



HOUSE OF REPRESENTATIVES

COMMITTEE ON APPROPRIATIONS SUBCOMMITTEE ON CORRECTIONS

REP. AMOS O'NEAL

CHAIR

COMMITTEE MEETING MINUTES

Thursday, April 27, 2023

10:30 AM

Room 308, House Office Building

The House Committee on Appropriations Subcommittee on Corrections was called to order by the Chair, Representative O'Neal.

The Chair requested attendance be called:

Present: Reps. O'Neal, McKinney, Morse, Snyder, Slagh, Bollin, Lightner.

Absent: None.

Excused: None.

Representative Morse moved to adopt the minutes from the meeting held on March 23, 2023. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4247 before the committee:

HB 4247 (Rep. O'Neal)

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

Representative McKinney moved to adopt the House Substitute for HB 4247 (H-1).

The motion prevailed without objection 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. O'Neal, McKinney, Morse, Snyder, Slagh, Bollin, Lightner.

Nays: None.

Pass: None.

Representative Slagh offered the following amendments to House Bill No. 4247 (H-1):

1. Amend page 8, following line 15, by striking out all of line 16 and adjusting the subtotals, totals, and section 201 accordingly.
2. Amend page 54, line 1, by striking out all of section 801.

The motion did not prevail 3-4-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Slagh, Bollin, Lightner.

Nays: Reps. O'Neal, McKinney, Morse, Snyder.

Pass: None.

Representative Slagh offered the following amendment to House Bill No. 4247 (H-1):

1. Amend page 17, following line 16, by inserting:

"Sec. 226. (1) Any department, agency, board, commission, or public officer that receives funding under part 1 shall not:

- (a) Require as a condition of accessing any facility or receiving services that an individual provide proof that he or she has received a COVID-19 vaccine except as provided by federal law or as a condition of receiving federal Medicare or Medicaid funding.
 - (b) Produce, develop, issue, or require a COVID-19 vaccine passport.
 - (c) Develop a database or make any existing database publicly available to access an individual's COVID-19 vaccine status by any person, company, or governmental entity.
 - (d) Require as a condition of employment that an employee or official provide proof that he or she has received a COVID-19 vaccine. This subdivision does not apply to any hospital, congregate care facility, or other medical facility or any hospital, congregate care facility, or other medical facility operated by a local subdivision that receives federal Medicare or Medicaid funding.
- (2) A department, agency, board, commission, or public officer may not subject any individual to any negative employment consequence, retaliation, or retribution because of that individual's COVID-19 vaccine status.
 - (3) Subsection (1) does not prohibit any person, department, agency, board, commission, or public officer from transmitting proof of an individual's COVID-19 vaccine status to any person, company, or governmental entity, so long as the individual provides affirmative consent.
 - (4) If a department, agency, board, commission, subdivision, or official or public officer is required to establish a vaccine policy due to a federal mandate, it must provide exemptions to any COVID-19 vaccine policy to the following individuals:
 - (a) An individual for whom a physician certifies that a COVID-19 vaccine is or may be detrimental to the individual's health or is not appropriate.
 - (b) An individual who provides a written statement to the effect that the requirements of the COVID-19 vaccine policy cannot be met because of religious convictions or other consistently held objection to immunization.

(5) As used in this section, "public officer" means a person appointed by the governor or another executive department official or an elected or appointed official of this state or a political subdivision of this state."

The motion did not prevail 3-4-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Slagh, Bollin, Lightner.

Nays: Reps. O'Neal, McKinney, Morse, Snyder.

Pass: None.

Representative Slagh offered the following amendments to House Bill No. 4247 (H-1):

1. Amend page 8, following line 19, by inserting:

"Gender reassignment legal defense 100" and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 56, following line 7, by inserting:

"Sec. 804. Funds appropriated in part 1 for gender reassignment legal defense must be used by the department for legal defense related to the prohibition on using state funding for gender reassignment surgeries or therapies while individuals are under the jurisdiction of the department of corrections." and renumbering the remaining sections.

The motion did not prevail 3-4-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Slagh, Bollin, Lightner.

Nays: Reps. O'Neal, McKinney, Morse, Snyder.

Pass: None.

Representative Slagh offered the following amendments to House Bill No. 4247 (H-1):

1. Amend page 34, line 2, following "forms of" by inserting "non-addictive".

2. Amend page 34, line 6, following "long-acting" by inserting "non-addictive".

The motion did not prevail 3-4-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Slagh, Bollin, Lightner.

Nays: Reps. O'Neal, McKinney, Morse, Snyder.

Pass: None.

Representative Slagh offered the following amendments to House Bill No. 4247 (H-1):

1. Amend page 43, line 24, following "injection of" by inserting "non-addictive".
2. Amend page 44, line 4, following "injectable" by inserting "non-addictive".

The motion did not prevail 3-4-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Slagh, Bollin, Lightner.

Nays: Reps. O'Neal, McKinney, Morse, Snyder.

Pass: None.

Representative Bollin offered the following amendments to House Bill No. 4247 (H-1):

1. Amend page 14, following line 10, by striking out all of section 215 and inserting:

"Sec. 215. (1) Funding appropriated in part 1 must not be used to require or interfere with actions related to diversity, equity, and inclusion (DEI) by fund recipients unless such actions are a violation of law; to restrict or impede a marginalized community's access to government resources, programs, or facilities; or to diminish, interfere with, or restrict an individual's ability to exercise rights as outlined under the state constitution of 1963 and in state statute.

(2) From the funds appropriated in part 1, local governments shall report any illegal action or policy that attempts to restrict or interfere with the duties of the local health officer."

2. Amend page 17, following line 1, by inserting:

"Sec. 226. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2024 are estimated at \$229,308,000.00. From this amount, total department appropriations for pension-related legacy costs are estimated at \$150,879,300.00. Total department appropriations for retiree health care legacy costs are estimated at \$78,428,700.00."

3. Amend page 17, following line 16, by inserting:

"Sec. 227. If the state administrative board, acting under section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount appropriated under this article, 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 article for the particular department, board, commission, officer, or institution."

The motion did not prevail 3-4-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Slagh, Bollin, Lightner.

Nays: Reps. O'Neal, McKinney, Morse, Snyder.

Pass: None.

Representative Lightner offered the following amendment to House Bill No. 4247 (H-1):

1. Amend page 3, line 19, after "Script", by striking out "1,250,000" and inserting "1,000,000" and adjusting the subtotals, totals, and section 201 accordingly.

The motion did not prevail 3-3-1:

UNFAVORABLE ROLL CALL

Yeas: Reps. Slagh, Bollin, Lightner.

Nays: Reps. O'Neal, McKinney, Morse.

Pass: Rep. Snyder.

Representative McKinney moved to refer House Bill No. 4247 (H-1) to the Committee on Appropriations. The motion prevailed 4-0-3:

FAVORABLE ROLL CALL

Yeas: Reps. O'Neal, McKinney, Morse, Snyder.

Nays: None.

Pass: Reps. Slagh, Bollin, Lightner.

There being no further business before the subcommittee, Representative O'Neal adjourned the meeting at 11:00 AM.

Representative Amos O'Neal, Chair

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