existing or which may hereafter be established in incorporated cities of 250,000 population or more," by amending section 2 (MCL 38.702).

The bill was read a second time.

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

The motion prevailed.

## House Bill No. 5309, entitled

A bill to amend 1973 PA 139, entitled "An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies," by amending sections 4a, 17, and 22 (MCL 45.554a, 45.567, and 45.572), section 4a as added by 2012 PA 507, and by adding section 22a.

The bill was read a second time.

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

The motion prevailed.

#### House Bill No. 5313, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 4i and 4p (MCL 117.4i and 117.4p), section 4i as amended and section 4p as added by 2014 PA 183, and by adding section 4u.

The bill was read a second time.

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

The motion prevailed.

#### House Bill No. 5310, entitled

A bill to amend 1984 PA 427, entitled "Municipal employees retirement act of 1984," by amending section 36 (MCL 38.1536), as amended by 2004 PA 490, and by adding section 41a.

The bill was read a second time.

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

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

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

The motion prevailed.

#### House Bill No. 5300, entitled

A bill to amend 1978 PA 566, entitled "An act to encourage the faithful performance of official duties by certain public officers and public employees; to prescribe standards of conduct for certain public officers and public employees; to prohibit the holding of incompatible public offices; and to provide certain judicial remedies," by amending section 3 (MCL 15.183), as amended by 2016 PA 196.

The bill was read a second time.

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

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

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

The motion prevailed.

## House Bill No. 5302, entitled

A bill to amend 1965 PA 314, entitled "Public employee retirement system investment act," by amending sections 13 and 20h (MCL 38.1133 and 38.1140h), as amended by 2016 PA 530.

The bill was read a second time.

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

The motion prevailed.

By unanimous consent the House returned to the order of

## Third Reading of Bills

Rep. Lauwers moved that **House Bill No. 5298** be placed on its immediate passage.

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

### House Bill No. 5298, entitled

A bill to create the protecting local government retirement and benefits act; to provide the powers and duties of certain state agencies and officials; to create a local government retirement stability board; and to make 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. 445

#### **Yeas—105**

Afendoulis Frederick Kahle Reilly Alexander Garcia Kelly Rendon Allor Garrett Kesto **Roberts** Barrett Gay-Dagnogo Kosowski Runestad Bellino Geiss LaFave Sabo Bizon Glenn LaGrand Schor Brann Graves LaSata Scott **Brinks** Green Lasinski Sheppard Bvrd Greig Lauwers Singh Calley Greimel Leonard Sneller Cambensy Griffin Leutheuser Sowerby Camilleri Guerra Liberati Tedder Canfield Hammoud Lilly Theis Chang Hauck Love VanderWall Chatfield Hernandez Lucido VanSingel Chirkun Hertel Marino Vaupel Clemente Hoadley Maturen VerHeulen Cochran Hoitenga McCready Victory Cole Hornberger Miller Webber Cox Howell Wentworth Moss Crawford Whiteford Howrylak Neelev Dianda Hughes Noble Wittenberg Durhal Iden Pagan Yancey Elder Inman Pagel Yanez Ellison Johnson Peterson Yaroch Zemke Faris Jones Phelps Farrington

## Nays-5

Albert Rabhi Robinson Santana

Lower

In The Chair: Chatfield

The question being on agreeing to the title of the bill,

Rep. Lauwers moved to amend the title to read as follows:

A bill to create the protecting local government retirement and benefits act; to provide the powers and duties of certain state and local agencies and officials; and to create a municipal stability board.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Lauwers moved that House Bill No. 5301 be placed on its immediate passage.

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

## House Bill No. 5301, entitled

A bill to amend 1961 PA 88, entitled "Reciprocal retirement act," (MCL 38.1101 to 38.1106) by adding section 2a. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 446

#### Yeas—107

Afendoulis Frederick Alexander Garcia Allor Garrett Gay-Dagnogo Barrett Bellino Geiss Bizon Glenn Brann Graves Brinks Green Byrd Greig Calley Greimel Cambensy Griffin Camilleri Guerra Canfield Hammoud Chang Hauck Chatfield Hernandez Chirkun Hertel Clemente Hoadley Cochran Hoitenga Cole Hornberger Cox Howell Crawford Howrylak Hughes Dianda Durhal Iden Elder Inman Ellison Johnson Faris Jones Farrington Kahle

Kelly Kesto Kosowski LaFave LaGrand LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neeley Noble Pagan Pagel Peterson Phelps Reilly

Rendon **Roberts** Runestad Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that **House Bill No. 5303** be placed on its immediate passage.

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

## House Bill No. 5303, entitled

A bill to amend 1846 RS 16, entitled "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," by amending section 110b (MCL 41.110b), as amended by 1999 PA 209. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 447 Yeas—107

Afendoulis Frederick Kelly Rendon Alexander Garcia Kesto Roberts Allor Barrett Bellino Bizon Brann **Brinks** Byrd Calley Cambensy Camilleri Canfield Chang Chatfield Chirkun Clemente Cochran Cole Cox Crawford Dianda Durhal Elder Ellison Faris Farrington

Garrett Gay-Dagnogo Geiss Glenn Graves Green Greig Greimel Griffin Guerra Hammoud Hauck Hernandez Hertel Hoadley Hoitenga Hornberger Howell Howrylak Hughes Iden Inman Johnson

LaGrand LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neeley Noble Pagan Pagel Peterson Phelps Reilly

Kosowski

LaFave

Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Runestad

## Nays—3

Albert Rabhi Robinson

Iones

Kahle

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that **House Bill No. 5304** be placed on its immediate passage.

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

#### House Bill No. 5304, entitled

A bill to amend 1966 PA 293, entitled "An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies," by amending sections 14, 14a, and 15 (MCL 45.514, 45.514a, and 45.515), section 14 as amended by 2005 PA 208, section 14a as added by 2012 PA 466, and section 15 as amended by 1980 PA 7, and by adding section 15c.

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

Roll Call No. 448 Yeas—107

Afendoulis Frederick Kelly Rendon Alexander Garcia Kesto Roberts Allor Garrett Barrett Gay-Dagnogo Geiss Bellino Bizon Glenn Brann Graves **Brinks** Green Byrd Greig Greimel Calley Cambensy Griffin Camilleri Guerra Canfield Hammoud Chang Hauck Chatfield Hernandez Chirkun Hertel Clemente Hoadley Cochran Hoitenga Cole Hornberger Howell Cox Crawford Howrylak Dianda Hughes Durhal Iden Elder Inman Ellison Johnson Faris Jones Farrington Kahle

LaFave LaGrand LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neelev Noble Pagan Pagel Peterson Phelps Reilly

Kosowski

Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Runestad

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that House Bill No. 5305 be placed on its immediate passage.

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

#### House Bill No. 5305, entitled

A bill to amend 1851 PA 156, entitled "An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act," by amending sections 12a, 12d, and 12e (MCL 46.12a, 46.12d, and 46.12e), section 12a as amended by 2003 PA 219.

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

#### Roll Call No. 449

#### Yeas-107

Frederick Afendoulis Kelly Rendon Alexander Garcia Kesto **Roberts** Allor Garrett Kosowski Runestad Barrett Gay-Dagnogo LaFave Sabo

Bellino Geiss Bizon Glenn Brann Graves Brinks Green Byrd Greig Greimel Calley Griffin Cambensy Camilleri Guerra Canfield Hammoud Chang Hauck Chatfield Hernandez Chirkun Hertel Hoadley Clemente Cochran Hoitenga Cole Hornberger Cox Howell Crawford Howrylak Dianda Hughes Durhal Iden Elder Inman Ellison Johnson Faris Jones Farrington Kahle

LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neeley Noble Pagan Pagel Peterson Phelps Reilly

LaGrand

Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Santana

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that **House Bill No. 5306** be placed on its immediate passage.

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

## House Bill No. 5306, entitled

A bill to amend 1937 PA 345, entitled "Fire fighters and police officers retirement act," by amending section 9 (MCL 38.559), as amended by 2002 PA 98, and by adding section 2a.

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

#### Roll Call No. 450 Yeas—107

Afendoulis Frederick Kelly Rendon Alexander Garcia Kesto **Roberts** Allor Garrett Kosowski Runestad Barrett Gay-Dagnogo LaFave Sabo Geiss Bellino LaGrand Santana Bizon Glenn LaSata Schor Brann Graves Lasinski Scott **Brinks** Green Lauwers Sheppard Byrd Greig Greimel Calley Griffin Cambensy Camilleri Guerra Canfield Hammoud Chang Hauck Chatfield Hernandez Chirkun Hertel Clemente Hoadley Cochran Hoitenga Cole Hornberger Cox Howell Howrylak Crawford Dianda Hughes Durhal Iden Elder Inman Ellison Johnson Faris Jones Farrington Kahle

Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neeley Noble Pagan Pagel Peterson Phelps Reilly

Leonard

Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Singh

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The question being on agreeing to the title of the bill,

Rep. Lauwers moved to amend the title to read as follows:

A bill to amend 1937 PA 345, entitled "Fire fighters and police officers retirement act," (MCL 38.551 to 38.562) by adding section 2a.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Lauwers moved that House Bill No. 5307 be placed on its immediate passage.

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

#### House Bill No. 5307, entitled

A bill to amend 1966 PA 28, entitled "An act to authorize the board of trustees of police and firemen retirement systems, municipal employees retirement systems, or county retirement systems to increase benefits," by amending section 1 (MCL 38.571), as amended by 2002 PA 602.

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

Yeas—105

## Roll Call No. 451

Afendoulis Frederick Kahle Reilly Rendon Alexander Garcia Kelly Roberts Allor Garrett Kesto Barrett Gay-Dagnogo Kosowski Runestad Geiss LaFave Bellino Sabo Glenn Bizon LaGrand Schor

Brann Graves Brinks Green Byrd Greig Greimel Calley Griffin Cambensy Camilleri Guerra Canfield Hammoud Hauck Chang Chatfield Hernandez Chirkun Hertel Hoadley Clemente Cochran Hoitenga Cole Hornberger Cox Howell Crawford Howrylak Hughes Dianda Durhal Iden Elder Inman Ellison Johnson Faris Jones

Lasinski Lauwers Leonard Leutheuser Liberati Lilly Lower Lucido Marino Maturen McCready Miller Moss Neeley Noble Pagan Pagel Peterson Phelps

LaSata

Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Nays-5

Albert Rabhi Robinson Santana

Love

Farrington

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Santana, 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:

the reserved fund not allocated to the locals."

Rep. Lauwers moved that **House Bill No. 5308** be placed on its immediate passage.

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

## House Bill No. 5308, entitled

A bill to amend 1927 PA 339, entitled "An act to authorize the establishment of a system of retiring allowances for employes of public libraries now existing or which may hereafter be established in incorporated cities of 250,000 population or more," by amending section 2 (MCL 38.702).

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

Roll Call No. 452 Yeas—107

Afendoulis Frederick Kelly Rendon Alexander Garcia Kesto Roberts Allor Garrett Barrett Bellino Geiss Bizon Glenn Graves Brann Green **Brinks** Greig Byrd Callev Greimel Cambensy Griffin Camilleri Guerra Canfield Hauck Chang Chatfield Chirkun Hertel Clemente Hoadley Cochran Cole Cox Howell Crawford Dianda Hughes Durhal Iden Elder Inman Ellison Johnson Faris Jones Kahle Farrington

Kosowski Gay-Dagnogo LaFave LaGrand LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Hammoud Love Lower Hernandez Lucido Marino Maturen Hoitenga McCready Hornberger Miller Moss Howrylak Neeley Noble Pagan Pagel Peterson Phelps Reilly

Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Runestad

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that House Bill No. 5309 be placed on its immediate passage.

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

#### House Bill No. 5309, entitled

A bill to amend 1973 PA 139, entitled "An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies," by amending sections 4a, 17, and 22 (MCL 45.554a, 45.567, and 45.572), section 4a as added by 2012 PA 507, and by adding section 22a.

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

Roll Call No. 453 Yeas—107

Afendoulis	Frederick	Kelly	Rendon
Alexander	Garcia	Kesto	Roberts

Allor Garrett Gay-Dagnogo Barrett Geiss Bellino Bizon Glenn Brann Graves **Brinks** Green Byrd Greig Greimel Calley Cambensy Griffin Camilleri Guerra Canfield Hammoud Chang Hauck Chatfield Hernandez Chirkun Hertel Clemente Hoadley Cochran Hoitenga Cole Hornberger Howell Cox Crawford Howrylak Dianda Hughes Durhal Iden Elder Inman Ellison Johnson Faris Jones Farrington Kahle

LaGrand LaSata Lasinski Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neelev Noble Pagan Pagel Peterson Phelps Reilly

Kosowski

LaFave

Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Runestad

Sabo

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that House Bill No. 5313 be placed on its immediate passage.

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

#### House Bill No. 5313, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 4i and 4p (MCL 117.4i and 117.4p), section 4i as amended and section 4p as added by 2014 PA 183, and by adding section 4u.

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

## Roll Call No. 454 Yeas—107

Kelly Afendoulis Frederick Rendon Alexander Garcia Kesto Roberts Allor Garrett Kosowski Runestad Barrett Gay-Dagnogo LaFave Sabo Bellino Geiss LaGrand Santana Bizon Glenn LaSata Schor

Brann Graves **Brinks** Green Byrd Greig Calley Greimel Cambensy Griffin Camilleri Guerra Canfield Hammoud Hauck Chang Chatfield Hernandez Chirkun Hertel Clemente Hoadley Cochran Hoitenga Cole Hornberger Cox Howell Crawford Howrylak Dianda Hughes Iden Durhal Elder Inman Ellison Johnson Faris Jones Farrington Kahle

Lauwers Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neelev Noble Pagan Pagel Peterson Phelps Reilly

Lasinski

Sheppard Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

Scott

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that **House Bill No. 5310** be placed on its immediate passage.

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

#### House Bill No. 5310, entitled

A bill to amend 1984 PA 427, entitled "Municipal employees retirement act of 1984," by amending section 36 (MCL 38.1536), as amended by 2004 PA 490, and by adding section 41a.

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

#### Roll Call No. 455 Yeas—107

Afendoulis Frederick Kelly Rendon Alexander Garcia Kesto Roberts Allor Garrett Kosowski Runestad Gay-Dagnogo LaFave Sabo Barrett Bellino Geiss LaGrand Santana Bizon Glenn LaSata Schor Brann Graves Lasinski Scott Brinks Green Lauwers Sheppard Byrd Greig Leonard Singh Greimel Calley Leutheuser Sneller

Cambensy Griffin Camilleri Guerra Canfield Hammoud Chang Hauck Chatfield Hernandez Hertel Chirkun Hoadley Clemente Cochran Hoitenga Cole Hornberger Cox Howell Crawford Howrylak Hughes Dianda Durhal Iden Elder Inman Ellison Johnson Faris Jones Farrington Kahle

Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neelev Noble Pagan Pagel Peterson Phelps Reilly

Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

## Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The question being on agreeing to the title of the bill,

Rep. Lauwers moved to amend the title to read as follows:

A bill to amend 1984 PA 427, entitled "Municipal employees retirement act of 1984," by amending section 36 (MCL 38.1536), as amended by 2004 PA 490.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Lauwers moved that **House Bill No. 5300** be placed on its immediate passage.

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

## House Bill No. 5300, entitled

A bill to amend 1978 PA 566, entitled "An act to encourage the faithful performance of official duties by certain public officers and public employees; to prescribe standards of conduct for certain public officers and public employees; to prohibit the holding of incompatible public offices; and to provide certain judicial remedies," by amending section 3 (MCL 15.183), as amended by 2016 PA 196.

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

## Roll Call No. 456 Yeas—107

Afendoulis Frederick Kelly Rendon Alexander Garcia Kesto Roberts Allor Garrett Kosowski Runestad Barrett Gay-Dagnogo LaFave Sabo Geiss Bellino LaGrand Santana Glenn LaSata Bizon Schor Brann Graves Lasinski Scott **Brinks** Green Lauwers Sheppard Byrd Greig Greimel Calley Cambensy Griffin Camilleri Guerra Hammoud Canfield Chang Hauck Chatfield Hernandez Chirkun Hertel Hoadley Clemente Cochran Hoitenga Cole Hornberger Cox Howell Crawford Howrylak Hughes Dianda Durhal Iden Elder Inman Ellison Johnson Faris Jones Kahle Farrington

Leonard Leutheuser Liberati Lilly Love Lower Lucido Marino Maturen McCready Miller Moss Neeley Noble Pagan Pagel Peterson Phelps Reilly

Singh Sneller Sowerby Tedder Theis VanderWall VanSingel Vaupel VerHeulen Victory Webber Wentworth Whiteford Wittenberg Yancey Yanez Yaroch Zemke

#### Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that House Bill No. 5302 be placed on its immediate passage.

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

#### House Bill No. 5302, entitled

A bill to amend 1965 PA 314, entitled "Public employee retirement system investment act," by amending sections 13 and 20h (MCL 38.1133 and 38.1140h), as amended by 2016 PA 530.

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

#### Roll Call No. 457 Yeas—107

Afendoulis Frederick Kelly Alexander Kesto Garcia Kosowski Allor Garrett Barrett Gay-Dagnogo LaFave Geiss Bellino LaGrand Bizon Glenn LaSata Brann Graves Lasinski **Brinks** Green Lauwers Byrd Greig Leonard Greimel Calley Leutheuser Cambensy Griffin Liberati Camilleri Guerra Lilly Canfield Hammoud Love

Rendon Roberts Runestad Sabo Santana Schor Scott Sheppard Singh Sneller Sowerby Tedder Theis Chang Hauck Lower Chatfield Hernandez Lucido Chirkun Hertel Marino Clemente Hoadley Maturen Cochran Hoitenga McCready Hornberger Miller Cole Howell Moss Cox Crawford Howrylak Neeley Dianda Hughes Noble Durhal Iden Pagan Elder Inman Pagel Johnson Peterson Ellison Faris Jones Phelps Kahle Reilly Farrington

VanderWall
VanSingel
Vaupel
VerHeulen
Victory
Webber
Wentworth
Whiteford
Wittenberg
Yancey
Yanez
Yaroch
Zemke

Nays—3

Albert Rabhi Robinson

In The Chair: Chatfield

The House agreed to the title of the bill.

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

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

Rep. Lauwers moved that House Committees be given leave to meet during the balance of today's session. The motion prevailed.

By unanimous consent the House returned to the order of

#### **Motions and Resolutions**

Rep. Lauwers moved that when the House adjourns today it stand adjourned until Tuesday, December 12, at 10:00 a.m. The motion prevailed.

#### Introduction of Bills

Rep. VerHeulen introduced

## House Bill No. 5335, entitled

A bill to create the Michigan infrastructure council; and to prescribe the powers and duties of certain state and local agencies and officials.

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

Reps. Hammoud, Faris, Wittenberg, Elder, Pagan, Santana, Robinson, Love, Chang, Garrett, Green, Byrd, Ellison, Scott, Guerra, Rabhi, Greig, Yancey, Phelps, Cambensy, Lasinski, Marino, Kesto, Noble, Hughes, Lilly and Sabo introduced

## House Bill No. 5336, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1507b (MCL 380.1507b), as added by 2004 PA 165.

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

Rep. Chirkun moved that the House adjourn. The motion prevailed, the time being 3:05 a.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, December 12, at 10:00 a.m.

GARY L. RANDALL Clerk of the House of Representatives