

**No. 43**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**99th Legislature**  
**REGULAR SESSION OF 2017**

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Senate Chamber, Lansing, Thursday, May 4, 2017.

10:00 a.m.

The Senate was called to order by the Assistant President pro tempore, Senator Margaret E. O'Brien.

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

Ananich—present  
Bieda—present  
Booher—present  
Brandenburg—excused  
Casperson—present  
Colbeck—present  
Conyers—present  
Emmons—present  
Green—present  
Gregory—present  
Hansen—present  
Hertel—present  
Hildenbrand—present

Hood—present  
Hopgood—present  
Horn—present  
Hune—present  
Johnson—present  
Jones—present  
Knezek—present  
Knollenberg—present  
Kowall—present  
MacGregor—present  
Marleau—present  
Meekhof—present  
Nofs—present

O'Brien—present  
Pavlov—present  
Proos—present  
Robertson—present  
Rocca—present  
Schmidt—present  
Schuitmaker—present  
Shirkey—present  
Stamas—present  
Warren—present  
Young—present  
Zorn—present

Reverend Dave Barringer of Kalamazoo First Assembly of God of Portage offered the following invocation:

Scripture says in Psalm 113:3, “From the rising of the sun unto the going down of the same, the Lord’s name is to be praised.” To You, O Lord, we lift up our hearts, our minds, and our voices. Psalm 24:1 says, “The earth is the Lord’s and everything that is in it.” The world and all of its people belong to You. We center everything we are upon You, the Lord Almighty, the good and gracious one. As Isaiah says, You are our “wonderful Counselor, our mighty God, our everlasting Father, and Prince of Peace.”

We thank You for the land in which we live and for the state that we are blessed to call home. We speak blessing upon the over nine million inhabitants of the state of Michigan, and we recognize that Your hand has been upon us in the past for You have never left us nor abandoned us. You have truly been Immanuel, God with us. Because of that, we truly believe that the best has yet to come for our state.

Matthew 5:9 says, “God blesses those who work for peace for they will be called the children of God.” We speak peace and healing over the people of Michigan; for anyone with a hardened heart toward their fellow citizen, according to Ezekiel, give them a new heart sensitive to You and to others. Heal the race relations in our community. Let us be vessels of love that will turn away from our hate. Help us to embrace before we would strike. Empower us to seek after peace as we look upon each other through the magnificent grace through which You gaze upon all of us. Help us to walk in depths of forgiveness and encouragement toward our fellow man. Let us lean upon Your love before we would ever turn toward darkness. Bless our economy in our state. From the factories to our farms, cause our state to thrive with creativity and ingenuity. Bless the works of our hands as You provide the strength and perseverance to labor and to build a strong workforce. Continue to empower both corporation and small business. Bring new ideas and new business to our state. Help business leaders to lead with integrity and generosity as we see abundance poured out upon Michigan.

Bless our schools as we look to our children, their instructors, and the administration. Bless all of them. Grow their capacity to learn. Give our education leadership direction and creativity as we pour into the next generation of Michiganders. Fill our schools with the joy of learning. Flood our children’s minds with dreams and visions of careers and possibilities. Let every educational building become a place of refuge and strength for our kids. Protect them and our schools. Watch over them and keep us safe from darkness.

Bless our endeavors to help those who cannot help themselves. I pray for the rise of benevolence in our communities. From faith leaders to community leaders, let us rise up to be a voice for the voiceless, a parent for the orphaned, clothing for the naked, and food for the hungry. Cause our hearts to look for opportunity to transform our cities through acts of mercy and kindness. Let our state be known for its compassion toward others. Bless and protect our policemen, firemen, and emergency responders. Watch over them as they tend to those who find themselves in tragic situations that are both challenging and enlightening. Give them wisdom as they have vitality and strength to daily risk themselves for the sake of others.

Lastly, I pray for those in government over us. We pray for Governor Snyder and the members of his administration. We pray for legislators and judges, mayors, and those who serve on city councils. We pray for every public servant in our local communities and those here in Lansing, and we speak blessing over them, their marriages, and their homes. Our Senators and public servants are gifts from You. Lord, give them listening ears, minds of understanding, and sensitive hearts to Your leading. I speak to them and I speak a blessing upon them as they are gifts from You. Lord, I pray for wisdom as You say in James 1, that it comes from You in generous proportions. Help them as they direct the affairs of our state. May all their acts advance the preservation of peace and the promotion of happiness to increase industry and education and in all matters, may our public officials perpetuate hope for the people of Michigan. Lord, help us all as residents to be citizens of hope and that hope in Your unfailing help is rooted in Your abiding presence. Let us hope in what You can do in us and through us as we turn to Your sovereign guidance and strength. Lord, we thank You for Your love for us, for the people of Michigan, and for Your public servants here. We are Yours, and because of that, we proclaim for our state that the best has yet to come.

Lord God, bless Michigan, bless America, and may Your amazing radiance continue to shine upon us all. In Your name, Amen.

The Assistant President pro tempore, Senator O’Brien, led the members of the Senate in recital of the *Pledge of Allegiance*.

### **Motions and Communications**

Senator Green entered the Senate Chamber.

Senator Kowall moved that Senators Colbeck, Knollenberg and Schuitmaker be temporarily excused from today’s session. The motion prevailed.

Senator Hood moved that Senators Young and Johnson be temporarily excused from today’s session. The motion prevailed.

Senator Kowall moved that Senator Brandenburg be excused from today’s session. The motion prevailed.

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

The motion prevailed.

Senator Meekhof's statement is as follows:

Today, again, we share another bittersweet moment as we say "goodbye" to Dan Waun of the Senate Majority Communications Office. Dan's work in the Michigan Legislature is a classic story of hard work, perseverance, and climbing the ladder the right way. He is surrounded by a lot of his colleagues and folks that appreciate him, as do we.

Dan started his career as an intern in the House of Representatives. He leaves the Michigan Senate having played a vital role working for the caucus, conducting tasks ranging from drafting talking points and constituent correspondences on popular issues, to working with the state and national press corps on everything between when it comes to working with our caucus members. Dan has also been known to often go above and beyond when it comes to covering local district events and activities. It's never a surprise to see Dan in a local district, and spending time driving across the state on his own time to help the caucus members.

Dan will be missed. We know that his incredible work ethic and warm personality will ensure his success in all his future endeavors. I'm excited for him in his new role as a public information officer at the Michigan Veterans Affairs Agency. Please join me in thanking Dan for his great service to the Senate and the people of the great state of Michigan.

Senators Colbeck, Knollenberg, Schuitmaker, Johnson and Young entered the Senate Chamber.

The President pro tempore, Senator Schuitmaker, assumed the Chair.

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, May 3:  
**House Bill Nos. 4209 4210 4215 4313 4323 4421 4422**

The Secretary announced that the following bills and joint resolution were printed and filed on Wednesday, May 3, and are available at the Michigan Legislature website:

**Senate Bill Nos. 360 361 362**  
**House Bill Nos. 4579 4580 4581**  
**House Joint Resolution O**

The President, Lieutenant Governor Calley, assumed the Chair.

### Messages from the Governor

The following messages from the Governor were received and read:

April 28, 2017

I respectfully submit to the Senate the following appointment to office:

**Hispanic/Latino Commission of Michigan**

Hansel Monroy of 2105 Brockman Boulevard, Ann Arbor, Michigan 48104, county of Washtenaw, succeeding Gilberto Guevara, is appointed for a term expiring December 10, 2019.

April 28, 2017

I respectfully submit to the Senate the following appointment to office:

**Michigan Board of Nursing**

Victoria M. Sachs of 3526 Dobie Road, Okemos, Michigan 48864, county of Ingham, representing the general public, succeeding Benjamin Bufford, is appointed for a term expiring June 30, 2018.

Sincerely,  
 Rick Snyder  
 Governor

The appointments were referred to the Committee on Government Operations.

By unanimous consent the Senate proceeded to the order of

### General Orders

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

The motion prevailed, and the President, Lieutenant Governor Calley, designated Senator MacGregor as Chairperson.

After some time spent therein, the Committee arose; and the President, Lieutenant Governor Calley, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

**Senate Bill No. 264, entitled**

A bill to amend 1966 PA 291, entitled "Firefighters training council act," by amending sections 2, 3, 4, 5, 6, 7, 8, 9, 9a, 10, 11, 12, 13, 14, and 16 (MCL 29.362, 29.363, 29.364, 29.365, 29.366, 29.367, 29.368, 29.369, 29.369a, 29.370, 29.371, 29.372, 29.373, 29.374, and 29.376), sections 2, 13, and 14 as amended by 2016 PA 405, sections 3, 4, 5, 8, and 11 as amended by 2006 PA 213, section 6 as amended and section 9a as added by 1980 PA 10, and section 9 as amended by 2015 PA 203, and by adding sections 9b and 11a.

**Senate Bill No. 265, entitled**

A bill to amend 2011 PA 256, entitled "Michigan fireworks safety act," by amending section 11 (MCL 28.461), as amended by 2013 PA 65.

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

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

**Senate Bill No. 211, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40118 (MCL 324.40118), as amended by 2015 PA 188.

Substitute (S-1).

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

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

**Senate Bill No. 130, 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 years ending September 30, 2018; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

Substitute (S-1).

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

By unanimous consent the Senate returned to the order of

**Messages from the House**

Senator Kowall moved that consideration of the following bill be postponed for today:

**Senate Bill No. 35**

The motion prevailed.

**Senate Bill No. 46, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 698 (MCL 257.698), as amended by 2016 PA 161.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

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

**Senate Bill No. 118, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 72108 and 73301 (MCL 324.72108 and 324.73301), section 72108 as amended by 2014 PA 215 and section 73301 as amended by 2007 PA 174, and by adding section 73302.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 157**

**Yeas—37**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Colbeck	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen			

**Nays—0**

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

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

**Senate Bill No. 202, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 310c.

The House of Representatives has amended the bill as follows:

1. Amend page 1, line 3, after "**EITHER**" by striking out "**A FREE PLAY**" and inserting "**1 OR MORE FREE PLAYS**".

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Kowall moved that the rule be suspended.

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

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 158****Yeas—35**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Conyers	Horn	Meekhof	Shirkey
Emmons	Hune	Nofs	Stamas
Green	Johnson	O'Brien	Warren
Gregory	Jones	Pavlov	Young
Hansen	Knezek	Proos	

**Nays—2**

Colbeck	Zorn
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**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

**Third Reading of Bills**

Senator Kowall moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage:

**Senate Bill No. 130**

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

The following bill was read a third time:

**Senate Bill No. 142, entitled**

A bill to make appropriations for the legislature, the executive, the department of attorney general, the department of state, the department of treasury, the department of technology, management, and budget, the department of civil rights, the department of talent and economic development, and certain state purposes related thereto for the fiscal year ending September 30, 2018; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by the state agencies; and to declare the effect of this act.

The question being on the passage of the bill,

Senator Young offered the following amendment:

1. Amend page 171, following line 1, by inserting:

“(f) The talent investment agency shall ensure that grants are available for training high school students to address in-demand talent needs in Michigan.”.

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

Senator Ananich offered the following amendments:

1. Amend page 24, following line 5, by inserting:  
 “Drinking water declaration of emergency reserve fund..... 25,000,000”.
2. Amend page 24, line 6, by striking out “14,500,100” and inserting “39,500,100”.
3. Amend page 24, line 8, by striking out “14,500,100” and inserting “39,500,100” and adjusting the subtotals, totals, and section 201 accordingly.

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

The question being on the passage of the bill,

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

**Roll Call No. 159**

**Yeas—35**

Ananich	Hansen	Kowall	Rocca
Bieda	Hildenbrand	MacGregor	Schmidt
Booher	Hopgood	Marleau	Schuitmaker
Casperson	Horn	Meekhof	Shirkey
Colbeck	Hune	Nofs	Stamas
Conyers	Johnson	O’Brien	Warren
Emmons	Jones	Pavlov	Young
Green	Knezek	Proos	Zorn
Gregory	Knollenberg	Robertson	

**Nays—2**

Hertel	Hood
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**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Young’s statement is as follows:

Colleagues, I rise to offer an amendment to this legislation. As high school students are getting ready to graduate this year, many are making the increasingly tough decision between pursuing higher education or starting a career. While much of the focus in our schools is on higher education preparation, students who pursue a career in skilled trades often lack guidance and the experience before graduation.

We have an opportunity to change that with my amendment. This amendment will allow the state to allocate funding to K-12 schools for skilled trades programs. As many of us know, skilled trades are experiencing a deficit of applicants. In many cases, skilled trades offer starting wages which are higher than what college graduates can find. Skilled trades built the foundation of our great state. We should be investing in skilled trades training at the high school level.

This amendment will do that. So I ask my colleagues to support this amendment so that we can get back to the basics of what built the foundation of the great state of Michigan.

The following bill was read a third time:

**Senate Bill No. 147, entitled**

A bill to make appropriations for the department of education for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

**Roll Call No. 160**

**Yeas—37**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Colbeck	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen			

**Nays—0**

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The President pro tempore, Senator Schuitmaker, resumed the Chair.

The following bill was read a third time:

**Senate Bill No. 134, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 210e, 217, 222, 223, 224, 225, 226, 229a, and 230 (MCL 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810b, 388.1810e, 388.1817, 388.1822, 388.1823, 388.1824, 388.1825, 388.1826, 388.1829a, and 388.1830), sections 201, 201a, 206, 207a, 207b, 207c, 209, 210b, 217, 222, 223, 224, 225, 226, 229a, and 230 as amended and section 210e as added by 2016 PA 249.

The question being on the passage of the bill,

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

**Roll Call No. 161**

**Yeas—32**

Ananich	Hansen	Knollenberg	Proos
Bieda	Hertel	Kowall	Robertson



Booher	Hildenbrand	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Conyers	Horn	Meekhof	Shirkey
Emmons	Hune	Nofs	Stamas
Green	Johnson	O'Brien	Warren
Gregory	Knezek	Pavlov	Young

**Nays—5**

Colbeck	Jones	Rocca	Zorn
Hood			

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 138, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236, 236a, 236b, 236c, 237b, 241, 244, 251, 252, 254, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 275, 276, 277, 278, 279, 280, 281, 282, 283, and 284 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1837b, 388.1841, 388.1844, 388.1851, 388.1852, 388.1854, 388.1856, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1874c, 388.1875, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, 388.1883, and 388.1884), sections 236, 236a, 236b, 236c, 237b, 241, 251, 252, 254, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 274c, 275, 276, 277, 278, 279, 280, 281, 282, 283, and 284 as amended by 2016 PA 249 and section 244 as amended by 2015 PA 85, and by adding sections 236e, 249, and 275c; and to repeal acts and parts of acts.

The question being on the passage of the bill,

The Assistant President pro tempore, Senator O'Brien, resumed the Chair.

Senator Young offered the following amendment:

1. Amend page 7, following line 20, by inserting:

**"(12) IN ADDITION TO THE ALLOCATIONS UNDER SUBSECTION (2), \$20,207,700.00 IS APPROPRIATED FROM STATE GENERAL FUND/GENERAL PURPOSE MONEY TO RESTORE ALL UNIVERSITIES TO A MINIMUM OF THEIR FY 2010-2011 STATE AID APPROPRIATION LEVELS. ALLOCATIONS TO UNIVERSITIES ARE AS FOLLOWS:**

**(A) EASTERN MICHIGAN UNIVERSITY, \$856,300.00.**

**(B) MICHIGAN STATE UNIVERSITY, \$2,446,100.00.**

**(C) UNIVERSITY OF MICHIGAN - ANN ARBOR, \$1,665,400.00.**

**(D) WAYNE STATE UNIVERSITY, \$15,001,600.00.**

**(E) WESTERN MICHIGAN UNIVERSITY, \$238,300.00."**

and adjusting the totals in section 236 and enacting section 1 accordingly.

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

Senator Warren offered the following amendment:

1. Amend page 2, line 20, by striking out all of subsections (2) and (3) and inserting:

“(2) Amounts appropriated for public universities are as follows:

(a) The appropriation for Central Michigan University is ~~\$83,925,500.00, \$81,127,100.00~~ **\$86,086,600.00, \$83,925,500.00** for operations and ~~\$2,798,400.00~~ **\$2,161,100.00** for performance funding.

(b) The appropriation for Eastern Michigan University is ~~\$73,593,800.00, \$71,782,500.00~~ **\$75,564,000.00, \$73,593,800.00** for operations and ~~\$1,811,300.00~~ **\$1,970,200.00** for performance funding.

(c) The appropriation for Ferris State University is ~~\$52,259,900.00, \$50,369,800.00~~ **\$53,929,400.00, \$52,259,900.00** for operations and ~~\$1,890,100.00~~ **\$1,669,500.00** for performance funding.

(d) The appropriation for Grand Valley State University is ~~\$68,227,900.00, \$65,275,700.00~~ **\$70,568,100.00, \$68,227,900.00** for operations and ~~\$2,952,200.00~~ **\$2,340,200.00** for performance funding.

(e) The appropriation for Lake Superior State University is ~~\$13,567,400.00, \$13,207,400.00~~ **\$13,827,000.00, \$13,567,400.00** for operations and ~~\$360,000.00~~ **\$259,600.00** for performance funding.

(f) The appropriation for Michigan State University is ~~\$337,777,800.00, \$268,770,700.00~~ **\$346,049,100.00, \$275,862,100.00** for operations, ~~\$7,091,400.00~~ **\$6,721,300.00** for performance funding, ~~\$33,243,100.00~~ **\$34,074,200.00** for MSU AgBioResearch, and ~~\$28,672,600.00~~ **\$29,391,500.00** for MSU Extension.

(g) The appropriation for Michigan Technological University is ~~\$48,097,500.00, \$46,754,700.00~~ **\$49,290,900.00, \$48,097,500.00** for operations and ~~\$1,342,800.00~~ **\$1,193,400.00** for performance funding.

(h) The appropriation for Northern Michigan University is ~~\$46,279,200.00, \$45,107,700.00~~ **\$47,351,900.00, \$46,279,200.00** for operations and ~~\$1,171,500.00~~ **\$1,072,700.00** for performance funding.

(i) The appropriation for Oakland University is ~~\$49,920,700.00, \$48,371,900.00~~ **\$51,564,700.00, \$49,920,700.00** for operations and ~~\$1,548,800.00~~ **\$1,644,000.00** for performance funding.

(j) The appropriation for Saginaw Valley State University is ~~\$29,114,000.00, \$28,181,200.00~~ **\$29,929,100.00, \$29,114,000.00** for operations and ~~\$932,800.00~~ **\$815,100.00** for performance funding.

(k) The appropriation for University of Michigan - Ann Arbor is ~~\$308,639,000.00, \$299,975,000.00~~ **\$316,076,500.00, \$308,639,000.00** for operations and ~~\$8,664,000.00~~ **\$7,437,500.00** for performance funding.

(l) The appropriation for University of Michigan - Dearborn is ~~\$24,803,300.00, \$24,033,100.00~~ **\$25,576,600.00, \$24,803,300.00** for operations and ~~\$770,200.00~~ **\$773,300.00** for performance funding.

(m) The appropriation for University of Michigan – Flint is ~~\$22,549,300.00, \$21,815,400.00~~ **\$23,189,900.00, \$22,549,300.00** for operations and ~~\$733,900.00~~ **\$640,600.00** for performance funding.

(n) The appropriation for Wayne State University is ~~\$196,064,500.00, \$191,451,300.00~~ **\$199,946,100.00, \$196,064,500.00** for operations and ~~\$4,613,200.00~~ **\$3,881,600.00** for performance funding.

(o) The appropriation for Western Michigan University is ~~\$107,440,900.00, \$104,334,100.00~~ **\$109,860,800.00, \$107,440,900.00** for operations and ~~\$3,106,800.00~~ **\$2,419,900.00** for performance funding.

(3) The amount appropriated in subsection (2) for public universities is appropriated from the following:

(a) State school aid fund, \$231,219,500.00.

(b) State general fund/general purpose money, ~~\$1,231,041,200.00~~ **\$1,267,591,200.00.”** and adjusting the subtotals and totals in section 236, and enacting section 1 accordingly.

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

Senator Hood requested the yeas and nays.

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

The amendment was not adopted, a majority of the members serving not voting therefor, as follows:

**Roll Call No. 162**

**Yeas—13**

Ananich	Hertel	Horn	Rocca
Bieda	Hood	Johnson	Warren
Conyers	Hopgood	Knezek	Young
Gregory			

**Nays—24**

Booher	Hildenbrand	Marleau	Robertson
Casperson	Hune	Meekhof	Schmidt
Colbeck	Jones	Nofs	Schuitmaker

Emmons  
Green  
Hansen

Knollenberg  
Kowall  
MacGregor

O'Brien  
Pavlov  
Proos

Shirkey  
Stamas  
Zorn

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: O'Brien

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

**Roll Call No. 163**

**Yeas—22**

Booher  
Casperson  
Emmons  
Green  
Hansen  
Hildenbrand

Horn  
Hune  
Knollenberg  
Kowall  
MacGregor  
Marleau

Meekhof  
Nofs  
O'Brien  
Pavlov  
Proos

Robertson  
Schmidt  
Schuitmaker  
Shirkey  
Stamas

**Nays—15**

Ananich  
Bieda  
Colbeck  
Conyers

Gregory  
Hertel  
Hood  
Hopgood

Johnson  
Jones  
Knezek  
Rocca

Warren  
Young  
Zorn

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Young's statement is as follows:

Colleagues, I rise here to offer an amendment to this legislation. My amendment would restore the Governor's recommended increase of 2.5 percent to the Higher Education budget. This disinvestment in higher education that has occurred in this state over the last three decades is a tragedy.

We're faced with a momentary budget shortfall. We felt free to funnel money from our institutions of higher learning. This occurred when it was more important than ever to have a skilled work force to attract and attain 21st Century jobs. Instead we have shifted the costs onto our students and their families. The average Michigan university student will graduate with almost \$30,000 in student loan debt—\$30,000. We are seeing the effects of this debt in young people across Michigan.

Like many of us, graduates are now forced to wait until later in life to buy a house, start their own business, or even start a family. Now, the 2.5 percent increase proposed from the Governor won't solve all of these problems, but it's a step in the right direction. It shows our young people that we value them. It shows their parents that we understand their concerns. It shows our businesses that we are listening to them.

So for the sake of our children, for the sake of our families, for the sake of the businesses in Michigan, and for the sake of reducing the burden of \$30,000 per student in this state, I ask you to vote for this restoration of this 2.5 percent for this budget.

I ask my colleagues to support my amendment.

Senator Warren's statement is as follows:

This amendment seeks to reinstate the 2.5 percent increase to our 15 public colleges and universities that the Governor recommended when he presented his budget to us in February. There are several universities, including the two that are in the district that I represent—the University of Michigan and Eastern Michigan University—along with Michigan State University, Western Michigan University, and Wayne State University, that still, today, have not recovered from the 2011 budget year cut of 15 percent. They have not yet made their way back to the amount of funds that they had from the state in 2010. With this amendment, we could do what the Governor recommended which is fund our universities with an increase of 2.5 percent and actually do our best to make these universities whole again.

The President pro tempore, Senator Schuitmaker, resumed the Chair.

The following bill was read a third time:

**Senate Bill No. 144, entitled**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

**Roll Call No. 164**

**Yeas—35**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Colbeck	Hopgood	Marleau	Schuitmaker
Conyers	Horn	Meekhof	Shirkey
Emmons	Hune	Nofs	Stamas
Green	Johnson	O'Brien	Warren
Gregory	Jones	Pavlov	Young
Hansen	Knezek	Proos	

**Nays—2**

Casperson	Zorn
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**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 143, entitled**

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

**Roll Call No. 165**

**Yeas—37**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Colbeck	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen			

**Nays—0**

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 145, entitled**

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

Senator O'Brien offered the following amendments:

1. Amend page 7, following line 20, by inserting:

“Advanced 9-1-1 ..... 100”.

2. Amend page 7, line 23, by striking out “12,816,200” and inserting “12,816,300” and adjusting the subtotals, totals, and section 201 accordingly.

3. Amend page 33, following line 10, by inserting:

“Sec. 903. Funding appropriated in part 1 for advanced 9-1-1 shall be used to support the costs for the administration and initial implementation of a supplemental 9-1-1 database that allows public safety answering points to view voluntarily disclosed information relevant to the 9-1-1 caller, including information on properties and household members, that would assist first responders in providing emergency services to the caller. The implementation of the database among public safety answering points and the funding for this purpose shall be overseen and administered by the office of the state 9-1-1 coordinator. Funds shall be payable by the office to a vendor based upon the number of public safety answering points implementing a supplemental database. Public safety answering points choosing to implement a supplemental database shall begin implementation by not later than October 1, 2018 to be eligible for funds provided under this section. Funds appropriated for advanced 9-1-1 shall be considered a work project, and unexpended and unencumbered funds shall be carried forward into the subsequent fiscal year.”.

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

The question being on the passage of the bill,

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

**Roll Call No. 166**

**Yeas—37**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Colbeck	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O’Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen			

**Nays—0**

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

Senator Kowall moved to reconsider the vote by which the following bill was passed:

**Senate Bill No. 144, entitled**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

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

The question being on the passage of the bill,

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

**Roll Call No. 167**

**Yeas—33**

Ananich	Hildenbrand	Knollenberg	Robertson
Bieda	Hood	Kowall	Rocca

Booher	Hopgood	MacGregor	Schmidt
Colbeck	Horn	Marleau	Schuitmaker
Conyers	Hune	Meekhof	Shirkey
Green	Johnson	O'Brien	Stamas
Gregory	Jones	Pavlov	Warren
Hansen	Knezek	Pros	Young
Hertel			

**Nays—4**

Casperson	Emmons	Nofs	Zorn
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**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The following bill was read a third time:

**Senate Bill No. 146, entitled**

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

**Roll Call No. 168**

**Yeas—37**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Colbeck	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Pros	Zorn
Hansen			

**Nays—0**

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 136, entitled**

A bill to make appropriations for the department of insurance and financial services for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

**Roll Call No. 169****Yeas—37**

Ananich	Hertel	Knollenberg	Robertson
Bieda	Hildenbrand	Kowall	Rocca
Booher	Hood	MacGregor	Schmidt
Casperson	Hopgood	Marleau	Schuitmaker
Colbeck	Horn	Meekhof	Shirkey
Conyers	Hune	Nofs	Stamas
Emmons	Johnson	O'Brien	Warren
Green	Jones	Pavlov	Young
Gregory	Knezek	Proos	Zorn
Hansen			

**Nays—0****Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 137, entitled**

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

**Roll Call No. 170****Yeas—35**

Ananich	Hansen	Knezek	Proos
Bieda	Hertel	Knollenberg	Robertson



Booher	Hildenbrand	Kowall	Rocca
Casperson	Hood	MacGregor	Schmidt
Colbeck	Hopgood	Marleau	Shirkey
Conyers	Horn	Meekhof	Stamas
Emmons	Hune	Nofs	Warren
Green	Johnson	O'Brien	Young
Gregory	Jones	Pavlov	

**Nays—2**

Schuitmaker	Zorn
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**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

The following bill was read a third time:  
**Senate Bill No. 148, entitled**

A bill to make appropriations for the state transportation department for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

Senator Young offered the following amendments:

1. Amend page 12, following line 11, by inserting:

“Woodhaven rail grade separation project..... 14,700,000”.

2. Amend page 12, line 14, by striking out “0” and inserting “14,700,000” and adjusting the subtotals, totals, and section 201 accordingly.

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

The Assistant President pro tempore, Senator O'Brien, resumed the Chair.

Senator Hertel offered the following amendments:

1. Amend page 7, line 20, by striking out “1,131,621,800” and inserting “1,343,543,800”.

2. Amend page 7, line 26, by striking out “880,938,200” and inserting “1,092,860,200”.

3. Amend page 7, line 27, by striking out “491,162,500” and inserting “609,318,500”.

4. Amend page 8, line 3, by striking out “2,856,515,700” and inserting “3,398,515,700”.

5. Amend page 8, line 13, by striking out “0” and inserting “542,000,000” and adjusting the subtotals, totals, and section 201 accordingly.

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

Senator Hood requested the yeas and nays.

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

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

**Roll Call No. 171**

**Yeas—18**

Ananich	Hertel	Jones	Schuitmaker
Bieda	Hood	Knezek	Warren

Colbeck  
Conyers  
Gregory

Hopgood  
Horn  
Johnson

O'Brien  
Rocca

Young  
Zorn

**Nays—19**

Booher  
Casperson  
Emmons  
Green  
Hansen

Hildenbrand  
Hune  
Knollenberg  
Kowall  
MacGregor

Marleau  
Meekhof  
Nofs  
Pavlov  
Proos

Robertson  
Schmidt  
Shirkey  
Stamas

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: O'Brien

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

**Roll Call No. 172**

**Yeas—32**

Booher  
Casperson  
Colbeck  
Conyers  
Emmons  
Green  
Gregory  
Hansen

Hildenbrand  
Hopgood  
Horn  
Hune  
Johnson  
Jones  
Knezek  
Knollenberg

Kowall  
MacGregor  
Marleau  
Meekhof  
Nofs  
O'Brien  
Pavlov  
Proos

Robertson  
Schmidt  
Schuitmaker  
Shirkey  
Stamas  
Warren  
Young  
Zorn

**Nays—5**

Ananich  
Bieda

Hertel

Hood

Rocca

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: O'Brien

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Young’s statement is as follows:

The amendment before you adds \$14.7 million in General Fund appropriations for the Woodhaven rail grade separation. This railroad runs through the city of Woodhaven, not only slowing the flow of traffic, but potentially putting lives at risk as services provided by police, fire, and emergency services personnel can and have been hampered. There have been stories of people who have folks riding ambulances who have literally had to plan going around the train because it divides the city. It slows emergency runs. This is a life-and-death issue. This funding will help a vital crossing to be built to ease the flow of traffic and have the train go over the road rather than through the city. It will be a bridge to go over the road so people can drive under it. I think for the lives of the people of Woodhaven and just for peace of mind and a better quality of life, I would hope that all of my colleagues would vote for this amendment.

Senator Hertel’s statement is as follows:

For two days now, I’ve seen amendment after amendment fail to restore cuts in this budget. What I have hoped is that these failures would at least serve some higher purpose. That’s why I rise to offer this amendment today.

So far my colleagues have cut \$542 million from the Governor’s budget recommendations. My amendment would dedicate the remaining \$542 million that we have found, and cuts already identified, to repairing our roadways and bridges in Michigan. This could be a bipartisan solution that we know all of our citizens would agree with: finally putting a down payment on fixing our roads.

People in this state are tired of paying more and getting less from their government. This Legislature has raised their taxes, and has given them little in return. In fact, we are constantly seeing cuts in social welfare programs because of this, as well as cuts to our schools. The biggest insult every day is Michigan citizens driving to work, and driving their kids to school, over and over again on crumbling roads that we have promised to fix, and failed to do so.

We can solve this problem right now. This gives a funding opportunity to completely repair our roads. Half of that money is currently missing from the budget. This allows us to get to our goal. Why wouldn’t we utilize that opportunity to fund our roads without raising taxes? Let me be clear one more time: this would not increase the burden on our taxpayers by one penny. Again, this amendment takes existing funds and uses it—finally—to fix our roads.

Colleagues, if the promises we’ve made to our constituents are true, we would ideally pass this amendment right now, instead of kicking the can further down the crumbling road. It’s time to put our money where our mouth is, and finally, fix our roads for the people of Michigan. I urge my colleagues to support this amendment.

The President pro tempore, Senator Schuitmaker, resumed the Chair.

The following bill was read a third time:

**Senate Bill No. 130, 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 years ending September 30, 2018; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The question being on the passage of the bill,

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

**Roll Call No. 173**

**Yeas—26**

Booher	Horn	Meekhof	Rocca
Casperson	Hune	Nofs	Schmidt
Colbeck	Jones	O’Brien	Schuitmaker
Emmons	Knollenberg	Pavlov	Shirkey
Green	Kowall	Proos	Stamas
Hansen	MacGregor	Robertson	Zorn
Hildenbrand	Marleau		

**Nays—11**

Ananich	Gregory	Hopgood	Warren
Bieda	Hertel	Johnson	Young
Conyers	Hood	Knezek	

**Excused—1**

Brandenburg

**Not Voting—0**

In The Chair: Schuitmaker

The Senate agreed to the title of the bill.

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

The motion prevailed.

Senator Hildenbrand's statement is as follows:

Senate Bill No. 130 before you is the vehicle bill which will reflect the final budget agreement at the end of the day, which will be the final product that will be voted on.

First, I would like to start out by thanking the Senate Appropriations Committee members and staff over the last several months for their hard work to get to the budget where we are at, at this point. There has been a lot of behind the scenes work involved with interested parties and subcommittee work to get the bills before you yesterday and today.

The budget bills for the 2017-2018 fiscal year we passed yesterday and today reflect the priorities of the Michigan Senate. The bills increased K-12 public education funding, as well as reflecting increases in our states' 28 community colleges and our states' 15 public universities.

There were also increased investments in public safety to keep our neighborhoods and communities safe. There were also increases in our state's transportation budget to continue our investment in roads and bridges in this state. We are investing in our state's agriculture industry, health care, and further support for our states' seniors and our states' veterans.

The thing you can be most proud of though is we did all of this by prioritizing our spending, saving valuable taxpayer dollars to put us in a position to reduce our state's long-term debts and liabilities. It's a responsible budget plan which puts our state in a position for fiscal stability and soundness in the future.

I look forward to working with our colleagues in the House and the Executive Office to reconcile these budget differences over the next several weeks, and to complete the budget in early June for the seventh year in a row.

By unanimous consent the Senate proceeded to the order of

**Resolutions**

Senators Warren, Hopgood, Jones, Hertel, Conyers, Bieda, Knezek and Gregory offered the following resolution:

**Senate Resolution No. 56.**

A resolution to urge the Governor and Attorney General to exercise their authority as guardians of the public trust to terminate the 1953 easement and shut down the Enbridge Energy Line 5 pipelines on the bottomlands of the Straits of Mackinac.

Whereas, The Great Lakes are crucial to Michigan's economy, ecology, and identity. Our state's freshwater resources are vital to agriculture, fishing, manufacturing, tourism, wildlife, and drinking water. One in five Michigan jobs are directly connected to our water resources; and

Whereas, An oil spill in the Straits of Mackinac would be devastating for our state. The United States Coast Guard testified before Congress in 2015 that the Coast Guard would not be able to respond effectively to a leak in the Great Lakes, particularly if a leak occurred under ice cover. Modeling conducted in 2016 by University of Michigan hydrodynamics researchers determined that a rupture of Line 5 would likely contaminate at least 700 miles of coastline; and

Whereas, The Enbridge Energy Line 5 pipeline under the Straits of Mackinac is 64 years old, and transports nearly 23 million gallons of light crude oil and natural gas liquids daily through an ecologically vulnerable area; and

Whereas, The state of Michigan holds the bottomlands of the Great Lakes in inalienable public trust and in 1953 granted Enbridge an easement to operate Line 5 under the Straits. The terms of the easement require that Enbridge "follow the usual, necessary and proper procedures for the type of operation involved, and at all times shall exercise the due care of a reasonably prudent person for the safety and welfare of all persons and all public and private property"; and

Whereas, Because of the age of the pipeline, the buildup of biota, the lack of adequate emergency response plans, and the fact that hydrocarbon flows are 80 percent above the original specifications, Enbridge is not operating Line 5 with due care; and

Whereas, Enbridge is in longstanding material breach of specific structural conditions of the easement; and

Whereas, The easement requires the pipeline be not less than 0.812 inches thick, but some areas are up to 41 percent thinner than required due to milling defects in the original construction. Additionally, areas of corrosion eroding up to 26 percent of the pipeline thickness were detected in 2013; and

Whereas, The easement requires supportive anchors at least every 75 feet, but inspections as early as 1979 have repeatedly found unsupported spans exceeding this length as erosion washes out areas previously supported on the lake bottom. Most recently, unsupported spans were revealed in the summer of 2016 despite assurances from Enbridge in 2014 that the problem would not recur. Inadequate support puts cumulative stress on the pipeline and its welds over the long term; and

Whereas, The easement requires the pipeline be protected by an anticorrosion coating. A work plan submitted by Enbridge to the U.S. Environmental Protection Agency in 2016 indicates at least 19 areas of apparent delamination of this coating; and

Whereas, The easement requires Enbridge post a liability bond of at least \$1 million and a surety bond of \$100,000, amounts that do not even approach the likely cost of cleanup given that Enbridge's spill in the Kalamazoo River cost over \$1.2 billion. According to the Michigan Petroleum Pipeline Task Force Report, Enbridge has yet to document that it is in compliance with even this minimal requirement; and

Whereas, The Governor and Attorney General have a duty to protect the people and economy of Michigan and to ensure the public trust in the Great Lakes; and

Whereas, Further study and delay are unnecessary and hazardous because it is already evident that Enbridge's material breaches of the easement present an unacceptable risk of catastrophe that cannot be remedied in the 90-day period provided in the easement agreement; now, therefore, be it

Resolved by the Senate, That we urge the Governor and Attorney General to exercise their authority immediately to terminate the 1953 easement and shut down the Enbridge Energy Line 5 pipelines on the bottomlands of the Straits of Mackinac; and be it further

Resolved, That copies of this resolution be transmitted to the Governor and Attorney General.

Pursuant to rule 3.204, the resolution was referred to the Committee on Government Operations.

Senator Casperson offered the following resolution:

**Senate Resolution No. 57.**

A resolution to urge the United States Forest Service to use appropriate negotiation strategies when handling property line disputes rather than intimidation and bullying tactics.

Whereas, The United States Forest Service (USFS) has over 272,000 miles of forest land that borders with private landowners across the nation. Original surveys of this land by the federal General Land Office go back 200 hundred years, and physical evidence left by the original surveyors no longer exists in many cases. Lack of physical evidence has left many landowners relying on decades old fence lines and outbuildings as the indication of property boundaries; and

Whereas, Congress required the USFS to survey and post all boundaries of its properties by the year 2020. This undertaking means the USFS has laid claim to property that for years was thought to be privately owned. The USFS is relying on its recent surveys as the true property boundaries no matter the surveys made by private landowners; and

Whereas, The USFS has taken it upon itself to aggressively inform private landowners of potential encroachments, using strong-arm tactics to get its point across. Such tactics were used in the fall of 2014 when several elderly hunters had gathered at a privately owned hunting camp bordering the Hiawatha National Forest in Michigan's Upper Peninsula. The USFS, with assistance from the Michigan Department of Natural Resources, stormed the hunters' deer blinds with firearms exposed. The USFS had the hunters return to camp where the USFS officer had his taser gun uncovered in the middle of his chest to impress and intimidate the camp owner. The owner had no idea he was encroaching. The scare and threats resulted in heart problems for one of the hunters; and

Whereas, It appears many private property owners across the nation are having similar confrontations with the USFS. The USFS would elicit more cooperative response from landowners if it were to inform of potential encroachments through written contacts first rather than intimidation; now, therefore, be it

Resolved by the Senate, That we urge the United States Forest Service to use appropriate negotiation strategies when handling property line disputes rather than intimidation and bullying tactics; and be it further

Resolved, That copies of this resolution be transmitted to the members of the Michigan congressional delegation and the chief of the United States Forest Service.

Pursuant to rule 3.204, the resolution was referred to the Committee on Government Operations.

Senators Booher, Gregory and Hansen were named co-sponsors of the resolution.

### Introduction and Referral of Bills

Senators Jones, Young, Kowall, Ananich, Hertel, Nofs, Casperson, Schuitmaker, Brandenburg, O'Brien, Knezek, Bieda, Horn, Hune, Schmidt and Robertson introduced

**Senate Bill No. 363, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 2017 PA 21.

The bill was read a first and second time by title and referred to the Committee on Michigan Competitiveness.

Senators Conyers, Hertel, Gregory, Johnson, Jones and Nofs introduced

**Senate Bill No. 364, entitled**

A bill to create the law enforcement technology, active shooter, and officer safety act; to create the law enforcement technology, active shooter, and officer safety fund; to provide for use of the fund; and to provide for the powers and duties of certain state and local governmental officers and entities.

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

Senators Zorn, Brandenburg, Colbeck, MacGregor, Hansen and Horn introduced

**Senate Bill No. 365, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1531I.

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

Senators Schmidt, Colbeck, Horn, Proos, MacGregor, Shirkey, Green, Casperson and Stamas introduced

**Senate Bill No. 366, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending sections 5b, 5c, and 5I (MCL 28.425b, 28.425c, and 28.425I), section 5b as amended by 2015 PA 207 and sections 5c and 5I as amended by 2015 PA 3.

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

**House Bill No. 4209, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1344 (MCL 600.1344), as amended by 2002 PA 739.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

**House Bill No. 4210, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 151e (MCL 600.151e), as amended by 2004 PA 465.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

**House Bill No. 4421, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2016 PA 192.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

**House Bill No. 4422, entitled**

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 61 (MCL 38.1361), as amended by 2015 PA 219.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

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

**Statements**

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

The motion prevailed.

Senator Hertel's statement is as follows:

I rise to recognize International Fire Fighters' Day, and I want to thank my colleagues for wearing red to honor this day. Today, we honor more than one million firefighters across our country who risk life and limb every day to protect those of us who need them most. Firefighting isn't a glamorous pursuit but it is a noble one. There's a thin red line between our families and disaster that they protect. Oftentimes, these brave men and women miss their child's baseball games or dance recitals in order to speed off to the next fire. As we know, firefighters face abnormally high health risks associated with their service. I am proud to recognize these proud public servants and ask my colleagues to recognize them today.

**Committee Reports**

The Committee on Judiciary reported

**Senate Bill No. 333, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 8031 and 8035 (MCL 600.8031 and 600.8035), as added by 2012 PA 333.

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

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca, Colbeck and Bieda

Nays: None

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

The Committee on Judiciary reported

**Senate Bill No. 337, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 136.

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

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca, Colbeck and Bieda

Nays: None

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

The Committee on Judiciary reported

**Senate Bill No. 338, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2012 PA 195.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

## To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca, Colbeck and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

**House Bill No. 4213, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 703 (MCL 436.1703), as amended by 2016 PA 357.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

## To Report Out:

Yeas: Senators Jones, Rocca, Colbeck and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

## COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, May 2, 2017, at 3:00 p.m., Room 1300, Binsfeld Office Building

Present: Senators Jones (C), Schuitmaker, Rocca, Colbeck and Bieda

The Committee on Education reported

**Senate Bill No. 267, entitled**

A bill to amend 2013 PA 183, entitled "Student safety act," (MCL 752.911 to 752.918) by repealing enacting section 1.

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

The committee further recommends that the bill be given immediate effect.

Phillip J. Pavlov  
Chairperson

## To Report Out:

Yeas: Senators Pavlov, Knollenberg, Booher, Colbeck and Hopgood

Nays: None

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

## COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Meeting held on Tuesday, May 2, 2017, at 2:30 p.m., Room 1200, Binsfeld Office Building

Present: Senators Pavlov (C), Knollenberg, Booher, Colbeck and Hopgood

The Committee on Government Operations reported

**Senate Bill No. 98, entitled**

A bill to amend 2008 PA 549, entitled "Michigan promise zone authority act," by amending section 4 (MCL 390.1664), as added by 2016 PA 9.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Arlan B. Meekhof  
Chairperson

## To Report Out:

Yeas: Senators Meekhof, Hansen, Kowall, Ananich and Hood

Nays: None

The bill was referred to the Committee of the Whole.



## COMMITTEE ATTENDANCE REPORT

The Committee on Government Operations submitted the following:

Meeting held on Wednesday, May 3, 2017, at 1:00 p.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building  
Present: Senators Meekhof (C), Hansen, Kowall, Ananich and Hood

The Committee on Natural Resources reported

**Senate Bill No. 302, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending the heading of subpart 1 of part 21 and amending sections 301, 503, 504, 1901, 1903, 2010, 2101, 2104, 2106, 2126, 2130, 2131, 2132, 2136, 35501, 35502, 35503, 40501, 52502, 52503, 52506, and 72118 (MCL 324.301, 324.503, 324.504, 324.1901, 324.1903, 324.2010, 324.2101, 324.2104, 324.2106, 324.2126, 324.2130, 324.2131, 324.2132, 324.2136, 324.35501, 324.35502, 324.35503, 324.40501, 324.52502, 324.52503, 324.52506, and 324.72118), section 301 as amended and section 2010 as added by 2004 PA 587, section 503 as amended by 2012 PA 294, section 504 as amended by 2009 PA 47, sections 1901, 2101, 2106, 2130, and 2136 as added by 1995 PA 60, section 1903 as amended by 2011 PA 117, section 2104 as amended by 1998 PA 28, section 2126 as amended by 2011 PA 323, sections 2131 and 2132 as amended by 2012 PA 622, sections 35501, 35502, and 35503 as added by 1995 PA 59, section 40501 as amended by 2008 PA 416, sections 52502, 52503, and 52506 as added by 2004 PA 125, and section 72118 as added by 2016 PA 288, and by adding sections 2132a, 2137, and 2138; and to repeal acts and parts of acts.

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

The committee further recommends that the bill be given immediate effect.

Thomas A. Casperson  
Chairperson

To Report Out:

Yeas: Senators Casperson, Pavlov, Robertson and Stamas

Nays: Senator Warren

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

The Committee on Natural Resources reported

**Senate Bill No. 303, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2134, 2135, 2154, and 51106 (MCL 324.2134, 324.2135, 324.2154, and 324.51106), sections 2134 and 2135 as added by 1995 PA 60 and sections 2154 and 51106 as amended by 2012 PA 604.

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

The committee further recommends that the bill be given immediate effect.

Thomas A. Casperson  
Chairperson

To Report Out:

Yeas: Senators Casperson, Pavlov, Robertson and Stamas

Nays: Senator Warren

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

## COMMITTEE ATTENDANCE REPORT

The Committee on Natural Resources submitted the following:

Meeting held on Wednesday, May 3, 2017, at 12:30 p.m., Room 1300, Binsfeld Office Building  
Present: Senators Casperson (C), Pavlov, Robertson, Stamas and Warren

The Committee on Families, Seniors and Human Services reported

**House Bill No. 4219, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 451c (MCL 750.451c), as added by 2014 PA 334.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Judith K. Emmons  
Chairperson

**To Report Out:**

Yeas: Senators Emmons, Pavlov, Jones and Johnson  
 Nays: None  
 The bill was referred to the Committee of the Whole.

The Committee on Families, Seniors and Human Services reported

**House Bill No. 4288, entitled**

A bill to amend 2015 PA 255, entitled "Uniform interstate family support act," by amending section 204 (MCL 552.2204).  
 With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Judith K. Emmons  
 Chairperson

**To Report Out:**

Yeas: Senators Emmons, Pavlov, Jones and Johnson  
 Nays: None  
 The bill was referred to the Committee of the Whole.

**COMMITTEE ATTENDANCE REPORT**

The Committee on Families, Seniors and Human Services submitted the following:

Meeting held on Wednesday, May 3, 2017, at 1:00 p.m., Room 1200, Binsfeld Office Building

Present: Senators Emmons (C), Pavlov, Jones and Johnson

Excused: Senator Casperson

**COMMITTEE ATTENDANCE REPORT**

The Committee on Natural Resources submitted the following:

Joint meeting held on Wednesday, May 3, 2017, at 9:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Casperson (C), Pavlov, Robertson, Stamas and Warren

**Scheduled Meetings**

**Economic Development and International Investment** - Thursday, May 11, 1:30 p.m., Room 1200, Binsfeld Office Building (373-5323)

**Finance** - Tuesday, May 9, 2:30 p.m., Room 1100, Binsfeld Office Building (373-5312)

**Judiciary** - Tuesday, May 9, 3:00 p.m., Room 1300, Binsfeld Office Building (373-5323)

**Michigan Law Revision Commission** - Thursday, May 18, 11:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

Senator Kowall moved that the Senate adjourn.  
 The motion prevailed, the time being 11:36 a.m.

The President pro tempore, Senator Schuitmaker, declared the Senate adjourned until Tuesday, May 9, 2017, at 10:00 a.m.

JEFFREY F. COBB  
 Secretary of the Senate