

**No. 99**  
**STATE OF MICHIGAN**  
**Journal of the Senate**  
**101st Legislature**  
**REGULAR SESSION OF 2021**

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Senate Chamber, Lansing, Tuesday, December 14, 2021.

10:00 a.m.

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

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

Alexander—present  
Ananich—present  
Barrett—present  
Bayer—present  
Bizon—present  
Brinks—present  
Bullock—present  
Bumstead—present  
Chang—present  
Daley—present  
Geiss—present  
Hertel—present  
Hollier—present

Horn—present  
Huizenga—present  
Irwin—present  
Johnson—present  
LaSata—present  
Lauwers—present  
MacDonald—present  
McBroom—present  
McCann—present  
McMorrow—present  
Moss—present  
Nesbitt—present  
Outman—excused

Polehanki—present  
Runestad—present  
Santana—present  
Schmidt—present  
Shirkey—present  
Stamas—present  
Theis—present  
VanderWall—present  
Victory—present  
Wojno—present  
Wozniak—present  
Zorn—present

Senator Douglas C. Wozniak of the 8th District offered the following invocation:

O God, from whom all good things come, we ask this morning that You would fill us with a love for Your will. Open us to the sound of Your voice and grant us the grace to seek truth and to strive for justice in all that we say and do.

In a special way, remember those who elected us to the offices in which we serve—their families, friends, loved ones, and all who call the Great Lakes State home. We also ask You for the grace to put their needs ahead of our own. As we begin our work here at our state’s Capitol, endow us with the spirit of wisdom, humility, and responsibility and purge from our hearts all discord, vanity, and resentment. In all things, permit that we should remain close to You.

Father, we know that we live in a broken world and we cannot fix it on our own; therefore, we pray that You heal this brokenness, for out of love You came to reconcile the world to Yourself. Deliver us, Lord we pray, from every evil. Graciously grant peace in our days that by the help of Your mercy we may always be free from sin and safe from all distress, as we await the blessed hope and the coming of their Savior, Jesus Christ, who lives and reigns with You in the unity of the Holy Spirit, God forever and ever. Amen.

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

Senator Johnson entered the Senate Chamber.

**Motions and Communications**

Senator Lauwers moved that Senator Outman be excused from today’s session.  
The motion prevailed.

Senator Chang moved that Senators Bullock, Geiss, Moss, Santana and Hertel be temporarily excused from today’s session.  
The motion prevailed.

Senators Irwin and Ananich entered the Senate Chamber.

The following communication was received and read:  
Office of the Auditor General

December 8, 2021

Enclosed is a copy of the following report:

- Office of the Auditor General 2021 Annual Report

Sincerely,  
Doug Ringler  
Auditor General

The audit report was referred to the Committee on Oversight.

The following communications were received:  
Department of State

Administrative Rules  
Notices of Filing

March 22, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-048-LE (Secretary of State Filing #21-03-04) on this date at 12:52 p.m. for the Department of Labor and Economic Opportunity entitled, “Construction Safety and Health Standard Part 21. Walking and Working Areas.”

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 22, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-049-LE (Secretary of State Filing #21-03-05) on this date at 1:17 p.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 8. Handling and Storage of Materials."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 22, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-051-LE (Secretary of State Filing #21-03-06) on this date at 3:01 p.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 603. Lead."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 22, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-052-LE (Secretary of State Filing #21-03-07) on this date at 3:34 p.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 604. Chromium (VI)."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 23, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-054-LE (Secretary of State Filing #21-03-08) on this date at 10:39 a.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 22. Signals, Signs, Tags, and Barricades."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 23, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-055-LE (Secretary of State Filing #21-03-09) on this date at 10:58 a.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 602. Asbestos."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 23, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-063-LE (Secretary of State Filing #21-03-10) on this date at 1:52 p.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 303. Methylenedianiline."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 23, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-064-LE (Secretary of State Filing #21-03-11) on this date at 2:06 p.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 304. Ethylene Oxide."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 23, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-065-LE (Secretary of State Filing #21-03-12) on this date at 3:26 p.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 306. Formaldehyde."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 23, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-066-LE (Secretary of State Filing #21-03-13) on this date at 3:52 p.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 307. Acrylonitrile."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 24, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-071-LE (Secretary of State Filing #21-03-14) on this date at 10:07 a.m. for the Department of Labor and Economic Opportunity entitled, "Construction Safety and Health Standard Part 308. Inorganic Arsenic."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 24, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-025-IF (Secretary of State Filing #21-03-15) on this date at 11:23 a.m. for the Department of Insurance and Financial Services entitled, "Essential Insurance."

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306,

MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 24, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-076-LE (Secretary of State Filing #21-03-16) on this date at 12:45 p.m. for the Department of Labor and Economic Opportunity entitled, "General Industry Safety and Health Standard Part 313. Methylene Chloride."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 24, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-092-LE (Secretary of State Filing #21-03-17) on this date at 1:12 p.m. for the Department of Labor and Economic Opportunity entitled, "General Industry Part 590. Silica."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 24, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-103-LE (Secretary of State Filing #21-03-18) on this date at 1:57 p.m. for the Department of Labor and Economic Opportunity entitled, "General Industry Part 472. Medical Services and First Aid."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 24, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-106-LE (Secretary of State Filing #21-03-20) on this date at 2:59 p.m. for the Department of Labor and Economic Opportunity entitled, "General Industry Part 640. Beryllium in CS."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 24, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-105-LE (Secretary of State Filing #21-03-19) on this date at 2:32 p.m. for the Department of Labor and Economic Opportunity entitled, "General Industry Part 340. Beryllium in GI."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 26, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2019-122-LE (Secretary of State Filing #21-03-21) on this date at 9:58 a.m. for the Department of Labor and Economic Opportunity entitled, "General Industry Safety and Health Part 62. Plastic Molding."

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

March 26, 2021

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-038-TY (Secretary of State Filing #21-03-22) on this date at 1:18 p.m. for the Department of Treasury entitled, "Horse Racing General Rules."

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,  
Jocelyn Benson  
Secretary of State  
Melissa Malerman, Departmental Supervisor  
Office of the Great Seal

The communications were referred to the Secretary for record.

The following communications were received:  
Office of Senator Winnie Brinks

December 7, 2021

Per Senate Rule 1.110(c) I am requesting that my name be removed as a co-sponsor to Senate Bill 708 which was introduced on October 28th, 2021 by Senator Wojno and was referred to the Senate Committee on Families, Seniors, and Veterans.

December 7, 2021

Per Senate Rule 1.110(c) I am requesting that my name be removed as a co-sponsor to Senate Bill 709 which was introduced on October 28th, 2021 by Senator VanderWall and was referred to the Senate Committee on Families, Seniors, and Veterans.

December 7, 2021

Per Senate Rule 1.110(c) I am requesting that my name be removed as a co-sponsor to Senate Bill 710 which was introduced on October 28th, 2021 by Senator VanderWall and was referred to the Senate Committee on Families, Seniors, and Veterans.

December 7, 2021

Per Senate Rule 1.110(c) I am requesting that my name be removed as a co-sponsor to Senate Bill 711 which was introduced on October 28th, 2021 by Senator Wojno and was referred to the Senate Committee on Families, Seniors, and Veterans.

Sincerely,  
Senator Winnie Brinks  
District 29

The communications were referred to the Secretary for record.

The following communication was received:  
Office of Senator Dayna Polehanki

December 9, 2021

Per Senate Rule (1.110(C)) I am requesting that my name be added as a co-sponsor to Senate Bill 3, which was introduced on January 13, 2021, by Senator Paul Wojno. The bill has been referred to the Senate Committee on Finance.

Sincerely,  
Dayna Polehanki

The communication was referred to the Secretary for record.

The following communication was received:  
Office of Senator Jim Ananich

December 14, 2021

I would like to request that my name be added as a co-sponsor to Senate Bill 767, which would require a minimum freight train operating crew size.

Sincerely,  
Jim Ananich

The communication was referred to the Secretary for record.

The following communication was received:  
Office of Senator Sylvia Santana

December 14, 2021

Please add my name as co-sponsor of Senate Bills 767, 793, and 794. Please feel free to contact my office at [senssantana@senate.michigan.gov](mailto:senssantana@senate.michigan.gov) or 517-373-0990, if you have any questions. I appreciate your attention in this matter.

Respectfully,  
Sylvia A. Santana  
State Senator  
District 3

The communication was referred to the Secretary for record.

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

**House Bill No. 4031**

**House Bill No. 4294**

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

### **Recess**

Senator Lauwers moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 10:06 a.m.

12:09 p.m.

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

During the recess, Senators Santana, Geiss, Moss, Bullock and Hertel entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of  
**Messages from the House**

#### **Senate Bill No. 85, entitled**

A bill to make appropriations for the department of labor and economic opportunity for the fiscal year ending September 30, 2022; and to provide for the expenditure of the appropriations.

The House of Representatives has appointed Representatives Frederick, VanWoerkom and Sabo as conferees to join with Senators Stamas, Horn and Hertel.

The bill was referred to the Conference Committee.

#### **House Bill No. 4398, entitled**

A bill to make appropriations for the legislature, the executive, the department of the 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 labor and economic opportunity, and certain other state purposes for the fiscal year ending September 30, 2022; to place conditions on the appropriations; 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 House of Representatives has appointed Representatives Albert and Tate to replace Representatives Bollin and Sabo as conferees and has appointed Representative Albert to replace Representative VanWoerkom as Chair of the conference committee.

The message was referred to the Secretary for record.

#### **Senate Bill No. 637, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding sections 207e and 207f.

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. 638, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” (MCL 330.1001 to 330.2106) by adding sections 207c and 207d.

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. 674, entitled**

A bill to amend 2000 PA 403, entitled “Motor fuel tax act,” by repealing section 10 (MCL 207.1010).

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. 698, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 14a (MCL 211.14a), as added by 2020 PA 352.

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. 723, entitled**

A bill to amend 1992 PA 147, entitled “Neighborhood enterprise zone act,” by amending section 4 (MCL 207.774), as amended by 2021 PA 70.

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.

Senator Lauwers moved that the bill be given immediate effect.

The motion prevailed, 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.

By unanimous consent the Senate proceeded to the order of

**Introduction and Referral of Bills**

Senators Johnson, LaSata and Hollier introduced

**Senate Bill No. 789, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1308 (MCL 380.1308), as amended by 2016 PA 363, and by adding section 1308c.

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



Senators Irwin, Wojno, Chang, Moss, Santana, Bullock, Bayer, McMorrow, Polehanki, Brinks, Alexander and Geiss introduced

**Senate Bill No. 790, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 272 (MCL 206.272), as amended by 2011 PA 38.

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

Senators Horn, Wozniak, Polehanki, MacDonald, Hollier, Bumstead, LaSata, Barrett and Schmidt introduced

**Senate Bill No. 791, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 28 (MCL 421.28), as amended by 2021 PA 66.

The bill was read a first and second time by title and referred to the Committee on Economic and Small Business Development.

Senators McMorrow, Chang, Polehanki, Bullock, Geiss, Bayer and Wojno introduced

**Senate Bill No. 792, entitled**

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 3a (MCL 15.263a), as amended by 2021 PA 54.

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

Senators Wojno, Wozniak, Polehanki, McCann, Bayer, Hollier, Moss and Brinks introduced

**Senate Bill No. 793, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 931c.

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

Senators Wojno, Hollier, Wozniak, Polehanki, McCann, Bayer, Moss and Brinks introduced

**Senate Bill No. 794, entitled**

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

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

Senators Hertel and Nesbitt introduced

**Senate Bill No. 795, entitled**

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," (MCL 259.1 to 259.208) by adding section 207.

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

Senators Nesbitt and Hertel introduced

**Senate Bill No. 796, entitled**

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," (MCL 259.1 to 259.208) by adding section 206a.

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

**House Bill No. 4427, entitled**

A bill to amend 1915 PA 31, entitled "Youth tobacco act," by amending the title and section 2 (MCL 722.642), as amended by 2019 PA 18.

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 and Public Safety.

**House Bill No. 5286, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 627 (MCL 257.627), as amended by 2019 PA 31.

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 Transportation and Infrastructure.

**House Bill No. 5488, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 18201 (MCL 333.18201) and by adding section 18211a.

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 Health Policy and Human Services.

**House Bill No. 5489, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 16190.

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 Health Policy and Human Services.

By unanimous consent the Senate returned to the order of

**General Orders**

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

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

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

**House Bill No. 5502, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9m (MCL 211.9m), as amended by 2017 PA 261.

**House Bill No. 5503, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9n (MCL 211.9n), as amended by 2017 PA 261.

**House Bill No. 5504, entitled**

A bill to amend 2014 PA 92, entitled "State essential services assessment act," by amending section 7 (MCL 211.1057), as amended by 2018 PA 541.

**House Bill No. 5505, entitled**

A bill to amend 2014 PA 93, entitled "Alternative state essential services assessment act," by amending section 7 (MCL 211.1077), as amended by 2018 PA 505.

**House Bill No. 5506, entitled**

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 6 (MCL 207.556), as amended by 2013 PA 85.

**House Bill No. 4363, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2104, 2132, and 2165 (MCL 324.2104, 324.2132, and 324.2165), sections 2104 and 2132 as amended by 2018 PA 238 and section 2165 as added by 2018 PA 240.

**House Bill No. 4035, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 2150 (MCL 324.2150), as amended by 2012 PA 603.

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:

**House Bill No. 4031, entitled**

A bill to amend 1974 PA 154, entitled “Michigan occupational safety and health act,” by amending section 35 (MCL 408.1035), as amended by 1991 PA 105.

Substitute (S-1).

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

**Recess**

Senator Lauwers moved that the Senate recess until 2:00 p.m.

The motion prevailed, the time being 12:40 p.m.

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

Senator Lauwers moved that rule 2.107 be suspended to allow committees to meet during Senate session. The motion prevailed, a majority of the members serving voting therefor.

**Recess**

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

The motion prevailed, the time being 2:01 p.m.

4:31 p.m.

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

By unanimous consent the Senate returned to the order of

**Motions and Communications**

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:

As we get towards the end of our terms, we get to see some of our favorite people and some of our best people move on to other things. Lauren Bohac came to my office as a part-time legislative assistant in January of 2018. We hired her part time. We quickly realized that we had made a mistake—not in hiring Lauren, but rather in the fact that we had only hired her part time. She quickly became a part of our team, a consummate part of our team, and quickly became indispensable to me and to our office.

In nearly four years with Team Hertel, she has held a number of roles from part-time legislative assistant, to full-time legislative assistant, to scheduling manager, to legislative director. She even took on the brunt of additional responsibilities when my chief of staff was on maternity leave for two months, just two months after she started. That’s how valuable and good at her job Lauren is.

Like so many of our staff, Lauren spent an incredible amount of time helping constituents of the 23rd District and nearly half of her time with my office has been spent helping constituents during the pandemic. She was so effective and tenacious at helping constituents that it quickly got around the internet

that my office was the place that you'd call to solve unemployment numbers. We started actually getting calls from places around the state that had two things, a phone number in my office and Lauren's name. Just calling from around the state trying to get help. In fact, one State Representative at a public hearing accused my office of having a special pipeline to UIA. We didn't have a special pipeline, we just had Lauren working every single day tenaciously making the calls, staying on top of people over and over again, calling them back even if she didn't have great news, just to tell them to keep fighting and what we were trying to do for them that week.

She helped an enormous amount of people, not just made them whole at the end, but kept them sane throughout the process. You know, oftentimes in our office our staff are social workers to our constituents and Lauren played so many roles in that and was amazing to the people of the 23rd District. But, anyone who knows Lauren knows that that's just part of who she is, just her strong commitment to her job. She was so committed to fixing the damn roads here in Michigan that she literally broke her foot in a pothole so they could take a picture of it and put it online to show what was happening on Michigan's roads.

I am going to miss Lauren for a number of reasons, I mean who else am I going to show up the week after Michigan State beats Michigan and talk to in the office? I am so lucky right now to have, for the first time in my office, more people who went to that little school down the road in Ann Arbor than I do for Michigan State University—it's the first time I've ever had that. And, for a darn good school, somebody has to be second-best in the state, second-best to Michigan State—and that's Central—but somewhere down there is this school in Ann Arbor, but Lauren always took that in good stride. She was supposed to bring in a Michigan jersey for me to wear when we lost the last game, but we won so, but I'm sure the national championship will be fun losing to Alabama.

We will miss Lauren. Those of you who watch *West Wing*—so anybody on this side of the room—those of you who watch *West Wing*, Lauren is my Toby. She is a fantastic writer, but she is always the person who will tell you what's wrong before she tells you what's right, and every person needs that person. I could also say Eeyore, for the rest of you, but she always kept us on the straight and narrow, she always told us what we were doing wrong when we weren't doing enough, when we should be fighting harder. Every person needs someone like Lauren in their office to do that.

She's not going far. She is headed to another caucus where I'm sure she will do a fantastic job. Who knows, maybe I will meet you over there some day. No matter what happens in your career, no matter where you go, you will always be part of Team Hertel and thank you so much for all you've given to me, to our staff, and to the people of the 23rd District. Thank you.

### Recess

Senator LaSata moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 4:38 p.m.

4:53 p.m.

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

Senator Lauwers moved that the Committee on Appropriations be discharged from further consideration of the following bill:

**House Bill No. 4082, entitled**

A bill to amend 1921 PA 2, entitled "An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred," by amending section 3 (MCL 17.3), as amended by 2019 PA 161.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator Lauwers moved that the rules be suspended and that the following bill, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

**House Bill No. 4082**

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

## Messages from the Governor

The following message from the Governor was received on December 14, 2021, and read:

### EXECUTIVE ORDER No. 2021-15

#### **Nursing Home Workforce Stabilization Council**

##### **Executive Office of the Governor**

The COVID-19 pandemic poses a particularly dire threat to the health and safety of both residents and employees of nursing homes. Throughout the COVID-19 pandemic, the state of Michigan has prioritized action that protects the most vulnerable Michiganders. To provide essential protections to both residents and staff in long-term care facilities, my administration implemented a variety of strategies in the areas of infection control, diagnostic testing, vaccination, data collection and reporting, and emergency staffing response. Health care professionals have administered the highly effective vaccine to 44,000 current nursing home, adult foster care, and homes-for-the-aged residents who are fully vaccinated and have provided 19,500 residents with booster doses. The state has also supported distribution of nearly 1.6 million tests to reduce the spread of COVID-19 in long-term care facilities.

The COVID-19 pandemic also exposed gaps in our healthcare system that have existed for years and exacerbated staffing shortages through Michigan's nursing home industry. The Michigan Nursing Homes COVID-19 Preparedness Task Force created by Executive Order 2020-135 recognized the critical role of adequate staffing in long-term care facilities and identified staffing challenges as a priority area for future focus. The Nursing Home Workforce Stabilization Council will build off the work of the task force and focus on policies and recommendations aimed to attract talent and build a sustainable workforce in long-term care facilities. Michigan must work towards building a strong system of long-term care that protects nursing home residents, provides quality jobs, and advances racial and gender equity.

The nursing home industry sits within a complicated regulatory framework and is governed by multiple entities across state and federal government, including the federal Centers for Medicare and Medicaid Services (CMS), which ensures providers are eligible for Medicaid and Medicare reimbursement. Within state government, multiple departments touch the nursing home industry, which is regulated by the Department of Licensing and Regulatory Affairs, with funding administered through the Department of Health and Human Services, workforce development information available through the department of Labor and Economic Opportunity, and oversight by the State Long Term Care Ombudsman. The formation of an advisory council, consisting of employees, employers, state government officials, nursing home residents, and the public will provide valuable guidance and recommendations, informed by an understanding of this complicated framework, to ensure Michigan has the tools to support quality care and workforce stabilization in nursing homes across the state.

Section 1 of article 5 of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the governor.

Section 8 of article 5 of the Michigan Constitution of 1963 obligates the governor to take care that the laws be faithfully executed.

Acting pursuant to the Michigan Constitution of 1963 and Michigan law, I order the following:

#### **1. Creating the Nursing Home Workforce Stabilization Council**

(a) The Nursing Home Workforce Stabilization Council ("Council") is created as an advisory body within the Department of Health and Human Services ("Department").

(b) The Council must include the following representatives of the executive branch of state government, who must take all appropriate action to support the goals of this order:

(1) The director of the Department, or the director's designated representative from within the Department.

(2) The director of the Department of Labor and Economic Opportunity, or the director's designated representative from within that department.

(3) The director of the Department of Licensing and Regulatory Affairs, or the director's designated representative from within that department.

(4) The Michigan State Long Term Care Ombudsman, or the ombudsman's designated representative from within that program.

(c) The Council must include the following members appointed by the governor:

(1) Five representatives of the nursing home workforce.

(2) Five representatives of nursing home employers, including:

(A) At least one representative of a not-for-profit nursing home employer;

(B) At least one representative of a for-profit nursing home employer; and

(C) At least one representative of a nursing home administered by a county government.

(3) Three representatives of nursing home residents, which may include family members and other representatives of residents.

## **2. Charge to the Council**

(a) The Council must act in an advisory capacity to the governor and the director of the Department.

(b) The Council must review, develop, and recommend policies, administrative actions, legislative changes, and other approaches to support nursing home quality care. The following objectives must guide the Council's recommendations:

(1) Increase staffing levels across the industry, with particular focus on recruitment and retention;

(2) Support workforce development and stabilization;

(3) Develop career pathways, including credential attainment, and increase the professionalization of the workforce;

(4) Address barriers to entry and retention in the field;

(5) Prioritize jobs that provide living wages and benefits;

(6) Advance diversity, equity, and inclusion in the workforce;

(7) Ensure the sustainability of quality care; and

(8) Promote transparency and accountability within the industry.

(c) Provide other information or advice or take other actions as requested by the governor.

(d) The Council must submit a final report or consensus recommendations to the governor by or before December 1, 2023.

(e) The Council will dissolve on December 1, 2023, or such other time as the governor directs through an amendment to this order.

## **3. Operations of the Council**

(a) The Department must assist the Council in the performance of its duties and provide personnel to staff the Council. The budgeting, procurement, and related management functions of the Council will be performed under the direction and supervision of the director of the Department.

(b) The director of the Department, or their designee, will serve as the chair of the Council.

(c) The Council must adopt procedures, consistent with this order and applicable law, governing its organization and operations.

(d) The Council must meet at the call of its chairperson and as otherwise provided in the procedures adopted by the Council.

(e) The Council must comply with the Freedom of Information Act, 1976 PA 442, as amended, MCL 15.231 to 15.246.

(f) A majority of the members of the Council constitutes a quorum for the transaction of the business of the Council. The Council must act by a majority vote of its serving members.

(g) The Council may establish advisory workgroups composed of individuals or entities participating in Council activities, including other members of the public as deemed necessary by the Council, to assist it in performing its duties and responsibilities. The Council may adopt, reject, or modify any recommendations proposed by an advisory workgroup.

(h) The Council may, as appropriate, make inquiries, studies, and investigations, hold hearings, and receive comments from the public. The Council also may consult with outside experts to perform its duties, including experts in the private sector, organized labor, and government agencies, and at institutions of higher education.

(i) The Council may accept donations of labor, services, or other things of value from any public or private agency or person. Any donations must be received and used in accordance with law.

(j) Members of the Council must not receive additional compensation for participation on the Council. Members of the Council may receive reimbursement for necessary travel and expenses consistent with applicable law, rules, and procedures, subject to available funding.

(k) Members of the Council must refer all legal, legislative, and media contacts to the Department.

## **4. Implementation**

(a) All departments, committees, commissioners, or officers of this state must give to the Council any necessary assistance required by the Council in the performance of the duties of the Council so far as is compatible with their duties and consistent with this order and applicable law. Free access also must be given to any books, records, or documents in their custody relating to matters within the scope of inquiry, study, or review of the Council, consistent with applicable law.

(b) This order is not intended to abate a proceeding commenced by, against, or before an officer or entity affected by this order. A proceeding may be maintained by, against, or before the successor of any officer or entity affected by this order.

(c) Nothing in this order should be construed to change the organization of the executive branch of state government or the assignment of functions among its units, in a manner requiring the force of law.

(d) If any portion of this order is found to be unenforceable, the unenforceable provision will be disregarded and the rest of the order will remain in effect as issued.

(e) Executive Order 2021-4 is amended to delete the phrase “December 31, 2021” in section 5(e) and replace it with “December 31, 2022.”

(f) Executive Order 2019-9, section 3(d), is rescinded.

(g) This order is effective upon filing.

Given under my hand and the great seal of the State of Michigan.

Date: December 14, 2021

Time: 10:45 a.m.

[SEAL]

Gretchen Whitmer  
Governor

By the Governor:  
Jocelyn Benson  
Secretary of State

The executive order was referred to the Committee on Government Operations.

### Recess

Senator Lauwers moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 4:54 p.m.

5:14 p.m.

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

By unanimous consent the Senate returned to the order of

### General Orders

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

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

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

#### House Bill No. 5351, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 9o (MCL 211.9o), as amended by 2018 PA 132.

Substitute (S-1).

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

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

#### House Bill No. 4082, entitled

A bill to amend 1921 PA 2, entitled “An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred,” by amending section 3 (MCL 17.3), as amended by 2019 PA 161.

Substitute (S-2).

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

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

**House Bill No. 4294, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2018 PA 418.

Substitute (S-2).

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

Senator Chang moved that Senator Bayer be excused from the balance of today's session. The motion prevailed.

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

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

- House Bill No. 5502**
- House Bill No. 5503**
- House Bill No. 5504**
- House Bill No. 5505**
- House Bill No. 5506**
- House Bill No. 5351**
- House Bill No. 4082**
- House Bill No. 4294**

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

By unanimous consent the Senate proceeded to the order of  
**Third Reading of Bills**

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

- House Bill No. 4282**
- House Bill No. 4283**
- House Bill No. 4284**
- House Bill No. 4285**
- House Bill No. 5376**
- House Bill No. 5502**
- House Bill No. 5503**
- House Bill No. 5504**
- House Bill No. 5505**
- House Bill No. 5506**
- House Bill No. 5351**
- House Bill No. 4082**
- House Bill No. 4294**

The motion prevailed.

The following bill was read a third time:

**House Bill No. 4282, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 163 (MCL 168.163), as amended by 2012 PA 276.



The question being on the passage of the bill,

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

**Roll Call No. 485**

**Yeas—35**

Alexander	Geiss	MacDonald	Shirkey
Ananich	Hertel	McBroom	Stamas
Barrett	Hollier	McCann	Theis
Bizon	Horn	McMorrow	VanderWall
Brinks	Huizenga	Moss	Victory
Bullock	Irwin	Nesbitt	Wojno
Bumstead	Johnson	Polehanki	Wozniak
Chang	LaSata	Santana	Zorn
Daley	Lauwers	Schmidt	

**Nays—1**

Runestad

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

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.

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

“An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act.”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 4283, entitled**

A bill to amend 1966 PA 261, entitled “An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 11 and 11a (MCL 46.411 and 46.411a), section 11 as amended by 2002 PA 158.

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. 486**

**Yeas—35**

Alexander	Geiss	MacDonald	Shirkey
Ananich	Hertel	McBroom	Stamas
Barrett	Hollier	McCann	Theis
Bizon	Horn	McMorrow	VanderWall
Brinks	Huizenga	Moss	Victory
Bullock	Irwin	Nesbitt	Wojno
Bumstead	Johnson	Polehanki	Wozniak
Chang	LaSata	Santana	Zorn
Daley	Lauwers	Schmidt	

**Nays—1**

Runestad

**Excused—2**

Bayer                                      Outman

**Not Voting—0**

In The Chair: Nesbitt

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 title of the bill.

The following bill was read a third time:

**House Bill No. 4284, entitled**

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 193 and 254 (MCL 168.193 and 168.254), section 193 as amended by 2012 PA 276 and section 254 as amended by 2018 PA 120.

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. 487**

**Yeas—35**

Alexander	Geiss	MacDonald	Shirkey
Ananich	Hertel	McBroom	Stamas
Barrett	Hollier	McCann	Theis
Bizon	Horn	McMorrow	VanderWall
Brinks	Huizenga	Moss	Victory
Bullock	Irwin	Nesbitt	Wojno
Bumstead	Johnson	Polehanki	Wozniak
Chang	LaSata	Santana	Zorn
Daley	Lauwers	Schmidt	

**Nays—1**

Runestad

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

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.

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

“An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act.”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 4285, entitled**

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 349 (MCL 168.349), as amended by 2018 PA 654.

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. 488**

**Yeas—35**

Alexander	Geiss	MacDonald	Shirkey
Ananich	Hertel	McBroom	Stamas
Barrett	Hollier	McCann	Theis
Bizon	Horn	McMorrow	VanderWall
Brinks	Huizenga	Moss	Victory
Bullock	Irwin	Nesbitt	Wojno
Bumstead	Johnson	Polehanki	Wozniak
Chang	LaSata	Santana	Zorn
Daley	Lauwers	Schmidt	

**Nays—1**

Runestad

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

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.

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

“An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act.”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5376, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending sections 30 and 623 (MCL 206.30 and 206.623), section 30 as amended by 2021 PA 120 and section 623 as amended by 2014 PA 13, and by adding sections 254 and 675 and part 4.

The question being on the passage of the bill, Senator Runestad offered the following substitute:

Substitute (S-2).

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

The question being on the passage of the bill,

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

**Roll Call No. 489**

**Yeas—34**

Alexander	Geiss	McBroom	Shirkey
Ananich	Hertel	McCann	Stamas
Barrett	Hollier	McMorrow	Theis
Bizon	Horn	Moss	VanderWall
Brinks	Huizenga	Nesbitt	Victory
Bullock	Johnson	Polehanki	Wojno
Bumstead	LaSata	Runestad	Wozniak
Chang	Lauwers	Schmidt	Zorn
Daley	MacDonald		

**Nays—2**

Irwin

Santana

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

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.

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

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5502, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 9m (MCL 211.9m), as amended by 2017 PA 261.

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. 490**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer    Outman

**Not Voting—0**

In The Chair: Nesbitt

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.

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

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

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5503, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 9n (MCL 211.9n), as amended by 2017 PA 261.

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. 491**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

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.

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

“An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and

the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,”

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5504, entitled**

A bill to amend 2014 PA 92, entitled “State essential services assessment act,” by amending section 7 (MCL 211.1057), as amended by 2018 PA 541.

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. 492**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

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.

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

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

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5505, entitled**

A bill to amend 2014 PA 93, entitled “Alternative state essential services assessment act,” by amending section 7 (MCL 211.1077), as amended by 2018 PA 505.

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. 493**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

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.

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

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

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 5506, entitled**

A bill to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending section 6 (MCL 207.556), as amended by 2013 PA 85.

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. 494**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas



Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

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 title of the bill.

The following bill was read a third time:

**House Bill No. 5351, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 9o (MCL 211.9o), as amended by 2018 PA 132.

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. 495**

**Yeas—21**

Barrett	Johnson	Nesbitt	Theis
Bizon	LaSata	Runestad	VanderWall
Bumstead	Lauwers	Schmidt	Victory
Daley	MacDonald	Shirkey	Wozniak
Horn	McBroom	Stamas	Zorn
Huizenga			

**Nays—15**

Alexander	Chang	Irwin	Polehanki
Ananich	Geiss	McCann	Santana
Brinks	Hertel	McMorrow	Wojno
Bullock	Hollier	Moss	

**Excused—2**

Bayer	Outman
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### Not Voting—0

In The Chair: Nesbitt

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

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

The Senate agreed to the full title.

### Protests

Senators Moss, Polehanki, McMorro, Brinks, McCann, Alexander, Hertel, Geiss, Bullock, Wojno, Chang, Hollier and Santana, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of House Bill No. 5351.

Senators Moss and Santana moved that the statements they made during the discussion of the bill be printed as their reasons for voting “no.”

The motion prevailed.

Senator Moss’ statement, in which Senators Polehanki, McMorro, Brinks, McCann, Alexander, Hertel, Geiss, Bullock, Wojno, Chang and Hollier concurred, is as follows:

This bill further repeals the personal property tax. This is a business tax that is administered by local municipalities. It’s collected by local municipalities. It pays for essential services back home like public safety, roads, infrastructure, and more. It’s also a tax that cities themselves can actually use to abate and lure in employers and jobs. This bill actually takes away an economic development incentive tool utilized by our local communities. Does it need reform? Absolutely, I’m open to that.

The last time we repealed portions of this tax, it was thoughtful. It was a ballot proposal. It was negotiated with broad support from all of those impacted, and 70 percent of voters supported that in August 2014. That’s because the money that was lost to communities was fully replaced. This funding pays for things that we depend upon. Our residents who pay taxes depend on police and fire to show up when there is an emergency. So do, I presume, the businesses too who pay this tax. They should expect the same, but by repealing this tax in perpetuity with no replacement to local communities beyond the first year, you are directly defunding the money that goes toward public safety. We have to view our local communities as partners, and not competitors, and certainly not enemies. Their success is our success, and ultimately it’s our constituents who win when we succeed.

So, let’s get back to the table on this and slow it down. This timeline to rush this through today is not a sign of good policy making. There is no comprehensive fiscal analysis for this yet. It isn’t going to be even fully implemented until the end of next year. We have time to get this right without hurting the people that we represent. I urge a “no” vote.

Senator Santana’s statement is as follows:

Small businesses are at the cornerstone of all our communities across Michigan and also across this country. However, this is not the way to support our small businesses and communities. We have billions of dollars here in Michigan on the table that were provided for federal relief, and hurting our local municipalities is not the way to do this. There are so many things we can do to support our locals, by increasing revenue sharing that we haven’t fully funded in many years. We can also take and put billions of dollars on the table to provide a fund to help support our small business owners across this state, but that’s not what we’re doing here. Instead, we’re hurting communities like mine—like the city of Dearborn—who if this bill is passed today will have a deficit of \$10 million. The locals are tired of paying for millages and that is definitely

prevalent. For me, this is a “no” vote and this is an easy vote because there’s so much money we have and we do what we want and we prioritize what we want in this chamber and right now, this is not the mechanism that we should be pursuing. I think there’s also many opportunities to fund our small businesses; however, providing PPT for the small business owners and increasing that dollar amount through personal property tax will not suffice.

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

The motion prevailed.

Senator Johnson’s statement is as follows:

I am not a fan of the personal property tax. It’s a bad tax. It’s a regressive and bureaucratic tax. It’s onerous and unfair. It hurts small businesses and it hurts people. And quite frankly, I think we should figure out a way to eliminate it completely.

That being said, I feel that if we are going to make changes, we need to hold our local units of government, schools, and community colleges whole. I’ll support this bill only because I have been given solid commitments that this body and our colleagues in the House of Representatives will work to address the loss in revenue from these changes that would otherwise hurt our local government and schools. I would prefer that we have this solution in hand today, but I understand this is not the case. And unfortunately, our current Governor has shown us on many occasions that her word alone cannot always be counted on.

So I’m supporting this bill today to provide tax relief to our state’s small businesses who have suffered disproportionately during the COVID-19 pandemic, and also to attract new entrepreneurs to Michigan. But I am also making my public pledge here today to hold my caucus’ feet to the fire to ensure that the commitments that have been made to our local governments are upheld.

The following bill was read a third time:

**House Bill No. 4082, entitled**

A bill to amend 1921 PA 2, entitled “An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred,” by amending section 3 (MCL 17.3), as amended by 2019 PA 161.

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. 496**

**Yeas—26**

Ananich	Horn	McCann	Stamas
Barrett	Huizenga	Nesbitt	Theis
Bizon	Johnson	Polehanki	VanderWall
Brinks	LaSata	Runestad	Victory
Bumstead	Lauwers	Schmidt	Wozniak
Daley	MacDonald	Shirkey	Zorn
Hertel	McBroom		

**Nays—10**

Alexander	Geiss	McMorrow	Santana
Bullock	Hollier	Moss	Wojno
Chang	Irwin		

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

Senator Lauwers moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.  
The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 4294, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1233 (MCL 380.1233), as amended by 2018 PA 418.

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. 497**

**Yeas—23**

Barrett	Horn	MacDonald	Theis
Bizon	Huizenga	Nesbitt	VanderWall
Brinks	Irwin	Runestad	Victory
Bumstead	Johnson	Santana	Wozniak
Daley	LaSata	Shirkey	Zorn
Hertel	Lauwers	Stamas	

**Nays—13**

Alexander	Geiss	McCann	Polehanki
Ananich	Hollier	McMorrow	Schmidt
Bullock	McBroom	Moss	Wojno
Chang			

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

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.

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

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to

provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to make appropriations for certain purposes; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

### **Protests**

Senators Polehanki and Geiss, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of House Bill No. 4294 and moved that the statements they made during the discussion of the bill be printed as their reasons for voting “no.”

The motion prevailed.

Senator Polehanki’s statement is as follows:

I rise to give my “no” vote explanation for House Bill No. 4294, which is a faulty attempt to mitigate the substitute teacher shortage by playing musical chairs with support staff, taking secretaries and paraprofessionals among others away from their essential duties to sub for teachers in classrooms. We can’t rip parapros away from their work with special education kids or secretaries from their critical duties as the first point of contact with anyone who seeks to enter the building. This is why organizations that represent support staff are opposed to this bill.

A better solution would be to pay substitute teachers more. I advocate \$150 per day. Schools across Michigan that have upped their daily sub pay and even included bonuses are seeing more candidates in their pool for subs. Another solution would be to make it easier for retired teachers to return to the classroom to sub.

Finally, we really need to address the reason why we’re short teachers in the first place and that’s because they’re not paid a wage that’s commensurate and given benefits that are commensurate with their levels of education and the importance of their profession.

Senator Geiss’ statement is as follows:

On the surface, this bill seems like it is a good thing. I swear, I say that a lot in here. Because once again, we have a bill that appears to find a solution to a very pressing problem, and that very pressing problem is that of the substitute teacher shortage and yet it still manages to fall short of addressing the need sufficiently. What we can agree upon is that, yes, there is a substitute teacher problem. It is dire and it is one that has been brewing for years. Notwithstanding the fact that policy bills and appropriations bills have been introduced to alleviate the substitute teacher shortage in one fashion or another, House Bill No. 4294 is a short-term fix and an apparent path of least resistance that is actually chock full of briars, nettles, and roots that will trip up our students and, further along, will cause great heartache without ever actually arriving at our desired destination.

Between COVID-related or other illnesses, fears of safety at school because of threats this school year, many schools or school districts have had to close for individual days or several consecutive days in part because of the substitute teacher shortage crisis. The premise of this bill to allow any person already employed by a school district or intermediate school district to be employed as a substitute teacher without the requisite educational credits or substitute teaching permit is a staffing shell game. It has no guarantee that the substitute will be teaching our kids the content that they’re there to learn. House Bill No. 4294 does little more than treat substitute teachers as head counters, attendance takers, and classroom monitors, which frankly disrespects them and our students. I’m not sure about you all, but when I send my kids to school I expect that they’ll be being taught—that is, educated—by those charged with that task, whether it’s their regular full-time teacher or their substitute teacher.

As a former teacher, I also know that—like our colleague from the 7th Senate District—we put our blood, sweat, tears, hearts, and souls into developing our syllabi and lesson plans, and there is nothing—nothing—in this bill that would require that such lesson plans are adhered to so that learning continuity occurs. So that at the end of the school year, we aren’t back here decrying the learning loss that occurred from long-term substitutes who aren’t equipped to teach the content that we send our children to school to learn. The staff members who are not educators are wonderful people and are valued, important parts of our school communities, but for the most part—especially when we have a situation where a long-term substitute is needed—aren’t the ones who should be substitute teaching. Teaching is literally in the job title, y’all—teaching.

This bill has us caught between Scylla and Charybdis by trying to prevent temporary school closures and hiatuses by ensuring there’s the warm body of an adult in the classrooms but at the same time, sacrificing our students’ access to learning the content that would have been provided by their primary teacher. I urge us to navigate a different path, one where substitutes are paid adequately, where they have the education level and/or certification to teach the content of the class for which they are substituting, and that they are required to follow the primary, full-time teacher’s lesson plans or syllabus.

This shouldn’t be that hard. We can count butts in chairs and nourish their brains by ensuring that our substitute educators are also valued members of our school communities. My kids, your kids, all of our kids are worthy and deserving of substitute teachers, not just adults who are acting as classroom monitors.

This bill is the wrong path, and I urge a “no” vote.

By unanimous consent the Senate returned to the order of  
**Messages from the House**

**Senate Bill No. 212, entitled**

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 558 (MCL 168.558), as added by 2018 PA 650.

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. 213, entitled**

A bill to amend 1981 PA 180, entitled “Older Michiganians act,” by amending section 6i (MCL 400.586i), as added by 1987 PA 35.

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 Lauwers 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. 498**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

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. 461, entitled**

A bill to amend 2016 PA 281, entitled “Medical marihuana facilities licensing act,” by amending section 408 (MCL 333.27408).

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), 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 Lauwers 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. 499**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

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. 462, entitled**

A bill to amend 2016 PA 281, entitled “Medical marihuana facilities licensing act,” by amending section 402 (MCL 333.27402), as amended by 2018 PA 582.

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 amended the title to read as follows:

A bill to amend 2016 PA 281, entitled “An act to license and regulate medical marihuana growers, processors, provisioning centers, secure transporters, and safety compliance facilities; to allow certain licensees to process, test, or sell industrial hemp; to provide for the powers and duties of certain state and local governmental officers and entities; to create a medical marihuana licensing board; to provide for interaction with the statewide monitoring system for commercial marihuana transactions; to create an advisory panel; to provide immunity from prosecution for marihuana-related offenses for persons engaging in certain activities in compliance with this act; to prescribe civil fines and sanctions and provide remedies; to provide for forfeiture of contraband; to provide for taxes, fees, and assessments; and to require the promulgation of rules,” by amending section 402 (MCL 333.27402), as amended by 2021 PA 103.

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

Senator Lauwers 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. 500**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

The Senate agreed to the title as amended.

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

**Senate Bill No. 728, entitled**

A bill to amend 1976 PA 267, entitled “Open meetings act,” by amending section 8 (MCL 15.268), as amended by 2021 PA 31.

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.

Senator Lauwers moved that the bill be given immediate effect.

The motion prevailed, 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. 759, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16101 and 16171 (MCL 333.16101 and 333.16171), section 16171 as amended by 2016 PA 60.

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.

By unanimous consent the Senate proceeded to the order of  
**Statements**

Senators Runestad, McBroom, Santana and Geiss asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Runestad’s statement is as follows:

I wish I had a more uplifting message for this Christmas season. But I, along with so many parents, are increasingly concerned about the direction of our leadership in our schools. I come from a line of educators, following that tradition myself by studying to become a full-time teacher. I was told that when my father was promoted to principal of Lakeview Community Schools at the age of 25, he was then the youngest public school principal in the state of Michigan. My mother and sister were also educators, and my daughter and niece are both pursuing teaching degrees now.

I received a bachelor’s degree in education from Central Michigan University in 1984 and went to work with high school seniors across the Midwest. I taught topics like personal finance, résumés, career options—things that these kids would need in order to survive and succeed in the real world. Each year I’d visit over 130 schools and spoke to about 10,000 students. I spoke in classrooms from Gary, Indiana, to Flint, Pontiac, Detroit, and everything in between. I can tell you, you had to be on your toes with that job.

Most of the time I’d be in charge of the classroom for the entire day. I worked in some of the poorest high-crime schools, as well as some of the very wealthiest. I sometimes broke up fist fights and once jumped between two factions to shut down an impending race riot. Yes, I saw a lot back then and still have dozens of vivid memories from that time period, but in a lot of ways, that was nothing compared to today. Oh, how pleased I am that my parents are not here today to witness the moral sewage seeping out of our education establishment today.

Recently the National School Board Association flat-out labeled parents as domestic terrorists. They cited, as proof, the example of a father who attempted to expose the horrific rape of his daughter, a tragedy brought on by the school’s new gender-and-bathroom policy. The school’s superintendent lied about the incident and tried to cover it up. The administration’s answer was to transfer the rapist to another school, where he then raped another girl. The national school board listed this anguished father as an example of domestic terrorism that needs to be investigated by the FBI. Thank God my educator parents are not here to witness the callous disregard exhibited by that local schoolboard and the national schoolboard.

And, thank God my parents—MEA-member parents—didn’t witness the recent rantings made by a federal director of the National Education Association representing over 3 million teachers. This board member exclaimed that unvaccinated individuals with religious exemptions deserved to die. She was not done, she said in this Christmas season, and with all this national gun violence breaking out in our cities, and school shootings, espoused on her Facebook post that Republican office holders ought to go get their guns and go out and mass murder all of their unvaccinated constituents. Yes—this is an NEA, National Education Association board member.

My parents would be turning in their graves to hear this vile poison oozing out of this and into the blood stream of our kids education. This board member’s post has been national news since his post occurred on December 6, and what have we heard from the NEA? How about the MEA? How about the liberal education establishment? Crickets, and these are just two high-profile incidents of moral decay from the education leadership circles.

If you’re not paying attention to what’s happening in your child’s schools, you should be. It is my hope and my prayer in this Christmas season that we can reestablish a moral compass that is needed to push back on this noxious trend spreading to the educational hierarchy because, at the end of the day, this is about protecting the futures of our kids, our grandkids, and our country.

Senator McBroom’s statement is as follows:

I wanted to take the moment to, as several of my other colleagues have done too, offer my Christmas greetings to my colleagues, and our staff, and all the great people that we work with here. It’s an amazing

and special time of year for those of us in the Christian faith to recognize the birth of Christ and how God took the opportunity to reach out to us where we are at, because we can't get to Him. We don't have the access to Him without Him providing that way for us and in the scriptures and the book of Isaiah, He wrote

The people walking in darkness  
 have seen a great light;  
 on those living in the land of deep darkness  
 a light has dawned.  
 You have enlarged the nation  
 and increased their joy;  
 they rejoice before you  
 as people rejoice at the harvest,  
 as warriors rejoice  
 when dividing the plunder.  
 For as in the day of Midian's defeat,  
 you have shattered  
 the yoke that burdens them,  
 the bar across their shoulders,  
 the rod of their oppressor.  
 Every warrior's boot used in battle  
 and every garment rolled in blood  
 will be destined for burning,  
 will be fuel for the fire.  
 For to us a child is born,  
 to us a son is given,  
 and the government will be on his shoulders.  
 And he will be called  
 Wonderful Counselor, Mighty God,  
 Everlasting Father, Prince of Peace.  
 Of the greatness of his government and peace  
 there will be no end.  
 He will reign on David's throne  
 and over his kingdom,  
 establishing and upholding it  
 with justice and righteousness  
 from that time on and forever.

We are—we struggle here and we have the privilege, as my colleague mentioned before, the privilege to work for the people and to try to bring about justice, and peace, and good government, and yet we see how real the struggle really is. But a time is coming when God will put His hand on these things and make an end of it and bring about true peace for all of us, and Christmas was the beginning of that effort. It's the beginning of us being able to have a God that we can identify with, who is human and with us, Emmanuel, God with us.

And so, a special time of year for all of us, I also want to especially wish to my good friend who sits right in front of me, happy Hanukkah, and how much I appreciate his friendship and working with him as well. And, I hope this has been a special time of year for you and your family as well. But, for all of us, the great opportunity to be, and celebrate the traditions that exist because of the message of peace, and that God desires to have a relationship with us, is truly a remarkable, a remarkable truth that should not be diminished by the trappings of Christmas, the secularism of it. Let us make sure we have time in our lives to recognize the true meaning. So with that, Merry Christmas to you Mr. President and to all of the Senate.

Senator Santana's statement is as follows:

I also want to take this opportunity just to share the sentiment of the holiday season with all of you. I hope that as you go back to your districts and you reflect on this past year and the things we were able to accomplish and not accomplish through partisan politics, that you reflect on the people we represent in this chamber, in this body, and in this state. I also hope that at that time, you would take the opportunity to do a performance evaluation, talk to your constituents, see what we are doing on their behalf and how we can do a better job during this time in this pandemic.

When I think about the things I've heard over the course of these past few weeks, I think about the hospitals that are inundated with folks who have COVID-19 and our hospitals are at capacity because we have so many unvaccinated individuals in our state. Now, we've had several variants of this virus that have come to our state but our numbers are high. I hope that although the vaccine is an option, that we start to think about our neighbors, our friends, and our loved ones and making sure that we're making the right decision not only as individuals but also as constituents across the state of Michigan.

I also hope we take that opportunity to thank those hospital administrators, thank those hospitals direct response workers, those nurses, those doctors who were inundated with individuals and working hard every day to make sure they can provide a healthy person on the other side of this pandemic and this virus.

I also want to say I hope that we will not only reflect on that, but we will all take the opportunity to talk to the children in our communities. Talk to those educators who are working hard and have everything on their backs to be able to support and educate our children in this state. They deserve the utmost respect because they are fighting every day to make sure our children, our future, is promised to the kids they see every day in their classrooms. Now I know mental health is an issue that has been taboo in this state and in this country and across the globe for so many years, but I'm hopeful that as we continue to move forward and we realize that what happened in Oxford did not have to happen had the proper measures been in place, like the bill I introduced three years ago in the House that passed unanimously and is now sitting back in the House waiting for us to do the right thing in the other chamber and get it back to the Governor for her signature. We must protect our constituents. We must do the right thing. We must make sure we are doing everything in our proper body to make sure we can protect those individuals whom we go back and ask for their vote every election cycle.

Now I hope that you all will take this opportunity not only to show love to one another in this chamber and this body but show love to everyone you don't know, that you would walk away from or ignore on the street corner because they don't look like you or talk like you or act like you. We must become about the people and the people's business in this chamber and in this body and as we go into the Christmas season as my colleague said so eloquently before, we have to take those values that we believe in our faith to make sure we are doing the right thing every day in this chamber. I just want to say thank you all for those eloquent speeches, but the action we have to put forward moving into 2022 shouldn't be about partisan politics but what is right for the people we represent in this great state.

With that said, I hope you all go home, do that performance evaluation with your constituency, and make sure that each and every day when you represent them up here, that it's for their good, not your own.

Senator Geiss' statement is as follows:

Something's been on my mind for a good portion of today. You know, we've been milling around waiting to vote for various reasons, thinking about the holidays, many of our colleagues have given wonderful sentiments about the holidays, I'm really sorry, I'm going to bring you down a bit.

Nine years ago today, if you look at the date, the world stopped for many of us when we lost 26 souls—20 of whom were 6- and 7-year-olds—and that was the day of the shooting—the fatal shooting, the massacre—at Sandy Hook Elementary in Newtown, Connecticut. I know that's really far away from where we are but these things affect us as a community in our country and I remember exactly where I was when the breaking news came across the screen. I found it profoundly painful and horrific because those kids were the same age as my eldest child, and my husband and I were getting ready to go to his elementary school for their holiday concert. I remember his best friend's mom and I sitting there sobbing as the kids in their little Santa hats and their reindeer ears were singing these jolly songs—these jolly holiday songs—and thinking that there were parents just like us who were never going to have that happen. They were not going to hear their kids do their holiday pageant, their Christmas pageant, their—whatever their winter holiday celebrations were. They weren't going to get to fight over Minecraft. They weren't going to be trying to teach their kids how to drive. I think about all that's lost and in that near-decade since, we've seen countless more similar tragedies. I think part of why that one was so painful is because of how young those babies were. Just two weeks ago, the fact that no one in this country has done anything meaningful to address this type of violence, it came home to roost here in our own state, at Oxford High.

I just urge that we cannot let their deaths or the trauma of these communities continue to go in vain. We talk about New Year's resolutions in just, what, 16 days to the new year. We'll be starting the second half of this 101st Legislature. I hope we have a resolution—not the kind that's just on paper—but that we recommit ourselves, we truly commit ourselves on this solemn anniversary to addressing and correcting all the issues that have led to these tragedies. One of my constituents sent me an e-mail today. Another school in my district went on lockdown, just as has occurred throughout our state. As parents—I'm speaking as a parent now, not just as a legislator—as parents, we're scared for our kids and our families and our communities and our teachers are, and it's got to stop. We have to get past the partisanship, past the ideology and make sure that these tragedies never happen again.

A moment of silence was observed in memory of the victims of the shooting at Oxford High School, and in memory of the victims of the 2012 shooting at Sandy Hook Elementary School in Newtown, Connecticut.

### Recess

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

The motion prevailed, the time being 6:46 p.m.

6:54 p.m.

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

### Recess

Senator Lauwers moved that the Senate recess until 8:00 p.m.  
The motion prevailed, the time being 6:55 p.m.

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

### Recess

Senator Lauwers moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 8:01 p.m.

10:19 p.m.

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

By unanimous consent the Senate returned to the order of

### Conference Reports

Senator Lauwers moved that the Senate proceed to consideration of the following bill:  
**House Bill No. 4398**  
The motion prevailed.

Senator Lauwers moved that Joint Rule 9 be suspended to permit immediate consideration of the conference report relative to the following bill:

**House Bill No. 4398**  
The motion prevailed, a majority of the members serving voting therefor.

### House Bill No. 4398, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal years ending September 30, 2021 and September 30, 2022; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The House of Representatives has adopted the report of the Committee of Conference.

The Conference Report was read as follows:

### FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning  
**House Bill No. 4398, entitled**

A bill to make appropriations for the legislature, the executive, the department of the 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 labor and economic opportunity, and certain other state purposes for the fiscal year ending September 30, 2022; to place conditions on the appropriations; 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.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal years ending September 30, 2021 and September 30, 2022; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**  
**PART 1**  
**LINE-ITEM APPROPRIATIONS**  
**FOR FISCAL YEAR 2021-2022**

Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2022, from the following funds:

<b>APPROPRIATION SUMMARY</b>	
Full-time equated unclassified positions	(1.0)
Full-time equated classified positions	2.0
<b>GROSS APPROPRIATION</b>	<b>\$ 724,837,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 724,837,000</b>
Federal revenues:	
Total federal revenues	642,331,900
Special revenue funds:	
Total local revenues	5,000,000
Total private revenues	2,424,900
Total other state restricted revenues	4,875,100
<b>State general fund/general purpose</b>	<b>\$ 70,205,100</b>

**Sec. 102. DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT**

<b>(1) APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 125,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 125,000</b>
Federal revenues:	
Total federal revenues	0
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	125,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>

**(2) FAIRS AND EXPOSITIONS**

Horse racing advisory commission	\$ 125,000
<b>GROSS APPROPRIATION</b>	<b>\$ 125,000</b>
Appropriated from:	
Special revenue funds:	
Agriculture equine industry development fund	125,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>

**Sec. 103. DEPARTMENT OF EDUCATION**

<b>(1) APPROPRIATION SUMMARY</b>	
Full-time equated classified position	1.0
<b>GROSS APPROPRIATION</b>	<b>\$ 16,000,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 16,000,000</b>
Federal revenues:	
Total federal revenues	10,000,000
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	0
<b>State general fund/general purpose</b>	<b>\$ 6,000,000</b>

**(2) ONE-TIME APPROPRIATIONS**

Full-time equated classified position	1.0
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		For Fiscal Year Ending Sept. 30, 2022
COVID-19 GEER II - teacher talent pipeline	\$	10,000,000
PRIME schools—FTE	1.0	6,000,000
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>16,000,000</b>
Appropriated from:		
Federal revenues:		
Coronavirus governor’s emergency education relief fund 122		10,000,000
<b>State general fund/general purpose</b>	<b>\$</b>	<b>6,000,000</b>

**Sec. 104. DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY**

<b>(1) APPROPRIATION SUMMARY</b>		
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>0</b>
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$</b>	<b>0</b>
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		100
<b>State general fund/general purpose</b>	<b>\$</b>	<b>(100)</b>

<b>(2) ONE-TIME APPROPRIATIONS</b>		
Contaminated site cleanup contingency reserve fund	\$	0
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>0</b>
Appropriated from:		
Special revenue funds:		
Contaminated site cleanup contingency reserve fund		100
<b>State general fund/general purpose</b>	<b>\$</b>	<b>(100)</b>

**Sec. 105. DEPARTMENT OF HEALTH AND HUMAN SERVICES**

<b>(1) APPROPRIATION SUMMARY</b>		
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>325,395,400</b>
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$</b>	<b>325,395,400</b>
Federal revenues:		
Total federal revenues		279,841,200
Special revenue funds:		
Total local revenues		5,000,000
Total private revenues		0
Total other state restricted revenues		0
<b>State general fund/general purpose</b>	<b>\$</b>	<b>40,554,200</b>

<b>(2) FIELD OPERATIONS AND SUPPORT SERVICES</b>		
Electronic benefit transfer (EBT)	\$	3,300,000
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>3,300,000</b>
Appropriated from:		
Federal revenues:		
Total other federal revenues		3,300,000
<b>State general fund/general purpose</b>	<b>\$</b>	<b>0</b>

<b>(3) FAMILY HEALTH SERVICES</b>		
Child and adolescent health care and centers	\$	5,000,000
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>5,000,000</b>
Appropriated from:		
Special revenue funds:		
Total local revenues		5,000,000

	For Fiscal Year Ending Sept. 30, 2022	
<b>State general fund/general purpose</b>	<b>\$</b>	<b>0</b>
<b>(4) AGING AND ADULT SERVICES AGENCY</b>		
Aging and adult services administration	\$	3,554,200
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>3,554,200</b>
Appropriated from:		
<b>State general fund/general purpose</b>	<b>\$</b>	<b>3,554,200</b>
<b>(5) ONE-TIME APPROPRIATIONS</b>		
ARP - data modernization	\$	3,300,000
ARP - epidemiology and lab capacity genomic sequencing		6,386,600
ARP - epidemiology and lab capacity school safety		150,000,000
ARP - epidemiology and laboratory capacity grant to confinement facilities		19,880,000
ARP - homeless service sites and congregate living facilities		1,439,300
ARP - maternal, infant, and early childhood home visiting program		893,200
Behavioral health patient health information tool		(600,000)
Behavioral health substance use disorder pilot		1,200,000
COVID-19 elder justice - aging and field services		2,629,800
COVID-19 epidemiology and lab capacity healthcare associated infection and antibiotic resistant program		9,860,300
COVID-19 epidemiology and lab capacity nursing home and long-term care strike teams		14,175,900
COVID-19 epidemiology and lab capacity special projects		649,400
COVID-19 housing opportunities for persons with AIDS		549,100
COVID-19 substance abuse prevention and treatment block grant		47,124,700
Environmental health threats response		36,300,000
Federal mental health block grant		19,652,900
Injury control intervention - traumatic brain injury		(5,000,000)
Injury control intervention - traumatic brain injury		5,000,000
Mental health crisis services		100,000
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>313,541,200</b>
Appropriated from:		
Federal revenues:		
Total other federal revenues		276,541,200
<b>State general fund/general purpose</b>	<b>\$</b>	<b>37,000,000</b>
<b>Sec. 106. DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY</b>		
<b>(1) APPROPRIATION SUMMARY</b>		
Full-time equated unclassified positions	(1.0)	
Full-time equated classified position	1.0	
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>176,324,300</b>
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$</b>	<b>176,324,300</b>
Federal revenues:		
Total federal revenues		151,698,400
Special revenue funds:		
Total local revenues		0
Total private revenues		2,324,900
Total other state restricted revenues		350,000
<b>State general fund/general purpose</b>	<b>\$</b>	<b>21,951,000</b>
<b>(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT</b>		
Full-time equated unclassified positions	(1.0)	
Unclassified salaries—FTEs	(1.0)\$	(124,200)
<b>GROSS APPROPRIATION</b>	<b>\$</b>	<b>(124,200)</b>

	For Fiscal Year Ending Sept. 30, 2022
Appropriated from:	
<b>State general fund/general purpose</b>	<b>\$ (124,200)</b>
<b>(3) WORKFORCE DEVELOPMENT</b>	
At-risk youth grants	\$ (4,750,000)
At-risk youth grants	4,750,000
<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>
Appropriated from:	
Special revenue funds:	
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(4) COMMISSIONS</b>	
Full-time equated classified position	1.0
Michigan community service commission	\$ 55,900
Michigan women’s commission—FTE	1.0 2,624,200
<b>GROSS APPROPRIATION</b>	<b>\$ 2,680,100</b>
Appropriated from:	
Federal revenues:	
Federal funds	350,000
Special revenue funds:	
Private funds	2,250,000
Private - gifts, bequests, and donations	(44,100)
<b>State general fund/general purpose</b>	<b>\$ 124,200</b>
<b>(5) MICHIGAN STRATEGIC FUND</b>	
Job creation services	\$ 350,000
<b>GROSS APPROPRIATION</b>	<b>\$ 350,000</b>
Appropriated from:	
Special revenue funds:	
Michigan state housing development authority fees and charges	350,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(6) ONE-TIME APPROPRIATIONS</b>	
ARP - arts and cultural programs	\$ 892,400
COVID-19 emergency rental assistance	140,000,000
COVID-19 office of global Michigan	886,300
Office of global Michigan	9,688,700
One-time grants	21,951,000
<b>GROSS APPROPRIATION</b>	<b>\$ 173,418,400</b>
Appropriated from:	
Federal revenues:	
Federal revenues	140,886,300
HHS, refugee assistance program fund	9,569,700
NFAH-NEA, promotion of the arts, partnership agreements	892,400
Special revenue funds:	
Private funds	119,000
<b>State general fund/general purpose</b>	<b>\$ 21,951,000</b>
<b>Sec. 107. DEPARTMENT OF STATE POLICE</b>	
<b>(1) APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 6,956,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 6,956,000</b>
Federal revenues:	
Total federal revenues	2,556,000
Special revenue funds:	
Total local revenues	0



	For Fiscal Year Ending Sept. 30, 2022
Total private revenues	\$ 0
Total other state restricted revenues	4,400,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(2) LAW ENFORCEMENT SERVICES</b>	
Criminal justice information center	\$ 4,400,000
<b>GROSS APPROPRIATION</b>	<b>\$ 4,400,000</b>
Appropriated from:	
Special revenue funds:	
Total other state restricted revenues	4,400,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(3) ONE-TIME APPROPRIATIONS</b>	
COVID-19 emergency management performance grants	\$ 2,556,000
<b>GROSS APPROPRIATION</b>	<b>\$ 2,556,000</b>
Appropriated from:	
Federal revenues:	
Total federal revenues	2,556,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>Sec. 108. DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET</b>	
<b>(1) APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 6,800,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 6,800,000</b>
Federal revenues:	
Total federal revenues	5,000,000
Special revenue funds:	
Total local revenues	0
Total private revenues	100,000
Total other state restricted revenues	0
<b>State general fund/general purpose</b>	<b>\$ 1,700,000</b>
<b>(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT</b>	
Bureau of labor market information and strategies	\$ 100,000
<b>GROSS APPROPRIATION</b>	<b>\$ 100,000</b>
Appropriated from:	
Special revenue funds:	
Private funds	100,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(3) ONE-TIME APPROPRIATIONS</b>	
Coronavirus response activities	\$ 5,000,000
Warehouse operations	1,700,000
<b>GROSS APPROPRIATION</b>	<b>\$ 6,700,000</b>
Appropriated from:	
Federal revenues:	
Coronavirus state fiscal recovery fund	5,000,000
<b>State general fund/general purpose</b>	<b>\$ 1,700,000</b>
<b>Sec. 109. STATE DEPARTMENT OF TRANSPORTATION</b>	
<b>(1) APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 193,236,300</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 193,236,300</b>
Federal revenues:	
Total federal revenues	193,236,300

	For Fiscal Year Ending Sept. 30, 2022
Special revenue funds:	
Total local revenues	\$ 0
Total private revenues	0
Total other state restricted revenues	0
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(2) ONE-TIME APPROPRIATIONS</b>	
ARP - airport coronavirus response grant program - general aviation	\$ 2,799,000
ARP - airport coronavirus response grant program - primary airports	168,878,500
ARP - enhanced mobility of seniors and individuals with disabilities apportionments	803,900
ARP - rural area apportionments	20,754,900
<b>GROSS APPROPRIATION</b>	<b>\$ 193,236,300</b>
Appropriated from:	
Federal revenues:	
Federal aid, transportation programs, aero, FAA	171,677,500
Federal aid, transportation programs, CTF, FTA	21,558,800
<b>State general fund/general purpose</b>	<b>\$ 0</b>

PART 1A  
LINE-ITEM APPROPRIATIONS  
FOR FISCAL YEAR 2020-2021

Sec. 151. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2021, from the following funds:

<b>APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 116,792,100</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	802,100
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 115,990,000</b>
Federal revenues:	
Total federal revenues	104,852,800
Special revenue funds:	
Total local revenues	0
Total private revenues	1,900,000
Total other state restricted revenues	8,237,200
<b>State general fund/general purpose</b>	<b>\$ 1,000,000</b>

**Sec. 152. DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT**

<b>(1) APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 190,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 190,000</b>
Federal revenues:	
Total federal revenues	0
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	190,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(2) FAIRS AND EXPOSITIONS</b>	
Horse racing advisory commission	\$ 190,000
<b>GROSS APPROPRIATION</b>	<b>\$ 190,000</b>
Appropriated from:	
Special revenue funds:	
Agriculture equine industry development fund	190,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>

For Fiscal Year  
Ending Sept. 30,  
2021

**Sec. 153. DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY**

**(1) APPROPRIATION SUMMARY**

<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 0</b>
Federal revenues:	
Total federal revenues	(147,200)
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	147,200
<b>State general fund/general purpose</b>	<b>\$ 0</b>

**(2) MATERIALS MANAGEMENT DIVISION**

Environmental sustainability and stewardship	\$ 0
<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>
Appropriated from:	
Federal funds	(147,200)
Special revenue funds:	
Private funds	0
Energy efficiency and renewable energy revolving loan fund	147,200
<b>State general fund/general purpose</b>	<b>\$ 0</b>

**Sec. 154. DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**(1) APPROPRIATION SUMMARY**

<b>GROSS APPROPRIATION</b>	<b>\$ (32,297,900)</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	802,100
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ (33,100,000)</b>
Federal revenues:	
Total federal revenues	(35,000,000)
Special revenue funds:	
Total local revenues	0
Total private revenues	1,900,000
Total other state restricted revenues	0
<b>State general fund/general purpose</b>	<b>\$ 0</b>

**(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT**

Demonstration projects	\$ 0
Departmental administration and management	0
Property management	0
Terminal leave payments	0
<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>
Appropriated from:	
Federal revenues:	
Total other federal revenues	(1,650,000)
<b>State general fund/general purpose</b>	<b>\$ 1,650,000</b>

**(3) CHILDREN'S SERVICES AGENCY - CHILD WELFARE**

Adoption support services	\$ 0
Child Care Fund	(10,000,000)
Child welfare field staff - noncaseload compliance	0
Child welfare institute	0
Child welfare licensing	0
Children's protective services - caseload staff	0

	For Fiscal Year Ending Sept. 30, 2021
Children's protective services supervisors	\$ 0
Children's services administration	0
Contractual services, supplies, and materials	0
Foster care payments	0
Foster care services - caseload staff	0
Foster care services supervisors	0
Peer coaches	0
Permanency resource managers	0
Second line supervisors and technical staff	0
Settlement monitor	0
Title IV-E compliance and accountability office	0
Youth in transition	0
<b>GROSS APPROPRIATION</b>	<b>\$ (10,000,000)</b>
Appropriated from:	
Federal revenues:	
Total other federal revenues	(29,350,000)
<b>State general fund/general purpose</b>	<b>\$ 19,350,000</b>
<b>(4) FIELD OPERATIONS AND SUPPORT SERVICES</b>	
Administrative support workers	\$ 0
Field services contractual services, supplies, and materials	0
Field staff travel	0
Food Assistance Reinvestment	(15,000,000)
Public assistance field staff	0
<b>GROSS APPROPRIATION</b>	<b>\$ (15,000,000)</b>
Appropriated from:	
Federal revenues:	
Total other federal revenues	(2,500,000)
<b>State general fund/general purpose</b>	<b>\$ (12,500,000)</b>
<b>(5) BEHAVIORAL HEALTH PROGRAM ADMINISTRATION AND SPECIAL PROJECTS</b>	
Behavioral health program administration	\$ 1,900,000
<b>GROSS APPROPRIATION</b>	<b>\$ 1,900,000</b>
Appropriated from:	
Special revenue funds:	
Total private revenues	1,900,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(6) BEHAVIORAL HEALTH SERVICES</b>	
Community mental health non-Medicaid services	\$ (10,000,000)
<b>GROSS APPROPRIATION</b>	<b>\$ (10,000,000)</b>
Appropriated from:	
Special revenue funds:	
<b>State general fund/general purpose</b>	<b>\$ (10,000,000)</b>
<b>(7) EPIDEMIOLOGY, EMERGENCY MEDICAL SERVICES, AND LABORATORY</b>	
Laboratory services	\$ 802,100
<b>GROSS APPROPRIATION</b>	<b>\$ 802,100</b>
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of environment, Great Lakes, and energy	802,100
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(8) INFORMATION TECHNOLOGY</b>	
Information technology services and projects	\$ 0
<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>

	For Fiscal Year Ending Sept. 30, 2021
Appropriated from:	
Federal revenues:	
Total other federal revenues	\$ (1,500,000)
<b>State general fund/general purpose</b>	<b>\$ 1,500,000</b>
<b>Sec. 155. DEPARTMENT OF NATURAL RESOURCES</b>	
<b>(1) APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 4,500,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 4,500,000</b>
Federal revenues:	
Total federal revenues	0
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	3,500,000
<b>State general fund/general purpose</b>	<b>\$ 1,000,000</b>
<b>(2) ONE-TIME APPROPRIATIONS</b>	
Legal services	\$ 1,000,000
<b>GROSS APPROPRIATION</b>	<b>\$ 1,000,000</b>
Appropriated from:	
<b>State general fund/general purpose</b>	<b>\$ 1,000,000</b>
<b>(3) RECREATIONAL LANDS AND INFRASTRUCTURE</b>	
Snowmobile trail development and maintenance	\$ 3,500,000
<b>GROSS APPROPRIATION</b>	<b>\$ 3,500,000</b>
Appropriated from:	
Special revenue funds:	
Snowmobile trail improvement fund	3,500,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>Sec. 156. DEPARTMENT OF STATE POLICE</b>	
<b>(1) APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 144,400,000</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 144,400,000</b>
Federal revenues:	
Total federal revenues	140,000,000
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	4,400,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>
<b>(2) DEPARTMENTAL ADMINISTRATION AND SUPPORT</b>	
Department services	\$ 0
<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>
Appropriated from:	
Federal revenues:	
Coronavirus relief fund	(85,200)
<b>State general fund/general purpose</b>	<b>\$ 85,200</b>
<b>(3) LAW ENFORCEMENT SERVICES</b>	
Criminal justice information center	\$ 4,400,000
Forensic science	0
<b>GROSS APPROPRIATION</b>	<b>\$ 4,400,000</b>

	For Fiscal Year Ending Sept. 30, 2021
Appropriated from:	
Federal revenues:	
Coronavirus relief fund	\$ (340,800)
Special revenue funds:	
Total other state restricted revenues	4,400,000
<b>State general fund/general purpose</b>	<b>\$ 340,800</b>
<b>(4) FIELD SERVICES</b>	
Investigative services	\$ 0
Post operations	0
<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>
Appropriated from:	
Federal revenues:	
Coronavirus relief fund	741,800
<b>State general fund/general purpose</b>	<b>\$ (741,800)</b>
<b>(5) SPECIALIZED SERVICES</b>	
Emergency management and homeland security	\$ 0
Intelligence operations	0
<b>GROSS APPROPRIATION</b>	<b>\$ 0</b>
Appropriated from:	
Federal revenues:	
Coronavirus relief fund	(315,800)
<b>State general fund/general purpose</b>	<b>\$ 315,800</b>
<b>(6) ONE-TIME APPROPRIATIONS</b>	
Emergency and disaster response and mitigation	\$ 140,000,000
<b>GROSS APPROPRIATION</b>	<b>\$ 140,000,000</b>
Appropriated from:	
Federal revenues:	
Total federal revenues	140,000,000
<b>State general fund/general purpose</b>	<b>\$ 0</b>

PART 2  
PROVISIONS CONCERNING APPROPRIATIONS  
FOR FISCAL YEAR 2021-2022

**GENERAL SECTIONS**

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for the fiscal year ending September 30, 2022 is \$75,080,200.00 and total state spending from state sources to be paid to local units of government is \$1,973,500.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

Aging and adult services administration	\$ 1,973,500
<b>TOTAL</b>	<b>\$ 1,973,500</b>

Sec. 202. The appropriations made and expenditures authorized under this part and part 1 and the departments, commissions, boards, offices, and programs for which appropriations are made under this part and part 1 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. If the state administrative board, acting under section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount appropriated under part 1, the legislature may, by a concurrent resolution adopted by a majority of the members elected to and serving in each house, inter-transfer funds within part 1 for the particular department, board, commission, office, or institution.

Sec. 204. Funds appropriated in part 1 are subject to applicable federal audit and reporting requirements. Prompt action shall be taken if instances of noncompliance are identified, including noncompliance identified in an audit finding. If any instance of noncompliance is identified, including noncompliance identified in an audit finding, the state budget director shall take necessary and immediate action to rectify it. The state budget director shall notify the senate and house appropriations committees and the senate and house fiscal agencies when an instance of noncompliance is identified.

Sec. 205. The state budget director shall report on the status of funds appropriated in part 1, and all funds appropriated related to the coronavirus relief effort, to the senate and house appropriations committees and the senate and house fiscal agencies on a monthly basis until all funds are exhausted.

**DEPARTMENT OF EDUCATION**

Sec. 301. (1) From the funds appropriated in part 1 for COVID-19 GEER II - teacher talent pipeline, the department of education must provide \$10,000,000.00 as grants that must be allocated no later than January 31, 2022 to 1 education-related nonprofit organization that supports teacher recruitment, training, development, and retention. The program funded under this section must do all of the following:

(a) Recruit and retain high-performing educators in school-based positions by the beginning of the 2022-2023 school year to help address educator shortages in academically at-risk school districts in the state that have been significantly impacted by the COVID-19 pandemic.

(b) Protect education-related jobs in the state by addressing teacher talent pipeline shortages exacerbated by the COVID-19 pandemic.

(c) Have an established national track record of teacher recruitment, training, and ongoing support across at least 10 states, have existing operations in Michigan supporting not less than 100 educators, and have a history of at least 5 years of recruiting, developing, and retaining high-performing educators to teach in at-risk schools in Michigan. A program funded under this section must have mechanisms in place and the ability to quickly upscale operations to 3 additional districts in the state beyond its current operation with a balance of rural and urban districts, and shall not charge teachers or prospective teachers a fee or tuition for program participation.

(d) Work with external evaluators to provide recommendations to the department for best practices to scale similar programs statewide.

(2) The unexpended funds appropriated in part 1 for COVID-19 GEER II - teacher talent pipeline are designated as a work project appropriation. Any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for the project under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to improve the teacher talent pipeline by recruiting and retaining high-performing educators through grants to be allocated no later than January 31, 2022 to 1 education related nonprofit organization that supports teacher recruitment, training, development, and retention.

(b) The project will be accomplished by the department of education.

(c) The estimated cost of the project is \$10,000,000.00.

(d) The tentative completion date for the project is September 30, 2023.

Sec. 302. From the funds appropriated in part 1 for PRIME schools, not less than \$5,800,000.00 must be allocated to the SME education foundation's partnership response initiative. The SME education foundation's partnership response initiative must use the funding to provide high schools in this state with cost-effective and tailored engineering and manufacturing programs that provide equipment, curricula, professional development, scholarships, and STEM-focused curricular activities to students enrolled in and teachers teaching in high schools of this state. The department may use up to \$200,000.00 from the funds appropriated for PRIME schools to support 1 full-time equated position to administer the program.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

Sec. 401. It is the intent of the legislature that the funds appropriated in part 1 for child and adolescent health care and centers are to support primary health care services provided to children and adolescents up to 21 years of age and that the funds be expended in a form and manner determined jointly by the department of health and human services and the department of education.

Sec. 402. (1) From the funds appropriated in part 1 for ARP - epidemiology and lab capacity school safety, the department of health and human services must purchase and maintain an inventory of coronavirus testing and contact tracing supplies and equipment, including home test kits, to distribute to school districts, public school academies, intermediate school districts, and nonpublic schools. The coronavirus testing and contact tracing supplies and equipment, including home test kits, must be used for coronavirus testing and contact tracing staff and students, including, but not limited to, teachers, counselors, administrators, support staff, aides, bus drivers, coaches, cafeteria staff, custodians, students playing contact sports, and other students as determined by the eligible school district, public school academy, intermediate school district, or nonpublic school, regardless of the individual's vaccination status.

(2) Within 15 calendar days of the effective date of this act, the department of health and human services must notify school districts, public school academies, intermediate school districts, and nonpublic schools of the option to not participate in the direct distribution of coronavirus testing and contact tracing supplies and equipment, including home test kits, the method by which the school district, public school academy, intermediate school district, or nonpublic school can opt out, and the maximum amount of direct financial reimbursement that each school district, public school academy, intermediate school district, or nonpublic school could receive based on an equitable head count distribution. If a school district, public school academy, intermediate school district, or nonpublic school notifies the department of health and human services and the Michigan Association of Intermediate School Administrators not more than 10 business days after receiving the required notification in this subsection from the department of health and human services that it does not wish to participate in the direct distribution of coronavirus testing and contact tracing supplies and equipment, including home test kits, that school district, public school academy, intermediate

school district, or nonpublic school may request to receive direct financial reimbursement from the department of health and human services for coronavirus testing and contact tracing supplies and equipment, including home test kits, purchased directly by that school district, public school academy, intermediate school district, or nonpublic school. A school district, public school academy, intermediate school district, or nonpublic school that opts out as described in this subsection may purchase coronavirus testing and contact tracing supplies and equipment, including home test kits, either directly from the department of health and human services or from another source. The department of health and human services must provide direct financial reimbursement within 30 days of receipt of the request.

(3) The department of health and human services must maintain a publicly accessible online list of acceptable coronavirus testing and contact tracing supplies and equipment, including home test kits, that could be procured with the funds appropriated in this section.

(4) No state or local government entity shall confiscate or redistribute coronavirus testing and contact tracing supplies and equipment, including home test kits, from an eligible school district, public school academy, intermediate school district, or nonpublic school without first receiving the consent of that eligible school district, public school academy, intermediate school district, or nonpublic school.

(5) The department of health and human services must collaborate with the Michigan Association of Intermediate School Administrators to establish procedures for the as-needed redistribution of coronavirus testing and contact tracing supplies and equipment, including home test kits, from school districts, public school academies, intermediate school districts, and nonpublic schools. The Michigan Association of Intermediate School Administrators must coordinate the redistribution of coronavirus testing and contact tracing supplies and equipment, including home test kits, based on need and after receiving the consent of that school district, public school academy, intermediate school district, or nonpublic school. Not more than 1% of the funds appropriated in part 1 for ARP - epidemiology and lab capacity school safety, or an amount equal to actual costs incurred, whichever is less, may be used by the Michigan Association of Intermediate School Administrators for administrative and logistical costs related to this subsection.

(6) Subsections (4) and (5) do not prohibit an eligible school district, public school academy, intermediate school district, or nonpublic school from voluntarily sending coronavirus testing and contact tracing supplies and equipment, including home test kits, in its possession to another eligible school district, public school academy, intermediate school district, or nonpublic school that is in need of additional coronavirus testing and contact tracing supplies and equipment, including home test kits.

(7) The department of health and human services shall collaborate with the department of education to effectuate this section.

Sec. 403. From the funds appropriated in part 1 for behavioral health substance use disorder pilot, the department of health and human services shall allocate \$1,200,000.00 to fund an online and interactive version of the protected health information consent tool and make any revisions to the tool to reflect recent legislative changes. The grantee that receives the funds appropriated in this section must have experience in developing prescription digital therapeutics to provide better outcomes for patients who suffer from substance use disorders. The grantee must develop accompanying trainings and resources for users. The grantee that receives the funds appropriated in this section must work closely with the department and its vendors to effectuate the substance use disorder health information technology plan as cited in the special terms and conditions of the relevant federal demonstration waiver approved under section 1115 of the social security act, 42 USC 1315. This includes, but is not limited to, working with the Michigan Health Information Network and the department to develop the technical specifications for integrating the protected health information consent tool with other relevant systems and applications, including, but not limited to, the eConsent tool, provider electronic health records, and state databases such as the Michigan department of health and human services data warehouse and CareConnect 360.

Sec. 404. From the funds appropriated in part 1 for COVID-19 epidemiology and lab capacity nursing home and long-term care strike teams, the department of health and human services shall recruit qualified out-of-state individuals to staff a nursing home and long-term care strike team to assist nursing homes and long-term care facilities provide care and treatment at the nursing home or long-term care facility that experiences a temporary staffing shortage.

Sec. 405. From the funds appropriated in part 1 for COVID-19 substance abuse prevention and treatment block grant, the department shall, to the extent possible, provide grants, pursuant to federal laws, rules, and regulations, to local public entities that provide substance use disorder services and to 1 private entity that has a statewide contract to provide community-based substance use disorder services.

Sec. 406. From the funds appropriated in part 1 for federal mental health block grant, the department shall, to the extent possible, provide grants, pursuant to federal laws, rules, and regulations, to local public entities that provide substance use disorder services and to 1 private entity that has a statewide contract to provide community-based mental health services.

Sec. 407. (1) From the funds appropriated in part 1 for injury control intervention – traumatic brain injury, \$5,000,000.00 must be allocated for implementation of evidence-based, real-time, quality assurance decision support software in the treatment of traumatic brain injury and for protocols that are to be available to all hospitals providing those trauma services. The funds must be used to purchase statewide licenses for



traumatic brain injury treatment software and related software services and to offset hospital software integration costs. The statewide licenses for software and related software services must be purchased from the same entity from which such statewide licenses and software services were purchased, using funding from the injury control intervention project line item appropriated in section 116 of article X of 2018 PA 207 and referenced in section 1228 of article X of 2018 PA 207, in fiscal year 2018-2019. The department must seek federal matching funds that may be available for implementation of this section.

(2) The unexpended funds appropriated in part 1 for injury control intervention – traumatic brain injury are designated as a work project appropriation. Any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for the project under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to provide funding for purchasing software to support treatment of traumatic brain injury cases.

(b) The project will be accomplished by allocations to support implementation of support software.

(c) The total estimated cost of the project is \$5,000,000.00.

(d) The tentative completion date is September 30, 2025.

Sec. 408. From the funds appropriated in part 1 for mental health crisis services, \$100,000.00 shall be allocated to an established 501(c)(3) mental health crisis services organization located in a county with a population between 1,000,000 and 1,500,000 according to the most recent federal decennial census that provided supportive mental health services prior to December 6, 2021 to individuals living in a school district that is located in a charter township that has a population between 22,000 and 23,000 according to the most recent federal decennial census that is located in the same county and has a high school located in that charter township.

**DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

Sec. 501. (1) From the funds appropriated in part 1 for at-risk youth grants, \$3,750,000.00 must be awarded to the Michigan franchise holder of the national Jobs for America's Graduates program.

(2) From the funds appropriated in part 1 for at-risk youth grants, not more than \$1,000,000.00 must be allocated to leverage nonstate contributions to the Michigan franchise holder of the national Jobs for America's Graduates program.

Sec. 502. The funds appropriated in part 1 for ARP – arts and cultural programs are appropriated to support programming and general operating expenses to cover up to 100% of the costs of the programs that the grants support, to prevent, prepare for, respond to, and recover from the COVID-19 pandemic, with a priority on opening for in-person activities.

Sec. 503. (1) Funds appropriated in part 1 for COVID-19 emergency rental assistance are directed to the department of labor and economic opportunity, to be administered by the terms set forth in section 3201 of the American rescue plan act of 2021, 15 USC 9058c, authorizing the United States Department of Treasury to make payments to or on behalf of eligible households for emergency rental and utility assistance.

(2) The department of labor and economic opportunity shall collaborate with the department of health and human services, the judiciary, local community action agencies, local nonprofit agencies, and legal aid organizations to operate an emergency rental and utility assistance program.

(3) The emergency rental and utility assistance program must operate in accordance with federal rules and guidance published by the United States Department of Treasury to serve eligible households with rental and utility assistance to preserve their housing and avoid eviction.

(4) Eligible households shall be limited to those households that meet all of the following:

(a) Provide documentation that they were facing back rent before the effective date of this act.

(b) Provide a copy of a state ID or passport to provide proof of residency in this state.

(c) Provide all available documentation of proof of earned and unearned income for household members that live at the property and that are over the age of 18. Self-attestation is not considered proof of earned and unearned income documentation for individuals who are not self-employed, sole proprietors, or independent contractors. For individuals who are self-employed, sole proprietors, or independent contractors, proof of earned and unearned income may include tax returns, paycheck stubs, business licenses or fees, or any other form of proof of employment.

(5) Rental assistance shall be paid directly to the landlord, unless the landlord is unwilling to complete the application process, in which case the funds may be provided to the tenant. If paid directly to the tenant, the tenant must certify that they will pay their landlord within 5 days of receipt of funding. The department must establish a process to verify landlords have received payment. Landlords who are unwilling to complete the application process on behalf of their tenants are not obligated to accept payment from tenants who receive funds directly for COVID-19 emergency rental assistance.

(6) The funds appropriated in this section must not be used for rent owed for occupancies after September 30, 2022.

(7) The department of labor and economic opportunity must submit a request to the United States Department of Treasury to allow this state to require eligible households, as defined in this section, to comply with additional eligibility requirements related to a tenant's employment status, acceptance of employment counsel, job-training, or other employment services.

(8) By March 15, the department of labor and economic opportunity shall provide a report to the senate and house appropriations committees, the senate and house fiscal agencies, and the state budget office on the number and percentage of individuals reporting earned and unearned income, number and percentage of individuals reporting as self-employed, sole proprietors, or independent contractors, number and percentage of individuals reporting no earned and unearned income, average amount of earned income reported on a monthly basis for those individuals that reported earned income, and average amount of unearned income on a monthly basis for those individuals that reported unearned income.

Sec. 504. (1) From the funds appropriated in part 1 for one-time grants, \$1,000,000.00 shall be awarded to a nonprofit with a mission to improve and sustain innovative, youth-centered technology and music programs within urban school districts and community-based organizations that is located in a city with a population of greater than 600,000 according to the 2010 federal decennial census.

(2) From the funds appropriated in part 1 for one-time grants, \$951,000.00 shall be awarded to a city with a population of between 7,100 and 7,125 located in a county with a population of between 260,000 and 265,000 according to the 2010 federal decennial census for road renovation and realignment projects.

(3) From the funds appropriated in part 1 for one-time grants, \$5,000,000.00 shall be awarded to convert the tenth floor of a children’s hospital in a city with a population of between 187,000 and 189,000 in a county with a population of between 590,000 and 610,000 according to the 2010 federal decennial census to a 12-bed pediatric psychiatric unit for some of the most challenging pediatric patients who also have physical health needs.

(4) From the funds appropriated in part 1 for one-time grants, \$2,500,000.00 shall be awarded for expansion of pediatric autism treatment beds in a county with a population of between 240,000 and 260,000 according to the 2010 federal decennial census.

(5) From the funds appropriated in part 1 for one-time grants, \$2,500,000.00 shall be awarded to a community mental health crisis stabilization unit and clinic in a county with a population of between 110,000 and 115,000 according to the 2010 federal decennial census.

(6) From the funds appropriated in part 1 for one-time grants, \$9,000,000.00 shall be awarded to an auto show that meets all of the following criteria:

(a) Operates in the 2021-2022 fiscal year in a county with a population of more than 1,700,000 residents as of the most recent federal decennial census.

(b) Was canceled in 2020 due to the COVID-19 pandemic.

(c) Had more than 700,000 attendees the last time the show was held and was held in a county with a population of more than 1,700,000 according to the most recent federal decennial census.

(7) From the funds appropriated in part 1 for one-time grants, \$1,000,000.00 shall be awarded to a convention center that meets all of the following criteria:

(a) Is available to members of the public for lease or rental on a short-term basis for holding conventions, meetings, exhibits, and similar events.

(b) Has any combination of convention hall, auditorium, meeting rooms, and exhibition areas that are separate and distinct and contiguous to each other.

(c) Has not received other funding distributed per section 10(2)(a) of the state convention facility development act, 1985 PA 106, MCL 207.630, as amended by 2020 PA 205, to a metropolitan authority created under the regional convention facility authority act, 2008 PA 554, MCL 141.1351 to 141.1379.

(d) Is a meeting/conference facility or entertainment facility, or both, of at least 10,000 square feet that is publicly owned and located in a county with a population between 150,000 and 170,000 according to the most recent federal decennial census.

**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

Sec. 601. In addition to the funds appropriated in part 1, private revenues held by the state on a nonfiduciary basis for a member are appropriated to pay medical expenses, member assessments, and other expenses incurred by that member.

**DEPARTMENT OF NATURAL RESOURCES**

Sec. 701. (1) In addition to the funds appropriated in part 1, there is appropriated from the following state restricted funds up to the following amounts to the department of technology, management, and budget:

Game and fish protection fund	\$	550,300
Michigan state waterways fund	\$	130,700
Park improvement fund	\$	204,500
Forest development fund	\$	273,500

(2) In addition to the funds appropriated in part 1, there is appropriated from the following state restricted funds up to the following amounts to the attorney general:

Game and fish protection fund	\$	654,900
Michigan state waterways fund	\$	146,400

For Fiscal Year  
Ending Sept. 30,  
2022

(3) In addition to the funds appropriated in part 1, there is appropriated from the following state restricted funds up to the following amounts to the legislative auditor general:

Game and fish protection fund	\$ 34,800
Michigan state waterways fund	\$ 12,600

(4) In addition to the funds appropriated in part 1, there is appropriated from the following state restricted funds up to the following amounts to the department of treasury:

Game and fish protection fund	\$ 3,378,900
Michigan state waterways fund	\$ 400,200
Michigan natural resources trust fund	\$ 2,540,800

(5) In addition to the funds appropriated in part 1, available resources from the following state restricted funds are appropriated to the civil service commission at the amount calculated for each fund pursuant to section 5 of article XI of the state constitution of 1963:

- (a) Michigan conservation and recreation legacy fund.
- (b) Forest development fund.
- (c) Michigan natural resources trust fund.
- (d) Michigan state parks endowment fund.
- (e) Nongame wildlife fund.

**DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET**

Sec. 801. Funds appropriated in part 1 for coronavirus response activities shall be allocated by the department for coronavirus response activities. Funds may be used to support the COVID-19 office of accountability created in Executive Directive No. 2020-5.

**DEPARTMENT OF TREASURY**

Sec. 901. After all other required expenditures described in section 16(3) of the fantasy contests consumer protection act, 2019 PA 157, MCL 432.516, section 16(4) of the lawful internet gaming act, 2019 PA 152, MCL 432.316, and section 16(4) of the lawful sports betting act, 2019 PA 149, MCL 432.416, are made, any money remaining in the fantasy contest fund, internet gaming fund, and internet sports betting fund is appropriated and shall be deposited into the state school aid fund as described in section 16(3)(b) of the fantasy contests consumer protection act, 2019 PA 157, MCL 432.516, section 16(4)(d) of the lawful internet gaming act, 2019 PA 152, MCL 432.316, and section 16(4)(d) of the lawful sports betting act, 2019 PA 149, MCL 432.416.

Sec. 902. In addition to any other amounts appropriated for the fostering futures scholarship program, money granted or money received as gifts or donations to the fostering futures scholarship trust fund created by the fostering futures scholarship trust fund act, 2008 PA 525, MCL 722.1021 to 722.1031, is appropriated for expenditure for the purposes of the program.

**REPEALER**

- Sec. 1001. (1) Section 1071 of article 5 of 2021 PA 87 is repealed.
- (2) Section 1971 of article 6 of 2021 PA 87 is repealed.
- (3) Section 1965 of article 6 of 2021 PA 87 is repealed.
- (4) Section 223 of article 11 of 2021 PA 87 is repealed.

PART 2A

PROVISIONS CONCERNING APPROPRIATIONS  
FOR FISCAL YEAR 2020-2021

**GENERAL SECTIONS**

Sec. 1201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1A for the fiscal year ending September 30, 2021 is \$9,237,200.00 and total state spending from state sources to be paid to local units of government is (\$19,852,800.00). The itemized statement below identifies appropriations from which spending to local units of government will occur:

**DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY**

Energy sustainability and stewardship	\$ 147,200
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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

Child care fund	(10,000,000)
Community mental health non-Medicaid services	(10,000,000)
<b>TOTAL</b>	<b>\$ (19,852,800)</b>

Sec. 1202. The appropriations made and expenditures authorized under this part and part 1A and the departments, commissions, boards, offices, and programs for which appropriations are made under this part and part 1A are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 1203. If the state administrative board, acting under section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount appropriated under part 1A, the legislature may, by a concurrent resolution adopted by a majority of the members elected to and serving in each house, inter-transfer funds within part 1A for the particular department, board, commission, office, or institution.

**DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT**

Sec. 1301. The appropriations in part 1A for horse racing advisory commission shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

Sec. 1401. In addition to the funds appropriated in part 1A, private revenues held by the state on a nonfiduciary basis for a member are appropriated to pay medical expenses, member assessments, and other expenses incurred by that member.

**DEPARTMENT OF NATURAL RESOURCES**

Sec. 1501. The unexpended funds appropriated in part 1A for legal services are designated as a work project appropriation. Any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for the project under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the project is for the renegotiation of the 2000 consent decree.
- (b) The project will be accomplished by utilizing state resources, contracts, or grants.
- (c) The total estimated cost of the project is \$1,000,000.00.
- (d) The tentative completion date is September 30, 2025.

Sec. 1502. The appropriations in part 1A for snowmobile trail development and maintenance shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

**DEPARTMENT OF TREASURY**

Sec. 1601. After all other required expenditures described in section 16(3) of the fantasy contests consumer protection act, 2019 PA 157, MCL 432.516, section 16(4) of the lawful internet gaming act, 2019 PA 152, MCL 432.316, and section 16(4) of the lawful sports betting act, 2019 PA 149, MCL 432.416, are made, any money remaining in the fantasy contest fund, internet gaming fund, and internet sports betting fund is appropriated and shall be deposited into the state school aid fund as described in section 16(3)(b) of the fantasy contests consumer protection act, 2019 PA 157, MCL 432.516, section 16(4)(d) of the lawful internet gaming act, 2019 PA 152, MCL 432.316, and section 16(4)(d) of the lawful sports betting act, 2019 PA 149, MCL 432.416.

Sec. 1602. In addition to any other amounts appropriated for the fostering futures scholarship program, money granted or money received as gifts or donations to the fostering futures scholarship trust fund created by the fostering futures scholarship trust fund act, 2008 PA 525, MCL 722.1021 to 722.1031, is appropriated for expenditure for the purposes of the program.

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal years ending September 30, 2021 and September 30, 2022; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

Thomas A. Albert  
Greg VanWoerkom  
Joe Tate  
Conferees for the House

Roger Victory  
Jim Stamas  
Curtis Hertel, Jr.  
Conferees for the Senate

The question being on the adoption of the conference report,  
The first conference report was adopted, a majority of the members serving voting therefor, as follows:

**Roll Call No. 501**

**Yeas—35**

Alexander	Geiss	McBroom	Shirkey
Ananich	Hertel	McCann	Stamas
Barrett	Hollier	McMorrow	Theis
Bizon	Horn	Moss	VanderWall
Brinks	Huizenga	Nesbitt	Victory
Bullock	Johnson	Polehanki	Wojno
Bumstead	LaSata	Runestad	Wozniak
Chang	Lauwers	Santana	Zorn
Daley	MacDonald	Schmidt	

**Nays—1**

Irwin

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

Senator Lauwers moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

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

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

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

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

**House Bill No. 5603, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending section 9 (MCL 125.2009), as amended by 2017 PA 109, and by adding section 88t.

Substitute (S-1).

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

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

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

**House Bill No. 5603**

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

By unanimous consent the Senate returned to the order of

**Third Reading of Bills**

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

**House Bill No. 5603**

The motion prevailed.

The following bill was read a third time:

**House Bill No. 5603, entitled**

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending section 9 (MCL 125.2009), as amended by 2017 PA 109, and by adding section 88t.

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. 502**

**Yeas—25**

Alexander	Hollier	McCann	Stamas
Ananich	Horn	McMorrow	VanderWall
Bizon	Huizenga	Moss	Victory
Brinks	LaSata	Polehanki	Wojno
Bullock	Lauwers	Schmidt	Wozniak
Daley	MacDonald	Shirkey	Zorn
Hertel			

**Nays—11**

Barrett	Geiss	McBroom	Santana
Bumstead	Irwin	Nesbitt	Theis
Chang	Johnson	Runestad	

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

Senator Lauwers moved that the bill be given immediate effect.

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

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

“An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, certain notes and bonds of the Michigan strategic fund; to create certain boards and funds; to create certain permanent funds; to exempt the property, income, and operation of the fund and its bonds and notes,

and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of this state; to make certain loans, grants, and investments; to provide penalties; to make an appropriation; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

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

The motion prevailed.

Senator Horn’s statement is as follows:

Mr. President, as a kid did you ever play King of the Hill? That’s where you stand on a tall sand pile or on an old abandoned car, the king stands on the hill and everybody else tries to knock him off. Michigan has been king of the manufacturing hill for over 100 years, but instead of trying to knock us off that hill for the past three decades, neighboring states have simply been stealing the hill out from underneath us. More than any other state, Michigan has experienced the ups and downs of the economy precisely because of the extraordinary presence of manufacturing.

Today, we will submit our historical manufacturing ties and we secure Michigan’s future with the bill package that will attract and retain tens of thousands of jobs. To our auto industry, I say thank you for your decades long commitment to our great state. We appreciate you. We want you building here. We need you building here. Together with the Big Three, all of our tier 1, tier 2 suppliers have done so much for our Michigan families. Other states have been courting all of you for your future investments for decades. We know. Starting today with Senate Bill No. 85, and SOAR, and our other bills in this package, we’re replanting our flag in the ground. We’re not giving you up without a fight.

To our aerospace industry, we want you here, we need you here. I’m certain not many people understand the huge presence you have here in the mitten. They will soon though. You may not be building the big planes yet, but you should, right Senator? To our defense contractors, we want you here, we need you here. You play a very big role in mobility technology. The crossover technologies are vital for the nation’s security and future. We’re here for you.

To our pharmaceutical industry, we want you here, we need you here. Speaking of national security, it’s my hope that if we’ve learned one thing from our pandemic, it’s that every type of manufacturing is of national security interest, including prescription and over-the-counter medicines. To our chemical and bio industry, we want you here, we need you here. Biotech is as big as it gets when you look in the future. There’s a place for you in Michigan. Especially for semiconductors and chips. To all Michigan employers, hospitality, agriculture, medicine, educational, all, we need you here, we want you here. Your employees are our constituents, our residents. It is our responsibility to know that we share the same objective of providing a robust life balance for our neighbors, one and all.

Michigan is on the precipice of a huge industrial evolution. Yes, I said evolution. The actions we take today will set the stage for our grandchildren’s future. This is the first step, a big step to be sure, a step in the right direction. And its not only about big investments, the PPT reform included in this package will help small- and medium-size businesses all over Michigan prepare themselves for this new economy, allowing them to buy more, and new equipment without worry. The \$409 million in federal funding appropriated as part of this package is also designed to help small- and medium-sized businesses. Businesses that were treated unjustly during the pandemic will be given a fighting chance to recover.

In the new year, we will further invest in our economy by diving deep into workforce and talent development. We will tackle the middle class workforce housing issue. Communities need commerce and industry. Commerce and industry need talented people. People need vibrant, safe, welcoming communities. It’s the age old economic circle of life. The lost decade should have been behind us sooner, but here we are today. Future proofing Michigan’s economy. This is the day the eyes of the world turn our way, and we will be ready. Mr. President, you’ll want to mark this day on your calendar as the day that Michigan changed its trajectory.

By unanimous consent the Senate returned to the order of

#### **Messages from the House**

#### **Senate Bill No. 764, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 30 (MCL 206.30), as amended by 2020 PA 65.

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 amended the title to read as follows:

A bill to amend 1967 PA 281, entitled “An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts,” by amending section 30 (MCL 206.30), as amended by 2021 PA 120.

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

Senator Lauwers 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. 503**

**Yeas—33**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McCann	Shirkey
Barrett	Hollier	McMorrow	Stamas
Bizon	Horn	Moss	Theis
Brinks	Irwin	Nesbitt	VanderWall
Bullock	Johnson	Polehanki	Wojno
Bumstead	LaSata	Runestad	Wozniak
Chang	Lauwers	Santana	Zorn
Daley			

**Nays—3**

Huizenga	McBroom	Victory
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**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

The Senate agreed to the title as amended.

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

By unanimous consent the Senate proceeded to the order of

**Resolutions**

Senator Lauwers moved that the Senate proceed to consideration of the following concurrent resolution:

**House Concurrent Resolution No. 7**

The motion prevailed.



**House Concurrent Resolution No. 7.**

A concurrent resolution to approve a designated open space land application for property in Kent County. (This resolution was reported by the Committee on Natural Resources on Wednesday, December 8 without amendment. See Senate Journal No. 98, p. 2004.)

The question being on the adoption of the concurrent resolution,

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

Senator MacDonald offered the following resolution:

**Senate Resolution No. 100.**

A resolution to reaffirm our support for Michigan businesses by encouraging the state to direct as many procurement dollars as possible to Michigan-based business.

Whereas, The COVID-19 Pandemic had a devastating impact on Michigan businesses, leading to a loss of nearly one-quarter of Michigan’s jobs at its peak. In order to limit the virus’ spread, several executive orders and rules resulted in many businesses being ordered to temporarily close or restrict operations. Thousands of Michigan businesses were not able to survive the crisis and were forced to permanently close. As life attempts to return to normal, business owners are faced with unprecedented economic challenges and hardships; and

Whereas, Throughout the Pandemic, the Michigan Senate has taken action to support Michigan businesses and worked to support the economic recovery. Funds have been appropriated to provide relief to small businesses. Legislators have listened to the testimony of and advocated for the interests of business owners; and

Whereas, The long-term vitality of small business in this state is critical to Michigan’s economic recovery. The Michigan Legislature is preparing to appropriate an unprecedented amount of state and federal dollars to Michigan business through various means and the state of Michigan has the opportunity to enact policies that ensure more state and federal dollars are appropriated to Michigan companies and that Michigan companies are more competitive in the state’s procurement process; and

Whereas, Michigan businesses and their employees pay a significant portion of taxes in this state. Failure to partner with these businesses within the procurement process at a higher rate will lead to more closures and lost jobs, hindering our economic recovery; now, therefore, be it

Resolved by the Senate, That we reaffirm our support for Michigan businesses by encouraging the state to direct as many procurement dollars as possible to Michigan-based business; and be it further

Resolved, That copies of this resolution be transmitted to the director of the Michigan Department of Technology, Management and Budget; the Chief Executive Officer of the Michigan Chamber of Commerce; the Chief Executive Officer of the Small Business Association of Michigan; and the Michigan State Director of the National Federation of Independent Business.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations, Senator Lauwers moved that the rule be suspended.

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

The question being on the adoption of the resolution,

Senator Lauwers requested the yeas and nays.

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

The resolution was adopted, a majority of the members voting therefor, as follows:

**Roll Call No. 504**

**Yeas—36**

Alexander	Geiss	MacDonald	Schmidt
Ananich	Hertel	McBroom	Shirkey
Barrett	Hollier	McCann	Stamas
Bizon	Horn	McMorrow	Theis
Brinks	Huizenga	Moss	VanderWall
Bullock	Irwin	Nesbitt	Victory
Bumstead	Johnson	Polehanki	Wojno
Chang	LaSata	Runestad	Wozniak
Daley	Lauwers	Santana	Zorn

**Nays—0**

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

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

The motion prevailed.

Senator MacDonald’s statement is as follows:

I rise to stand up for Michigan-based business. COVID-19 and the orders surrounding it have had a devastating impact on Michigan businesses, leading to a loss of nearly one-quarter of Michigan jobs at its peak. Many of these executive orders temporarily closed and restricted business operations, and have had a lasting impact that led to many businesses having to permanently close. Now as we try to return back to normal, many business owners are faced with an unprecedented economic challenge.

I am proud of our work that we are doing here in the Senate to try to support economic recovery and I want to continue to encourage the support of Michigan-based businesses. We should continue to partner with our small businesses, which truly have an amazing impact on our economy and our communities. Therefore I kindly ask for your support in Senate Resolution No. 100 and your continued support of our Michigan-based businesses. I thank you.

By unanimous consent the Senate returned to the order of

**Messages from the House**

**Senate Bill No. 769, entitled**

A bill to amend 2000 PA 489, entitled “Michigan trust fund act,” by amending section 2 (MCL 12.252), as amended by 2020 PA 359, and by adding section 4.

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 Lauwers 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. 505**

**Yeas—24**

Ananich  
Bizon  
Brinks  
Bullock  
Daley  
Hertel

Hollier  
Horn  
Huizenga  
LaSata  
Lauwers  
MacDonald

McCann  
McMorrow  
Moss  
Polehanki  
Schmidt  
Shirkey

Stamas  
VanderWall  
Victory  
Wojno  
Wozniak  
Zorn

**Nays—12**

Alexander  
Barrett  
Bumstead

Chang  
Geiss  
Irwin

Johnson  
McBroom  
Nesbitt

Runestad  
Santana  
Theis

**Excused—2**

Bayer    Outman

**Not Voting—0**

In The Chair: Nesbitt

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. 771, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending section 9 (MCL 125.2009), as amended by 2017 PA 109, and by adding section 88s.

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 Lauwers 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. 506**

**Yeas—25**

Alexander	Hollier	McCann	Stamas
Ananich	Horn	McMorrow	VanderWall
Bizon	Huizenga	Moss	Victory
Brinks	LaSata	Polehanki	Wojno
Bullock	Lauwers	Schmidt	Wozniak
Daley	MacDonald	Shirkey	Zorn
Hertel			

**Nays—11**

Barrett	Geiss	McBroom	Santana
Bumstead	Irwin	Nesbitt	Theis
Chang	Johnson	Runestad	

**Excused—2**

Bayer    Outman

**Not Voting—0**

In The Chair: Nesbitt

The Senate agreed to the full title.

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

Senator Lauwers moved that the enrollment be vacated on the following bill:

**Senate Bill No. 769, entitled**

A bill to amend 2000 PA 489, entitled “An act to create certain funds; to provide for the allocation of certain revenues among certain funds and for the operation, investment, and expenditure of certain funds; and to impose certain duties and requirements on certain state officials,” by amending section 2 (MCL 12.252), as amended by 2020 PA 359, and by adding section 4.

The motion prevailed.

Senator Lauwers moved to reconsider the vote by which the House substitute was concurred in.

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. 507**

**Yeas—25**

Alexander	Hollier	McCann	Stamas
Ananich	Horn	McMorrow	VanderWall
Bizon	Huizenga	Moss	Victory
Brinks	LaSata	Polehanki	Wojno
Bullock	Lauwers	Schmidt	Wozniak
Daley	MacDonald	Shirkey	Zorn
Hertel			

**Nays—11**

Barrett	Geiss	McBroom	Santana
Bumstead	Irwin	Nesbitt	Theis
Chang	Johnson	Runestad	

**Excused—2**

Bayer	Outman
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**Not Voting—0**

In The Chair: Nesbitt

The Senate agreed to the full title.

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

By unanimous consent the Senate returned to the order of

**Conference Reports**

Senator Lauwers moved that Joint Rule 9 be suspended to permit immediate consideration of the conference report relative to the following bill:

**Senate Bill No. 85**

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

Senator Stamas submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning **Senate Bill No. 85, entitled**

A bill to make appropriations for the department of labor and economic opportunity for the fiscal year ending September 30, 2022; and to provide for the expenditure of the appropriations.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

PART I

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2022, from the following funds:

<b>APPROPRIATION SUMMARY</b>	
<b>GROSS APPROPRIATION</b>	<b>\$ 1,484,000,200</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 1,484,000,200</b>
Federal revenues:	
Total federal revenues	409,000,000
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	200
<b>State general fund/general purpose</b>	<b>\$ 1,075,000,000</b>

**Sec. 102. DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

**(1) APPROPRIATION SUMMARY**

<b>GROSS APPROPRIATION</b>	<b>\$ 1,000,000,200</b>
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 1,000,000,200</b>
Federal revenues:	
Total federal revenues	0
Special revenue funds:	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	200
<b>State general fund/general purpose</b>	<b>\$ 1,000,000,000</b>

**(2) ONE-TIME APPROPRIATIONS**

Critical industry program	\$ 100
Michigan strategic site readiness program	100
Strategic outreach and attraction reserve fund	1,000,000,000
<b>GROSS APPROPRIATION</b>	<b>\$ 1,000,000,200</b>
Appropriated from:	
Special revenue funds:	
Strategic outreach and attraction reserve fund	200
<b>State general fund/general purpose</b>	<b>\$ 1,000,000,000</b>

**Sec. 103. DEPARTMENT OF TREASURY**

**(1) APPROPRIATION SUMMARY**

<b>GROSS APPROPRIATION</b>	<b>\$ 484,000,000</b>
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	For Fiscal Year Ending Sept. 30, 2022
<b>Interdepartmental grant revenues:</b>	
Total interdepartmental grants and intradepartmental transfers	\$ 0
<b>ADJUSTED GROSS APPROPRIATION</b>	<b>\$ 484,000,000</b>
<b>Federal revenues:</b>	
Total federal revenues	409,000,000
<b>Special revenue funds:</b>	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	0
<b>State general fund/general purpose</b>	<b>\$ 75,000,000</b>
<b>(2) ONE-TIME APPROPRIATIONS</b>	
ARP - afflicted business relief	\$ 409,000,000
Local community stabilization authority reserve account	75,000,000
<b>GROSS APPROPRIATION</b>	<b>\$ 484,000,000</b>
<b>Appropriated from:</b>	
<b>Federal revenues:</b>	
Coronavirus state fiscal recovery fund	409,000,000
<b>State general fund/general purpose</b>	<b>\$ 75,000,000</b>

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

**GENERAL SECTIONS**

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year ending September 30, 2022 is \$1,075,000,200.00 and total state spending from state sources to be paid to local units of government is \$75,000,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

**DEPARTMENT OF TREASURY**

Local community stabilization authority reserve account	\$ 75,000,000
<b>TOTAL</b>	<b>\$ 75,000,000</b>

Sec. 202. The appropriations made and expenditures authorized under this part and part 1 and the departments, commissions, boards, offices, and programs for which appropriations are made under this part and part 1, are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. If the state administrative board, acting under section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount appropriated under this act, the legislature may, by a concurrent resolution adopted by a majority of the members elected to and serving in each house, inter-transfer funds within this act for the particular department, board, commission, office, or institution.

Sec. 204. Funds appropriated in part 1 are subject to applicable federal audit and reporting requirements. Prompt action shall be taken if instances of noncompliance are identified, including noncompliance identified in an audit finding. If any instance of noncompliance is identified, including noncompliance identified in an audit finding, the state budget director shall take necessary and immediate action to rectify it. The state budget director shall notify the senate and house appropriations committees and the senate and house fiscal agencies when an instance of noncompliance is identified.

Sec. 205. Funds appropriated in part 1 from the federal American rescue plan act of 2021, Public Law 117-2, must be allocated and expended in a manner consistent with federal rules and regulations.

Sec. 206. The state budget director shall report on the status of funds appropriated in part 1, and all funds appropriated related to the coronavirus relief effort, to the senate and house appropriations committees and the senate and house fiscal agencies on a monthly basis until all funds are exhausted.

**DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY**

Sec. 301. In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000,000.00 for state restricted contingency authorization. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 302. (1) The funds appropriated in part 1 for the critical industry program must be used for program activities pursuant to section 88s of the Michigan strategic fund act, 1984 PA 270, MCL 125.2088s.

(2) The funds appropriated in part 1 for the critical industry program must not be spent or otherwise distributed unless Senate Bill No. 771 of the 101st Legislature is enacted into law.

Sec. 303. (1) The funds appropriated in part 1 for the Michigan strategic site readiness program must be used for program activities pursuant to section 88t of the Michigan strategic fund act, 1984 PA 270, MCL 125.2088t.

(2) The funds appropriated in part 1 for the Michigan strategic site readiness program must not be spent or otherwise distributed unless House Bill No. 5603 of the 101st Legislature is enacted into law.

Sec. 304. (1) The funds appropriated in part 1 for the strategic outreach and attraction reserve fund must be deposited into the strategic outreach and attraction reserve fund established in section 4 of the Michigan trust fund act, 2000 PA 489, MCL 12.254.

(2) The funds appropriated in part 1 for the strategic outreach and attraction reserve fund must not be spent or otherwise distributed unless Senate Bill No. 769 of the 101st Legislature is enacted into law.

Sec. 305. The legislature finds and declares that appropriations described in part 1 for the critical industry program and the Michigan strategic site readiness program are for a public purpose and serve the health, safety, and general welfare of the residents of this state.

#### **DEPARTMENT OF TREASURY**

Sec. 401. (1) From the funds appropriated in part 1 for ARP - afflicted business relief, \$409,000,000.00 shall be used by the department of treasury to create and operate an afflicted business relief program to provide grants to afflicted businesses in this state that have realized a financial hardship as a result of the COVID-19 emergency. The department of treasury shall provide grants to afflicted businesses as defined in this section to be utilized for purposes described in subsection (2)(d). The Michigan department of treasury shall oversee the grant application, review, and approval process.

(2) Grants made available to afflicted businesses under the program must meet all of the following conditions:

(a) Subject to subdivisions (b) and (c), must not exceed the lesser of an amount equal to the financial hardship of the afflicted business or \$5,000,000.00.

(b) An afflicted business that was in operation on October 1, 2019 must be subject to the following grant limitations:

(i) Afflicted businesses that submit a completed grant application and certify a decline in total sales in Michigan of 20% or more for calendar year 2020 when compared to calendar year 2019 are eligible to receive a grant equal to 100% of the amount calculated in subdivision (a) subject to subsection (5).

(ii) Afflicted businesses that submit a completed grant application and certify a decline in total sales in Michigan greater than or equal to 15%, but less than 20%, for calendar year 2020 when compared to calendar year 2019 are eligible to receive a grant equal to 75% of the amount calculated in subdivision (a) subject to subsection (5).

(iii) Afflicted businesses that submit a completed grant application and certify a decline in total sales in Michigan greater than or equal to 10%, but less than 15%, for calendar year 2020 when compared to calendar year 2019 are eligible to receive a grant equal to 50% of the amount calculated in subdivision (a) subject to subsection (5).

(iv) Afflicted businesses that submit a completed grant application and certify a decline in total sales in Michigan greater than or equal to 5%, but less than 10%, for calendar year 2020 when compared to calendar year 2019 are eligible to receive a grant equal to 25% of the amount calculated in subdivision (a) subject to subsection (5).

(c) An afflicted business that was not in operation on October 1, 2019, but started operations before June 1, 2020, is eligible to receive a grant equal to 25% of the amount calculated in subdivision (a) subject to subsection (5) if the afflicted business submits a completed grant application and certifies that it was closed or partially closed due to an executive order or epidemic order issued by the Michigan department of health and human services.

(d) Grant awards must be used in compliance with federal guidelines.

(3) An afflicted business is considered to have qualified for a grant under this section if, and only if, the afflicted business has submitted a completed grant application and certified and attested, under penalty of perjury, to 1 of the following:

(a) The business was in operation on October 1, 2019, and was either an eligible self-employed individual, independent contractor, or sole proprietorship with no employees, or the business had employees for which it paid salaries or wages and payroll taxes or paid independent contractors, and the afflicted business was adversely impacted by the COVID-19 pandemic as indicated by a decline in total sales in Michigan of at least 5% for calendar year 2020 when compared to calendar year 2019.

(b) The business was not in operation on October 1, 2019, but started operations before June 1, 2020, and was either an eligible self-employed individual, independent contractor, or sole proprietorship with no employees, or had employees for which it paid salaries or wages and payroll taxes or paid independent contractors, and the afflicted business was adversely impacted by the COVID-19 pandemic through a closure or partial closure due to an executive order or epidemic order issued by the Michigan department of health and human services.

(c) The business submits any supporting documentation required by the department of treasury to verify financial hardship.

(4) Any afflicted business that falsifies certification shall forfeit any payments under this section and shall repay this state all payments it has received under this section.

(5) If the amount appropriated under this section is not sufficient to fully pay grant awards under this section, payments shall be prorated on an equal basis among all afflicted businesses that qualified for a grant under this section. The department of treasury may make the proration calculation after April 1, 2022.

(6) The department of treasury must develop and post on the department website the application afflicted businesses must use to apply for a grant, including the certification language under subsection (3), and program operation, award, and reporting criteria for the program no later than March 1, 2022. Afflicted businesses shall have until April 1, 2022 to submit program grant applications. The department of treasury shall disburse grant awards no later than July 1, 2022.

(7) Not more than 1% of the funds appropriated in this section, or an amount equal to actual costs incurred, whichever is less, may be used by the department for administrative costs related to this section.

(8) The department of treasury shall submit a report to the senate and house appropriations committees, the senate and house fiscal agencies, and the state budget office that provides a listing of the grant amounts awarded, the prorated percentage, and the name of the recipient of each grant provided under this section. The department of treasury shall submit a summary of all grants awarded under this section, by industry, by September 30, 2022.

(9) As used in this section:

(a) "Afflicted business" means a business that is not tax exempt under the internal revenue code of 1986, 26 USC 1 to 9834, that is not a government entity, and that is any of the following:

(i) An entertainment venue.

(ii) An exercise facility.

(iii) A food service establishment.

(iv) A recreation facility or place of public amusement.

(v) A cosmetologist operating as a business, barber operating as a business, cosmetology shop, or barber shop.

(vi) A nursery dealer or nursery grower.

(vii) An athletic trainer operating as a business.

(viii) A body art facility.

(ix) A hotel or bed and breakfast.

(b) "Bed and breakfast" means that term as defined in section 4b of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1504b.

(c) "Entertainment venue" includes an auditorium, arena, banquet hall, cinema, concert hall, conference center, performance venue, sporting venue, stadium, or theater.

(d) "Exercise facility" means a facility in which individuals participate in individual or group physical activity, including a gymnasium, fitness center, or exercise studio.

(e) "Financial hardship" means an amount equal to an afflicted business's decline in total sales in Michigan capped at an amount equal to the sum of the following:

(i) For an afflicted business that pays property taxes directly, an amount equal to the Michigan property taxes paid by the afflicted business for calendar year 2020. Property taxes paid for property classified as residential may not be included in the calculation.

(ii) For an afflicted business that is a lessee, an amount equal to 17% of the annual lease cost for business facilities paid by the afflicted business in Michigan for calendar year 2020.

(iii) An amount equal to 50% of the amount of Michigan unemployment insurance taxes paid by the afflicted business for calendar year 2020.

(iv) The amount of fees paid by the afflicted business for an on-premise retail liquor license under the Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303, during calendar year 2020.

(v) The amount of fees paid by the afflicted business for a license or required inspection under the food law, 2000 PA 92, MCL 289.1101 to 289.8111, during calendar year 2020.

(vi) The amount of fees paid by the afflicted business for a state license or inspection fee during calendar year 2020. This does not include on-premise retail liquor licenses under the Michigan liquor code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303, or a food service establishment license under the food law, 2000 PA 92, MCL 289.1101 to 289.8111.

(f) "Food service establishment" means that term as defined in section 1107 of the food law, 2000 PA 92, MCL 289.1107.

(g) "Hotel" means a building or structure kept, used, maintained as, or held out to the public to be an inn, hotel, or public lodging house. Hotel does not include a bed and breakfast.

(h) "Recreation facility or place of public amusement" includes an amusement park, arcade, bingo hall, bowling alley, casino, nightclub, skating rink, water park, or trampolene park.



(i) "Total sales in Michigan" means total sales by the afflicted business in this state plus apportioned Paycheck Protection Program receipts plus apportioned Restaurant Revitalization receipts.

(j) "Apportioned Paycheck Protection receipts" means forgiven loans received under the Paycheck Protection Program established under the coronavirus aid, relief, and economic security act, Public Law 116-136, the paycheck protection program and healthcare enhancement act, Public Law 116-139, the paycheck protection program flexibility act of 2020, Public Law 116-142, the consolidated appropriations act, 2021, Public Law 116-260, and the PPP extension act of 2021, Public Law 117-6, multiplied by a fraction the numerator of which is total sales of the afflicted business in Michigan in the calendar year and the denominator is total sales of the afflicted business everywhere during the calendar year.

(k) "Apportioned Restaurant Revitalization receipts" means funds received under the Restaurant Revitalization Fund program enacted as part of the American rescue plan act of 2021, Public Law 117-2, multiplied by a fraction the numerator of which is total sales of the afflicted business in Michigan in the calendar year and the denominator is total sales of the afflicted business everywhere during the calendar year.

Sec. 402. (1) The funds appropriated in part 1 for local community stabilization authority reserve account may only be expended to offset reductions in revenue as a result of changes to industrial personal property and commercial personal property exemptions under section 9o of the general property tax act, 1893 PA 206, MCL 211.9o, that are enacted on or after December 14, 2021.

(2) Funds appropriated under part 1 for the local community stabilization authority reserve account are designated as a work project appropriation. Any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for the project under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to offset reductions in revenue due to changes in industrial and commercial personal property exemptions under section 9o of the general property tax act, 1893 PA 206, MCL 211.9o, enacted on or after December 14, 2021.

(b) It is anticipated that the project will be accomplished by making payment to the local community stabilization authority and the authority making payments to local entities to offset reductions in revenue as described in this section.

(c) The estimated cost of the project is \$75,000,000.00.

(d) The tentative completion date for the project is September 30, 2023.

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

Jim Stamas  
Ken Horn  
Curtis Hertel, Jr.  
Conferees for the Senate

Ben Frederick  
Greg VanWoerkom  
Terry J. Sabo  
Conferees for the House

The question being on the adoption of the conference report,  
The first conference report was adopted, a majority of the members serving voting therefor, as follows:

**Roll Call No. 508**

**Yeas—25**

Alexander	Hollier	McCann	Stamas
Ananich	Horn	McMorrow	VanderWall
Bizon	Huizenga	Moss	Victory
Brinks	LaSata	Polehanki	Wojno

Bullock  
Daley  
Hertel

Lauwers  
MacDonald

Schmidt  
Shirkey

Wozniak  
Zorn

**Nays—11**

Barrett  
Bumstead  
Chang

Geiss  
Irwin  
Johnson

McBroom  
Nesbitt  
Runestad

Santana  
Theis

**Excused—2**

Bayer

Outman

**Not Voting—0**

In The Chair: Nesbitt

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.

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

The motion prevailed.

Senator Irwin’s statement is as follows:

Every year that I’ve been here in Lansing we hear from business leaders and economic development experts who say that Michigan’s top priority for future prosperity should be to focus on talent and get Michigan back in the race for talent. They say that we need more college graduates. They say we need more people graduating from our training programs in skilled trades. They say we need more housing, more affordable housing. They say we need more public transit. In short, they say we need to make Michigan the kind of place where people want to come and people want to stay. But that’s not the plan today.

Just like 15 years ago when the state had a dangerous relationship with MEGA credits, we’re here reacting quickly and out of fear of loss. We’re moving quickly to pass a billion dollars in corporate welfare. Meanwhile, we’ve got people sleeping on our streets. We’ve got a broken mental health system. We’ve got schools that are trying to educate our children with 25 percent fewer dollars than they got 15 years ago with inflation-adjusted dollars. We are failing on the most important metrics for economic development. We are failing on the most important priorities to bring prosperity to our state and we are rushing to give a billion dollars away in corporate welfare.

So, I’m disappointed that we are here today voting on another package that’s motivated by fear. I’m disappointed that we’re here trying to bribe companies to come to Michigan rather than investing and making Michigan the best state to be in. And earlier today during Statements we heard a lot of folks talk about the holiday season, wishing well, talking about reflections on the new year; and my reflection on the new year is why do the wheels turn so fast for corporate America? When they come in here and they demand something, they get it—like that. What about the people who are suffering in silence with mental illness? What about the people sleeping on the street? What about the small businesses who are trying to figure out how do they pay for healthcare, how can they attract good employees when they don’t have a viable healthcare plan? What are we doing about any of those issues?

Once again, just like we did a decade ago, we’re leaving those issues behind to focus on the easy plan. Let’s try to bribe these companies to come to Michigan, and what really bothers me is that it seems to me that this was all sewn up and locked away before we even saw the numbers on the page. Before we even knew what was in the bill, this deal was done. That disappoints me. And so I ask, how can we leave for the holiday season, stuffing the stockings of corporate America full with cash?

We’re leaving behind our most vulnerable people in this state.

By unanimous consent the Senate returned to the order of  
**Resolutions**

**House Concurrent Resolution No. 15.**

A concurrent resolution providing for the final adjournment of the Legislature.

Resolved by the House of Representatives (the Senate concurring), That when the House of Representatives adjourns on Wednesday, December 15, 2021, it stands adjourned until Wednesday, December 29, 2021, at 11:30 a.m.; and be it further

Resolved, That when the Senate adjourns on Wednesday, December 15, 2021, it stands adjourned until Wednesday, December 29, 2021, at 11:30 a.m.; and be it further

Resolved, That when the Legislature adjourns on Wednesday, December 29, 2021, it stands adjourned without day.

The House of Representatives has adopted the concurrent resolution.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Lauwers moved that the rule be suspended.

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

The concurrent resolution was adopted.

Senator Lauwers moved that when the Senate adjourns today, it stand adjourned until Wednesday, December 15, at 1:00 p.m.

The motion prevailed.

**Announcements of Printing and Enrollment**

The Secretary announced that the following House bills were received in the Senate and filed on Thursday, December 9:

**House Bill Nos. 4427 5286 5488 5489**

The Secretary announced the enrollment printing and presentation to the Governor on Tuesday, December 14, for her approval the following bills:

**Enrolled Senate Bill No. 242 at 9:32 a.m.**

**Enrolled Senate Bill No. 245 at 9:34 a.m.**

**Enrolled Senate Bill No. 494 at 9:36 a.m.**

**Enrolled Senate Bill No. 671 at 9:38 a.m.**

The Secretary announced that the following bills were printed and filed on Thursday, December 9, and are available on the Michigan Legislature website:

**Senate Bill Nos. 785 786 787 788**

**House Bill Nos. 5623 5624 5625 5626 5627 5628 5629 5630 5631 5632 5633 5634 5635**

**Committee Reports**

The Committee on Economic and Small Business Development reported

**Senate Bill No. 642, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 237b (MCL 18.1237b), as added by 2002 PA 504.

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.

Ken Horn

Chairperson

To Report Out:

Yeas: Senators Horn, VanderWall, Schmidt, LaSata, MacDonald, McMorrow, Geiss and Moss

Nays: None

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

The Committee on Economic and Small Business Development reported

**Senate Bill No. 706, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 2b, 642, 665, and 665a (MCL 257.2b, 257.642, 257.665, and 257.665a), sections 2b and 665 as amended and section 665a as added by 2016 PA 332 and section 642 as amended by 2012 PA 498, and by adding sections 665c, 665d, and 666a.

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.

Ken Horn  
Chairperson

To Report Out:

Yeas: Senators Horn, VanderWall, Schmidt, LaSata, MacDonald, Geiss and Moss

Nays: None

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

The Committee on Economic and Small Business Development reported

**House Bill No. 4031, entitled**

A bill to amend 1974 PA 154, entitled “Michigan occupational safety and health act,” by amending section 35 (MCL 408.1035), as amended by 1991 PA 105.

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.

Ken Horn  
Chairperson

To Report Out:

Yeas: Senators Horn, VanderWall, Schmidt, LaSata, MacDonald, McMorro and Moss

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 Economic and Small Business Development submitted the following:

Meeting held on Thursday, December 9, 2021, at 12:00 noon, Room 1200, Binsfeld Office Building

Present: Senators Horn (C), VanderWall, Schmidt, LaSata, MacDonald, McMorro, Geiss and Moss

Excused: Senators Lauwers and Huizenga

The Committee on Education and Career Readiness reported

**House Bill No. 4294, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1233 (MCL 380.1233), as amended by 2018 PA 418.

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.

Lana Theis  
Chairperson

To Report Out:

Yeas: Senators Theis, Horn, Daley and Huizenga

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 and Career Readiness submitted the following:

Meeting held on Tuesday, December 14, 2021, at 8:50 a.m., Room 1300, Binsfeld Office Building

Present: Senators Theis (C), Horn, Daley and Huizenga

Excused: Senators Runestad, Polehanki and Geiss

## COMMITTEE ATTENDANCE REPORT

The Conference Committee on Senate Bill No. 85 (FY 2020-21 & FY 2021-22 supplemental appropriations) submitted the following:

Meeting held on Tuesday, December 14, 2021, at 9:10 a.m., Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Stamas (C), Horn, and Hertel

## COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 4398 (FY 2020-21 & FY 2021-22 supplemental appropriations) submitted the following:

Meeting held on: Tuesday, December 14, 2021, at 9:30 a.m., Room 352, House Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Stamas, Victory, and Hertel

**Scheduled Meetings**

**Conference Committee on Senate Bill No. 85** – Wednesday, December 15, 1:30 a.m. (CANCELLED), 10:00 a.m. (CANCELLED), Harry T. Gast Appropriations Room, 3rd Floor, Capitol Building (517) 373-2768

Senator Lauwers moved that the Senate adjourn.

The motion prevailed, the time being 11:00 p.m.

In pursuance of the order previously made, the President pro tempore, Senator Nesbitt, declared the Senate adjourned until Wednesday, December 15, 2021, at 1:00 p.m.

MARGARET O'BRIEN  
Secretary of the Senate

