

No. 22  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
98th Legislature  
REGULAR SESSION OF 2016

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House Chamber, Lansing, Thursday, March 3, 2016.

12:00 Noon.

The House was called to order by the Speaker.

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

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

e/d/s = entered during session

Pastor Bob Holt, Lead Pastor of Christ the King Church in Oxford, offered the following invocation:

“Our Great and Loving God,

We come to You today at this important assembly, thanking You that we can meet together in freedom and in peace.

We give You thanks for the great nation of the United States of America.

We thank You for all those who have served throughout our illustrious history in the various branches of our military, who have made the many personal sacrifices that ensures this freedom and peace.

We also give You thanks for the great state of Michigan.

We thank You for all those gathered here today who represent the nearly 10 million citizens who make up the cities, towns, and villages across this state.

We thank You not only for the privilege of living in this state, but also for the opportunities and responsibility of serving our citizens through government, business, charitable organizations, and the church.

We pray that Your guiding hand would be present in all discussions and debates surrounding the myriad of issues by this House of Representatives, in order that all decisions might be according to the principles of Your word, so that the highest benefit would be achieved for the citizens of the great state of Michigan.

We pray all these things in the name of the Father, the Son, and the Holy Spirit.

Amen.”

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Rep. Singh moved that Reps. Love and Sarah Roberts be excused from today’s session.  
The motion prevailed.

Rep. Nesbitt moved that Rep. McBroom be excused from today’s session.  
The motion prevailed.

### Motions and Resolutions

THIS RESOLUTION IS OFFERED TO COMPLY WITH MCL 4.101 AND MCL 4.541 AND REQUIRES A RECORD ROLL CALL VOTE UNDER THE PROVISIONS OF RULE 37 OF THE STANDING RULES OF THE HOUSE OF REPRESENTATIVES.

Reps. Brinks, Schor, Singh, Rutledge, Talabi, Driskell, Yanez, Darany, Townsend, Geiss, Irwin, Banks, Gay-Dagnogo, Byrd, Pagan, Robinson, Greimel, Cochran, Greig, Liberati, Hoadley, Plawecki, Phelps, Chang, Durhal, LaVoy, Chirkun, Wittenberg, Neeley, Garrett, Lane, Guerra, Moss, Faris, Sarah Roberts, Hovey-Wright, Kosowski and Zemke offered the following resolution:

**House Resolution No. 234.**

A resolution to extend subpoena power to the House Oversight and Ethics Committee and the House Military and Veterans Affairs Committee for the purpose of investigating the quality of care and staffing at the Grand Rapids Home for Veterans.

Whereas, The Grand Rapids Home for Veterans is tasked with providing skilled nursing and compassionate care to our military veterans and family members. In February 2016, the Auditor General released a performance audit report identifying multiple issues with care and staffing at the Grand Rapids Home for Veterans; and

Whereas, Full access to accurate information is essential for sound decision making by any public or private body; and  
Whereas, Section 1 of 1931 PA 118, MCL 4.101, provides, in part, that:

Committees and commissions of or appointed by the legislature may by resolution of the legislature be authorized to administer oaths, subpoena witnesses and/or to examine the books and records of any persons, partnerships or corporations involved in a matter properly before any of such committees or commissions.

; and

Whereas, Section 1 of 1952 PA 46, MCL 4.541, provides, in part, that:

. . . any standing or select committee of the senate or the house of representatives, and any joint select committee of the senate and house of representatives, shall be authorized to subpoena and have produced before any such committee, or inspect the records and files of any state department, board, institution or agency; and it shall be the duty of any state department, board, institution or agency to produce before the committee as required by the subpoena, or permit the members of any such committee to inspect its records and files.

; and

Whereas, Pursuant to Rule 37 of the Standing Rules of the House of Representatives, the authority for a committee to issue subpoenas shall be granted by resolution, with the vote for adoption by record roll call and a majority of members elected and serving required for adoption; now, therefore, be it

Resolved by the House of Representatives, That, pursuant to MCL 4.101, MCL 4.541, and Rule 37 of the Standing Rules of the House of Representatives, we hereby grant subpoena power to the House Oversight and Ethics Committee and the House Military and Veterans Affairs Committee for the purpose of investigating the quality of care and staffing at the Grand Rapids Home for Veterans. The committees may administer oaths, take sworn testimony, and examine the books, files, and records of any persons, partnerships, corporations, state departments, boards, institutions, or agencies related to the committees' investigation of the Grand Rapids Home for Veterans.

The resolution was referred to the Committee on Government Operations.

Reps. Barrett, LaVoy and Price offered the following resolution:

**House Resolution No. 235.**

A resolution to support the United States Securities and Exchange Commission's recent adoption of rules pursuant to Title III of the JOBS Act which are designed to facilitate small and start-up companies' access to capital raised through crowdfunding.

Whereas, Crowdfunding is an innovative, collective effort of individuals who network and pool their money to support initiatives by other people or organizations and, in doing so, sell small amounts of equity to investors. In 2014, there was an estimated \$16 billion in crowdfunding investment, and in 2015, it is estimated that investments will more than double to \$34 billion. Venture capitalism—the tried and true method of financing more established companies for accredited investors—sees approximately \$20 billion annually in investments. However, crowdfunding is quickly becoming the funding mechanism of the future; and

Whereas, Nearly all job creation in the United States between 1980 and 2005 was due to newer companies. States across the country have recognized the benefits of young companies' employment opportunities and are regulating crowdfunding to give small businesses and entrepreneurs' access to funding and growth opportunities; and

Whereas, Businesses in Michigan have greatly benefited from the opportunities created by the state-based and regulated Michigan Invests Locally Exemption (MILE) program. MILE has allowed everyday Michiganders, referred to as unaccredited investors, the ability to play a larger role in growing Michigan's creative business ventures through Michigan-based crowdfunding platforms while still enjoying investor protections and security in their investments; and

Whereas, Although crowdfunding has been highly touted as a manner of raising funds, it has not been generally used to offer and sell securities, which might have required registering with the Securities and Exchange Commission. The JOBS Act included an exemption for securities-based crowdfunding and the Securities and Exchange Commission has slowly been releasing regulatory frameworks over the last few years to fulfill this exemption. On January 29, 2016, Title III rules were finalized and will become effective on May 16, 2016, allowing unaccredited investors the ability to invest through interstate equity crowdfunding; and

Whereas, Title III provides an effective means for smaller companies to capture funding opportunities for their business ventures and provides substantial protection for investors through mandatory company disclosures that provide transparency. Companies must disclose the financial condition of the company and information about the officers and directors, as well as those who own 20 percent or more of the company; now, therefore, be it

Resolved by the House of Representatives, That we support the United States Securities and Exchange Commission's recent adoption of final rules pursuant to Title III of the JOBS Act which are designed to facilitate small and start-up companies' access to crowdfunding capital, fostering entrepreneurial growth and continued job creation in the state of Michigan and across the United States; and be it further

Resolved, That copies of this resolution be transmitted to the Chair of the Securities and Exchange Commission and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Commerce and Trade.

### Third Reading of Bills

**House Bill No. 4970, entitled**

A bill to amend 1953 PA 192, entitled "An act to create a county department of veterans' affairs in certain counties, and to prescribe its powers and duties; and to transfer the powers and duties of the soldiers' relief commission in such counties," by amending section 1 (MCL 35.621), as amended by 2012 PA 235.

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

**Roll Call No. 86****Yeas—103**

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

**Nays—0**

In The Chair: Cotter

The House agreed to the title of the bill.

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

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

**House Bill No. 5159, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 163 (MCL 388.1763), as amended by 2015 PA 85, and by adding section 163b.

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

**Roll Call No. 87****Yeas—55**

Afendoulis	Garcia	Leonard	Rendon
Barrett	Gardon	Lucido	Roberts, B.
Bizon	Glenn	Lyons	Runestad
Bumstead	Graves	Maturen	Santana
Callton	Heise	McCready	Sheppard
Canfield	Hughes	Miller, A.	Somerville
Chatfield	Iden	Muxlow	Tedder
Cole	Inman	Nesbitt	Theis

Cotter	Jacobsen	Outman	VerHeulen
Cox	Jenkins	Pettalia	Victory
Crawford	Kelly	Poleski	Webber
Farrington	Kesto	Potvin	Yonker
Forlini	LaFontaine	Price	Zemke
Franz	Lauwers	Pscholka	

**Nays—48**

Banks	Faris	Irwin	Phelps
Brinks	Garrett	Johnson	Plawecki
Brunner	Gay-Dagnogo	Kivela	Robinson
Byrd	Geiss	Kosowski	Rutledge
Chang	Goike	Lane	Schor
Chirkun	Greig	LaVoy	Singh
Clemente	Greimel	Leutheuser	Smiley
Cochran	Guerra	Liberati	Talabi
Darany	Hoadley	Moss	Townsend
Dianda	Hooker	Neeley	Vaupel
Driskell	Hovey-Wright	Pagan	Wittenberg
Durhal	Howrylak	Pagel	Yanez

In The Chair: Cotter

The House agreed to the title of the bill.

**House Bill No. 5158, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1526 (MCL 380.1526), as amended by 1995 PA 289.

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

**Roll Call No. 88****Yeas—89**

Afendoulis	Garrett	Kosowski	Price
Banks	Gay-Dagnogo	LaFontaine	Pscholka
Barrett	Geiss	Lauwers	Rendon
Bizon	Gardon	LaVoy	Roberts, B.
Brinks	Glenn	Leonard	Runestad
Bumstead	Graves	Leutheuser	Rutledge
Byrd	Greig	Liberati	Santana
Callton	Greimel	Lucido	Schor
Canfield	Heise	Lyons	Sheppard
Chang	Hoadley	Maturen	Singh
Chatfield	Hooker	McCready	Somerville
Cochran	Hovey-Wright	Miller, A.	Talabi
Cole	Howrylak	Moss	Tedder
Cotter	Hughes	Muxlow	Theis
Cox	Iden	Neeley	Townsend
Crawford	Inman	Nesbitt	VerHeulen
Darany	Jacobsen	Outman	Victory
Driskell	Jenkins	Pagan	Webber
Durhal	Johnson	Pagel	Wittenberg

Farrington	Kelly	Pettalia	Yanez
Forlini	Kesto	Plawecki	Yonker
Franz	Kivela	Poleski	Zemke
Garcia			

**Nays—14**

Brunner	Faris	Lane	Robinson
Chirkun	Goike	Phelps	Smiley
Clemente	Guerra	Potvin	Vaupel
Dianda	Irwin		

In The Chair: Cotter

The House agreed to the title of the bill.

The Speaker called the Speaker Pro Tempore to the Chair.

**House Bill No. 5157, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1246 (MCL 380.1246), as amended by 2009 PA 205.

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

**Roll Call No. 89****Yeas—88**

Afendoulis	Franz	Kivela	Price
Banks	Garcia	Kosowski	Pscholka
Barrett	Garrett	LaFontaine	Rendon
Bizon	Geiss	Lauwers	Roberts, B.
Brinks	Glardon	LaVoy	Runestad
Bumstead	Glenn	Leonard	Rutledge
Byrd	Graves	Leutheuser	Santana
Callton	Greig	Liberati	Schor
Canfield	Greimel	Lucido	Sheppard
Chang	Heise	Lyons	Singh
Chatfield	Hoadley	Maturen	Somerville
Chirkun	Hooker	McCready	Talabi
Cochran	Hovey-Wright	Miller, A.	Tedder
Cole	Howrylak	Moss	Theis
Cotter	Hughes	Neeley	Townsend
Cox	Iden	Nesbitt	VerHeulen
Crawford	Inman	Outman	Victory
Darany	Jacobsen	Pagan	Webber
Driskell	Jenkins	Pagel	Wittenberg
Durhal	Johnson	Pettalia	Yanez
Farrington	Kelly	Plawecki	Yonker
Forlini	Kesto	Poleski	Zemke

**Nays—15**

Brunner	Gay-Dagnogo	Lane	Robinson
Clemente	Goike	Muxlow	Smiley
Dianda	Guerra	Phelps	Vaupel
Faris	Irwin	Potvin	

In The Chair: Leonard

The House agreed to the title of the bill.

**House Bill No. 5156, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1527 (MCL 380.1527), as amended by 2014 PA 484.

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

**Roll Call No. 90****Yeas—89**

Afendoulis	Garcia	Kivela	Price
Banks	Garrett	Kosowski	Pscholka
Barrett	Gay-Dagnogo	LaFontaine	Rendon
Bizon	Geiss	Lauwers	Roberts, B.
Brinks	Glardon	LaVoy	Runestad
Bumstead	Glenn	Leonard	Rutledge
Byrd	Graves	Leutheuser	Santana
Callton	Greig	Liberati	Schor
Canfield	Greimel	Lucido	Sheppard
Chang	Heise	Lyons	Singh
Chatfield	Hoadley	Maturen	Somerville
Chirkun	Hooker	McCready	Talabi
Cochran	Hovey-Wright	Miller, A.	Tedder
Cole	Howrylak	Moss	Theis
Cotter	Hughes	Neeley	Townsend
Cox	Iden	Nesbitt	VerHeulen
Crawford	Inman	Outman	Victory
Darany	Jacobsen	Pagan	Webber
Driskell	Jenkins	Pagel	Wittenberg
Durhal	Johnson	Pettalia	Yanez
Farrington	Kelly	Plawecki	Yonker
Forlini	Kesto	Poleski	Zemke
Franz			

**Nays—14**

Brunner	Goike	Muxlow	Robinson
Clemente	Guerra	Phelps	Smiley
Dianda	Irwin	Potvin	Vaupel
Faris	Lane		

In The Chair: Leonard

The House agreed to the title of the bill.

**Senate Bill No. 592, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 10205 (MCL 333.10205), as added by 1999 PA 62.

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

**Roll Call No. 91****Yeas—100**

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

**Nays—3**

Garrett	Howrylak	Robinson
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In The Chair: Leonard

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

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



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

The House agreed to the full title.

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

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

### Second Reading of Bills

#### Senate Bill No. 490, entitled

A bill to amend 1988 PA 378, entitled “An act to preserve personal privacy with respect to the purchase, rental, or borrowing of certain materials; and to provide penalties and remedies for violation of this act,” by amending sections 1, 2, 3, 4, and 5 (MCL 445.1711, 445.1712, 445.1713, 445.1714, and 445.1715), section 5 as added by 1989 PA 206.

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

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

Rep. Townsend moved to amend the bill as follows:

1. Amend page 4, line 26, after “distress” by inserting a comma and “**OR \$1,000.00, WHICHEVER IS GREATER**”.

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

Rep. Moss moved to amend the bill as follows:

1. Amend page 3, line 12, by striking out all of subparagraphs (i), (ii), and (iii) and inserting:

**“(i) UNLESS THE DISCLOSURE IS AUTHORIZED UNDER SUBDIVISION (A), (B), (C), OR (D), A PERSON SHALL NOT DISCLOSE A CUSTOMER’S NONPUBLIC RECORD OR INFORMATION UNDER THIS SUBDIVISION TO ANOTHER PERSON WITHOUT THE PRIOR AND SPECIFIC INFORMED CONSENT, IN WRITING, OF THE CUSTOMER, AND THE CUSTOMER MAY WITHDRAW HIS OR HER CONSENT AT ANY TIME.**

**(ii) IF A CUSTOMER CONSENTS TO THE DISCLOSURE OF A NONPUBLIC RECORD OR INFORMATION TO ANOTHER PERSON UNDER SUBPARAGRAPH (i), THE NONPUBLIC RECORD OR INFORMATION SHALL NOT BE DISCLOSED UNLESS THAT OTHER PERSON AGREES TO PROTECT AND USE THE DISCLOSED RECORD OR INFORMATION ONLY IN THE MANNER AUTHORIZED UNDER THIS ACT. THIS SUBPARAGRAPH DOES NOT APPLY TO A DISCLOSURE MADE TO THE DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES, THE DIRECTOR OF THAT DEPARTMENT, ANOTHER GOVERNMENTAL AGENCY OR ENTITY, OR A COURT.**

**(iii) IF A CUSTOMER CONSENTS TO THE DISCLOSURE OF A NONPUBLIC RECORD OR INFORMATION TO ANOTHER PERSON UNDER SUBPARAGRAPH (i), THE NONPUBLIC RECORD OR INFORMATION SHALL NOT BE DISCLOSED UNLESS THAT OTHER PERSON AGREES NOT TO RELEASE THE INFORMATION TO ANY OTHER PERSON WITHOUT ANOTHER PRIOR AND SPECIFIC INFORMED CONSENT FROM THE CUSTOMER, IN WRITING, AUTHORIZING THE ADDITIONAL DISCLOSURE.**

**(iv) THE PERSON THAT IS DISCLOSING THE INFORMATION SHALL INFORM THE CUSTOMER BY WRITTEN NOTICE THAT THE CUSTOMER MAY WITHDRAW HIS OR HER CONSENT UNDER SUBPARAGRAPH (i) AT ANY TIME IN THE MANNER DESCRIBED IN SUBPARAGRAPH (v). ANY OF THE FOLLOWING METHODS OF NOTICE SATISFY THE WRITTEN NOTICE REQUIREMENTS OF THIS SUBPARAGRAPH:**

**(A) WRITTEN NOTICE INCLUDED IN OR WITH ANY MATERIALS SOLD, RENTED, OR LENT TO THE CUSTOMER UNDER SECTION 2.**

**(B) WRITTEN NOTICE PROVIDED TO THE CUSTOMER AT THE TIME HE OR SHE ORDERS ANY OF THE MATERIALS DESCRIBED IN SECTION 2 OR OTHERWISE PROVIDED TO THE CUSTOMER IN CONNECTION WITH THE TRANSACTION BETWEEN THE PERSON AND CUSTOMER FOR THE SALE, RENTAL, OR LOAN OF THE MATERIALS TO THE CUSTOMER.**

**(C) NOTICE THAT IS INCLUDED IN AN ONLINE PRIVACY POLICY OR SIMILAR COMMUNICATION THAT IS POSTED ON THE INTERNET, IS MAINTAINED BY THE PERSON THAT IS DISCLOSING THE INFORMATION, AND IS AVAILABLE TO CUSTOMERS OR THE GENERAL PUBLIC.**

**(v) A CUSTOMER MAY PROVIDE NOTICE THAT HE OR SHE WITHDRAWS HIS OR HER CONSENT UNDER SUBPARAGRAPH (i) TO THE PERSON THAT IS DISCLOSING INFORMATION UNDER THIS SUBDIVISION. IF THE PERSON PROVIDES A PROMINENTLY DISCLOSED AND EASY-TO-USE**

**MECHANISM OR ADDRESS FOR SUBMISSION OF SUCH A REQUEST, THE CUSTOMER MUST SUBMIT THE NOTICE IN THAT MANNER IN ORDER FOR THE NOTICE TO BE VALID UNDER THIS SECTION.**

**(vi) BEGINNING 30 DAYS AFTER THE PERSON RECEIVES THE WRITTEN NOTICE DESCRIBED IN SUBPARAGRAPH (iv), THE PERSON SHALL NOT KNOWINGLY DISCLOSE THE CUSTOMER'S NAME TO ANY OTHER PERSON FOR MARKETING GOODS AND SERVICES.”.**

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.  
Rep. Nesbitt moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

**House Bill No. 5278, entitled**

A bill to amend 1956 PA 40, entitled “The drain code of 1956,” by amending sections 306 and 307 (MCL 280.306 and 280.307).

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

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

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

The motion prevailed.

Pending the Second Reading of

**House Bill No. 5056, entitled**

A bill to repeal 1965 PA 280, entitled “An act to provide for licensing and regulating of slaughterhouses, edible rendering establishments and wholesale fabricating, processing or storage establishments of meat; to provide for the antemortem and postmortem inspection and reinspection of slaughtered meat animals; to prescribe the duties and powers of the department of agriculture; to prescribe license fees; to provide for the transfer of personnel and the rights of employees affected by this act; to provide for inspection of large wild game animals; and to provide penalties for violation of the provisions of this act,” (MCL 287.571 to 287.582).

Rep. Nesbitt moved that the bill be re-referred to the Committee on Agriculture.

The motion prevailed.

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

The motion prevailed.

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

By unanimous consent the House returned to the order of

**Announcement by the Clerk of Printing and Enrollment**

The Clerk announced the enrollment printing and presentation to the Governor on Wednesday, March 2, for his approval of the following bills:

**Enrolled House Bill No. 4314 at 3:34 p.m.**

**Enrolled House Bill No. 4408 at 3:36 p.m.**

**Enrolled House Bill No. 4999 at 3:38 p.m.**

**Enrolled House Bill No. 5105 at 3:40 p.m.**

The Clerk announced that the following bills had been reproduced and made available electronically on Wednesday, March 2:

**House Bill Nos. 5409 5410 5411 5412 5413 5414 5415 5416 5417 5418 5419 5420 5421 5422  
5423**

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, March 3, for his approval of the following bill:

**Enrolled House Bill No. 4458 at 11:22 a.m.**

The Clerk announced that the following bills had been reproduced and made available electronically on Thursday, March 3:

**Senate Bill Nos. 840 841 842 843**

The Clerk announced that the following Senate bills had been received on Thursday, March 3:

**Senate Bill Nos. 332 333 656 657 672**

### Reports of Standing Committees

The Committee on Appropriations, by Rep. Pscholka, Chair, reported

**House Bill No. 5377, entitled**

A bill to make, supplement, and adjust appropriations for certain capital outlay projects for the fiscal year ending September 30, 2016; to provide for expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Pscholka, Bumstead, Jenkins, Muxlow, Poleski, Kelly, McCreedy, Pagel, VerHeulen, Victory, Afendoulis, Bizon, Canfield, Cox, Garcia, Inman, Aaron Miller, Santana, Irwin, Faris, Singh, Yanez, Zemke, Durhal, Hoadley and Pagan  
Nays: None

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Pscholka, Chair, of the Committee on Appropriations, was received and read:  
Meeting held on: Wednesday, March 2, 2016

Present: Reps. Pscholka, Bumstead, Jenkins, Muxlow, Poleski, Potvin, Kelly, McCreedy, Pagel, VerHeulen, Victory, Afendoulis, Bizon, Canfield, Cox, Garcia, Inman, Aaron Miller, Santana, Irwin, Sarah Roberts, Banks, Faris, Singh, Yanez, Zemke, Durhal, Hoadley and Pagan

The Committee on Education, by Rep. Price, Chair, reported

**Senate Bill No. 216, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 4, 6, 98, 107, 230, and 256 (MCL 388.1604, 388.1606, 388.1698, 388.1707, 388.1830, and 388.1856), section 4 as amended by 2012 PA 201, sections 6 and 107 as amended by 2015 PA 139, and sections 98, 230, and 256 as amended by 2015 PA 85.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang and Greig  
Nays: None

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 3, 2016

Present: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang and Greig

### Messages from the Senate

**Senate Bill No. 332, 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 2012 PA 125.

The Senate has passed the bill.

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

**Senate Bill No. 333, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 319 (MCL 257.319), as amended by 2015 PA 11.

The Senate has passed the bill.

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

**Senate Bill No. 656, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 901 (MCL 339.901), as amended by 2014 PA 560.

The Senate has passed the bill.

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

**Senate Bill No. 657, entitled**

A bill to amend 1981 PA 70, entitled "An act to regulate the collection practices of certain persons; to provide for the powers and duties of certain state agencies; and to provide penalties and civil fines," by amending section 1 (MCL 445.251).

The Senate has passed the bill.

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

**Senate Bill No. 672, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 5109 (MCL 700.5109), as added by 2011 PA 61.

The Senate has passed the bill.

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

### Introduction of Bills

Rep. Heise introduced

**House Bill No. 5424, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 6 and 9b (MCL 117.6 and 117.9b), section 6 as amended by 1984 PA 352 and section 9b as added by 1982 PA 465.

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

Reps. Kosowski, Lane, Santana and Schor introduced

**House Bill No. 5425, entitled**

A bill to amend 1976 PA 399, entitled "Safe drinking water act," (MCL 325.1001 to 325.1023) by adding section 11e.

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

Reps. Sarah Roberts, Darany, Townsend, Dianda, Robinson, Hovey-Wright, Chirkun, Plawecki, Brunner, Zemke, Greig, Irwin, Faris, Wittenberg, Santana and Hoadley introduced

**House Bill No. 5426, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 220.

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

Reps. Sarah Roberts, Darany, Townsend, Dianda, Robinson, Hovey-Wright, Chirkun, Plawecki, Brunner, Zemke, Greig, Irwin, Faris, Wittenberg, Santana and Hoadley introduced

**House Bill No. 5427, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1509. The bill was read a first time by its title and referred to the Committee on Government Operations.

Reps. Chatfield, Cole and Graves introduced

**House Bill No. 5428, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding sections 4ff, 4gg, and 4hh.

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

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Rep. Talabi moved that the House adjourn.  
The motion prevailed, the time being 1:35 p.m.

Associate Speaker Pro Tempore Franz declared the House adjourned until Tuesday, March 8, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives

