

**MINUTES OF THE COMMITTEE
ON
APPROPRIATIONS**

Wednesday, September 17, 2014

9:00 a.m.

Room 352, State Capitol

The House Committee on Appropriations was called to order by the Chairman, Representative Joe Haveman.

Members present: Representatives Haveman, Pscholka, Kowall, Lori, Rogers, Stamas, Walsh, Bumstead, Forlini, MacGregor, MacMaster, Jenkins, Muxlow, Poleski, Potvin, McCready, VerHeulen, Shirkey, Tlaib, Brown, Durhal, McCann, Dillon, Roberts, Kandrevas, Faris, Zemke, and Singh.

Members absent: Representative Olumba.

Representative McCready moved to approve the minutes of August 27, 2014.

There being no objection, the motion prevailed by unanimous consent.

The Chair laid before the committee HB 5742:

HB 5742 (O'Brien) Insurance; health; distribution and use of autism coverage fund revenue; modify.

Representative O'Brien and Greg Rosine, representing Western Michigan University, testified in support of HB 5742.

Paul Holland, House Fiscal Agency, answered questions for the committee.

Tim Becker, Deputy Director of the Michigan Department of Community Health, answered questions for the committee.

The Chair laid before the committee HCR 35:

HCR 35 (McCready) A concurrent resolution relative to secondary road patrol funds for counties providing road patrol services to cities and villages.

Bethany Wicksall, House Fiscal Agency, provided explanation of the concurrent resolution.

Daniel Pfannes, Undersheriff for the Wayne County Sheriff's office and representing the Michigan Sheriffs' Association, testified in support of the resolution.

Terry Jungle, Executive Director of the Michigan Sheriffs' Association, submitted a card in support of the resolution but did not wish to speak.

Representative McCready moved to report HCR 35 with recommendation.

The motion prevailed by a vote of 24-0-2.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Stamas, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Potvin, Jenkins, Walsh, Forlini, Tlaib, McCann, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown, and Singh.

Nays: None.

Pass: Representatives Poleski and Shirkey.

The Chair laid before the committee SB 616:

SB 616 (Kahn) Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2013-2014.

Kyle Jen, House Fiscal Agency, explained the bill for the committee.

Chair Haveman moved to adopt the following amendments to SB 616:

1. Amend page 3, line 16, by striking out all of section 103 and adjusting the subtotals, totals, and section 201 accordingly.
2. Amend page 5, line 5, by striking out all of enacting section 2.

The motion prevailed by a vote of 24-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Potvin, Poleski, Shirkey, Jenkins, Forlini, Tlaib, McCann, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown, and Singh.

Nays: None.

Pass: None.

Representative Dillon moved to adopt the following amendment to SB 616:

1. Amend page 5, following line 2, by inserting
“DEPARTMENT OF CORRECTIONS
Sec. 301. The funds appropriated to the department for prison food shall not be used to make payments to Aramark correctional services, LLC for providing prison food service beginning 90 days after the effective date of this bill. The department shall immediately reopen the bidding process for the prison food service contract. Department employees are authorized to submit bids.”.

The motion did not prevail by a vote of 9-16-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown, and Singh.

Nays: Representatives Haveman, Pscholka, Kowall, VerHeulen, Stamas, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Potvin, Poleski, Shirkey, Jenkins, Walsh, and Forlini.

Pass: None.

Representative Kandrevas offered the following amendments to SB 616:

1. Amend page 3, following line 15, by inserting
“Sec. 103. DEPARTMENT OF CORRECTIONS

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	100,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	100,000
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	100,000
(2) CORRECTIONAL FACILITIES ADMINISTRATION		
Security enhancements – food service employees	\$	<u>100,000</u>
GROSS APPROPRIATION	\$	100,000
Appropriated from:		
State general fund/general purpose	\$	100,000”

and renumbering the remaining sections and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 5, following line 2, by inserting
“DEPARTMENT OF CORRECTIONS

Sec. 301. The funds appropriated in part 1 for security enhancements shall be used for searching and seizing contraband possessed by food service employees. Contraband includes that which is defined in the department’s policy directives and in the Michigan compiled laws. Contraband includes, but is not limited to, all of the following: explosive; acid; caustic; toxin; tattoo device; cell phone or other electronic communication device or accessory; a critical or dangerous tool; any item designed or intended to be used to cause or threaten physical injury to another person; piece, strip, or chunk of any hard material which could be used as a weapon or in the creation of

a weapon; any intoxicant, inhalant, controlled substance (as defined by Michigan statutes), alcoholic beverages, marijuana or any other substance which is used to cause a condition of intoxication, euphoria, excitement, exhilaration, stupefaction, or dulling of the senses or nervous system; prescribed or restricted medication; narcotics paraphernalia; and tobacco product.”.

Kyle Kaminski, Legislative Liaison for the Michigan Department of Corrections, testified in opposition to the amendments.

Representative Kandrevas moved to adopt the amendments.

The motion did not prevail by a vote of 9-17-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Tlaib, McCann, Dillon, Zemke, Faris, Roberts, Kandrevas, Brown, and Singh.

Nays: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Stamas, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Potvin, Poleski, Shirkey, Jenkins, Walsh, and Forlini.

Pass: None.

Representative Rogers moved to report SB 616, as amended, with recommendation.

The motion prevailed by a vote of 21-0-5.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Stamas, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Potvin, Poleski, Shirkey, Jenkins, Walsh, Forlini, McCann, Dillon, Zemke, and Singh.

Nays: None.

Pass: Representatives Tlaib, Faris, Roberts, Kandrevas, and Brown.

The Chair placed the committee at ease at the call of the Chair, the time being 10:10 a.m.

The Chair call the meeting back to order at 3:15 p.m.

The Chair returned to the consideration of HB 5742.

Michelle Lange, representing Oakland University, submitted a card in support of the bill but did not wish to speak.

Representative McCready moved to adopt the substitute (H-1) to HB 5742.

The motion prevailed by a vote of 24-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, VerHeulen, Lori, Rogers, Muxlow, Bumstead, MacGregor, Potvin, Poleski, Shirkey, Jenkins, Walsh, Forlini, Tlaib, McCann, Durhal, Dillon, Zemke, Roberts, Kandrevas, Brown, and Singh.

Nays: None.

Pass: None.

Representative Forlini moved to adopt the following amendment to HB 5742 (H-1):

1. Amend page 1, line 5, after "252." by inserting "**IT IS THE INTENT OF THE LEGISLATURE THAT \$5,500,000.00 OR THE AMOUNT EXPENDED FROM THE FUND UNDER THIS SECTION IF LESS THAN \$5,500,000.00 WILL BE APPROPRIATED FROM THE DEPARTMENT OF COMMUNITY HEALTH FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2016 TO REIMBURSE THE FUND FOR THE EXPENDITURES AUTHORIZED FOR THE 2014-2015 FISCAL YEAR UNDER THIS SECTION.**".

Paul Holland, House Fiscal Agency, answered questions on the amendment.

Tim Becker, Deputy Director of the Michigan Department of Community Health, answered questions for the committee regarding the amendment.

Kyle Jen, House Fiscal Agency, answered questions on the amendment.

Subsequent to discussion Representative Forlini withdrew his amendment.

Representative Forlini moved to adopt the following amendment to HB 5742 (H-1):

1. Amend page 1, line 5, after "252." by inserting "**IT IS THE INTENT OF THE LEGISLATURE THAT FOR THE 2015-2016 FISCAL YEAR, \$5,500,000.00 OR THE AMOUNT EXPENDED FROM THE FUND UNDER THIS SECTION IF LESS THAN \$5,500,000.00 WILL BE APPROPRIATED TO REIMBURSE THE FUND FOR THE EXPENDITURES AUTHORIZED FOR THE 2014-2015 FISCAL YEAR UNDER THIS SECTION.**".

The motion prevailed by a vote of 21-3-4.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Stamas, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Potvin, Poleski, Shirkey, Jenkins, Walsh, Forlini, Durhal, Zemke, and Kandrevas.

Nays: Representatives Faris, Roberts, and Singh.

Pass: Representatives Tlaib, McCann, Dillon, and Brown.

Representative Stamas moved to report HB 5742, substitute (H-1) as amended, as substitute (H-2) with recommendation.

The motion prevailed by a vote of 22-2-4.

FAVORABLE ROLL CALL:

Yeas: Representatives Haveman, Pscholka, McCready, Kowall, VerHeulen, Lori, Stamas, Rogers, Muxlow, Bumstead, MacGregor, MacMaster, Potvin, Poleski, Shirkey, Jenkins, Walsh, Forlini, McCann, Durhal, Zemke, and Singh.

Nays: Representatives Faris and Roberts.

Pass: Representatives Tlaib, Dillon, Kandrevas, and Brown.

There being no further business before the committee and seeing no objection, the Chair adjourned the meeting, the time being 3:40 p.m.

Representative Joe Haveman, Chairman _____

Doug Simon, Committee Clerk, (517) 373-8099

1 Hour 35 Minutes