



HOUSE OF REPRESENTATIVES

COMMITTEE ON APPROPRIATIONS

REP. THOMAS A. ALBERT

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, December 1, 2021 9:00 AM Room 352, House Appropriations, State Capitol Building

The House Committee on Appropriations was called to order by Chair Albert.

The Clerk read in the letter of resignation from former Representative Huizenga.

The Clerk read in the letter appointing Representative Frederick to the committee on Appropriations.

The Chair requested attendance be called:

Present: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.
Absent: Reps. Bollin, Hammoud, Tyrone Carter.
Excused: Reps. Bollin, Hammoud, Tyrone Carter.

Representative Whiteford moved to adopt the meeting minutes from November 10, 2021. There being no objection, the motion prevailed by unanimous consent.

The Chair laid SB 494 before the committee:

SB 494 (Sen. Daley)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8705, 8708, 8715, and 8716 (MCL 324.8705, 324.8708, 324.8715, and 324.8716), section 8705 as amended by 2011 PA 2 and sections 8708, 8715, and 8716 as amended by 2015 PA 118.

Senator Daley testified in support of his legislation.

The following people submitted a card in support of SB 494, but did not wish to speak:

Chuck Lippstre, representing the Michigan Agri-Business Association.
Rebecca Park, representing the Michigan Farm Bureau.
Mike Frederick, representing the Michigan Soybean Association.
Ashley Steffer, representing the Michigan Department of Agriculture and Rural Development.

Representative Allor moved to report out SB 494 with recommendation. The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: None.

Pass: None.

The Chair laid HCR 14 before the committee:

HCR 14 (Rep. Lightner)	A concurrent resolution relative to secondary road patrol funds for counties providing road patrol services to cities and villages.
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Representative Lightner and Dan Pfannes, representing the Michigan Sheriffs' Association, testified in support of HCR 14.

Meghann Keit, representing the Michigan Association of Counties, submitted a card in support of HCR 14, but did not wish to speak.

Representative Brann moved to report out HCR 14 with recommendation. The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: None.

Pass: None.

The Chair laid HB 4188 before the committee:

HB 4188 (Rep. Albert)	A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 41, 59, and 84b (MCL 38.1341, 38.1359, and 38.1384b), section 41 as amended by 2018 PA 512, section 59 as amended by 2012 PA 359, and section 84b as amended by 2018 PA 169.
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Representative Allor moved to adopt substitute (H-1) to HB 4188. The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.
Nays: None.
Pass: None.

James Hohman, representing the Mackinac Center for Public Policy, submitted a card in support of HB 4188, but did not wish to speak.

Aaron Keel, representing the Michigan Department of Treasury, submitted a card in opposition to HB 4188 (H-1), but did not wish to speak.

Representative Whiteford moved to report out HB 4188 with recommendation, as substitute (H-1). The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.
Nays: None.
Pass: None.

The Chair laid HB 5522 before the committee:

HB 5522 (Rep. Mueller)	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.
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Substitute (H-2) was previously adopted to HB 5522 on November 10, 2021.

Robin Risko, representing the House Fiscal Agency, testified on the proposed substitute (H-3). Questions and discussion followed.

Matt Saxton, representing the Michigan Sheriffs' Association, submitted a card in support of HB 5522, but did not wish to speak.

Representative Brann moved to adopt substitute (H-3) to HB 5522. The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.
Nays: None.
Pass: None.

Representative Hornberger offered the following amendments to HB 5522 (H-3):

1. Amend page 5, line 23, after "equipment" by striking out "25,000,000" and inserting "30,000,000" and adjusting the subtotals, totals, and section 201 accordingly.
2. Amend page 23, line 6, after "(1)" by striking out "Funds" and inserting "From the funds".
3. Amend page 23, line 7, after "equipment" by inserting a comma and "\$25,200,000.00".
4. Amend page 23, line 22, after "is" by striking out "\$25,000,000.00" and inserting "\$25,200,000.00".
5. Amend page 23, following line 23, by inserting:
"Sec. 411a. From the funds appropriated in part 1 for communication towers and equipment, \$4,800,000.00 shall be awarded to a county with a population of between 70,000 and 70,500 according to the 2010 federal decennial census for public safety communication towers."

Representative Hornberger moved to adopt the amendments to HB 5522 (H-3). The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.
Nays: None.
Pass: None.

Representative Yaroch offered the following amendments to HB 5522 (H-3):

1. Amend page 7, following line 11, by inserting:
"Fire gear initiative 10,000,000"
and adjusting the subtotals, totals, and section 201 accordingly.
2. Amend page 41, following line 3, by inserting:
"Sec. 456. (1) Funds appropriated in part 1 for fire gear initiative must be distributed by the department of treasury to local units, through a competitive grant process, to assist fire departments that are predominately on-call, part-time, or volunteer with purchasing fire gear for fire fighters. A grant that is provided by utilizing funding appropriated in part 1 must not exceed \$10,000.00.
(2) The unexpended funds appropriated in part 1 for fire gear initiative are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 assist fire departments that are predominately on-call, part-time, or volunteer with purchasing fire gear for fire fighters.
(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.
(c) The estimated cost of the project is \$10,000,000.00.
(d) The tentative completion date is September 30, 2026." and renumbering the remaining sections.

Representative Yaroch moved to adopt the amendments to HB 5522 (H-3). The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: None.

Pass: None.

Representative Weiss offered the following amendments to HB 5522 (H-3):

1. Amend page 5, following line 12, by inserting:
"ARP – community crisis response grant program 10,000,000".
2. Amend page 5, line 13, after "community" by inserting "oriented".
3. Amend page 5, line 13, after "programs" by striking out "5,000,000" and inserting "25,000,000".
4. Amend page 5, following line 21, by inserting:
"Bias and de-escalation training 35,000,000".
5. Amend page 5, line 24, after "Community" by inserting "oriented".
6. Amend page 5, line 24, after "programs" by striking out "5,000,000" and inserting "25,000,000".
7. Amend page 5, following line 25, by inserting:
"Jail diversion grant program 10,000,000".
8. Amend page 5, following line 28, by inserting:
"Michigan commission on law enforcement standards advocates and leaders for police and community trust 2,000,000".
9. Amend page 6, following line 7, by inserting:
"Officer misconduct registry 7,500,000".
10. Amend page 6, line 17, after "fund" by striking out "105,250,000" and inserting "135,250,000" and adjusting the subtotals, totals, and section 201 accordingly.
11. Amend page 15, following line 13, by inserting:
"Sec. 402. (1) Funds appropriated in part 1 for ARP - community crisis response grant program must be distributed by the Michigan commission on law enforcement standards and the department of state police to local public safety departments, through a competitive grant program, to be used to create a community crisis response grant program. Grants must be used for establishing or expanding community-based mobile crisis intervention services. Priority will be given to grant applications that demonstrate a commitment to best practices.
(2) Each public safety department receiving a grant under this section must provide a copy of a memorandum of understanding between the involved community agencies and law enforcement agencies that delineates how behavioral health professionals and law enforcement officers shall be coordinated.
(3) The Michigan commission on law enforcement standards along with the department of state police must create an application process with selection criteria for grants and a grant dispersal process and must post the application process, selection criteria, and grant dispersal process on the department's website.
(4) The Michigan commission on law enforcement standards and the department must seek federal authority as outlined under section 9813 of the American rescue plan act of 2021, Public Law 117-2, to utilize enhanced federal Medicaid matching funds for operating the programs described in this section as long as that funding is available.

(5) A local public safety department that receives a grant under this section shall cooperate with an organization, selected by the Michigan commission on law enforcement standards and the department, to describe and evaluate the activities and results of the local public safety departments related to the grant. The Michigan commission on law enforcement standards and the department may use a portion of grant funding appropriated to contract with an independent organization to fulfill this requirement.

(6) The evaluating organization must determine the specific metrics required in the report and notify the local public safety departments at the time of the first grant disbursement. Metrics may include, but are not limited to, the following:

(a) Total number of behavioral health crisis calls in the target jurisdiction.

(b) Number of calls to which a community crisis responder clinician or community crisis responder peer is dispatched according to the requirements of the local public safety department's grant application.

(c) Number of calls transferred to telehealth with physical response follow-up and the number of calls transferred to telehealth without physical response follow-up.

(d) Community crisis responder clinician and community crisis responder peer call time per call.

(e) A survey of clients served by community crisis response.

(f) Number of calls with community crisis response that result in the following:

(i) Jail admission.

(ii) On-location de-escalation.

(iii) Access to crisis stabilization services and other community-based supports and service.

(iv) Inpatient admission to a behavioral health facility.

(v) Referral for behavioral or mental health services without residential or inpatient admission.

(vi) Referral to community or social services, including, but not limited to, homeless shelters, women's shelters, food pantries, or other similar services.

(g) Number of individuals served by community crisis response broken down by age, gender, race, and ethnicity.

(h) Reduction in frequency of law enforcement interaction with known frequently served individuals.

(i) Number of follow-up visits, including method and location.

(j) Overall program costs broken down by administration, training, community crisis responder clinician and community crisis responder peer, and per call costs.

(7) Not later than September 30, 2022, the Michigan commission on law enforcement standards and the department must compile and submit an annual report to the senate and house appropriations subcommittees on state police, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office, and publish a copy of the report on its internet website. The report must contain all of the following for the immediately preceding fiscal year:

(a) The name of each local public safety department that received a grant and the total amount of the grant.

(b) Details about any subgrants disbursed by each local public safety department that received a grant under this section.

(c) An analysis of the activities undertaken by grant recipients as part of their project, including alignment with best practices.

(d) An appropriate summary of metrics reported by grant recipients as required.

(e) Recommendations for improvements to grant criteria.

(8) The responsibilities of the Michigan commission on law enforcement standards and the department under this section include all of the following:

(a) Create the community crisis response grant program, review grant applications, and distribute grants.

(b) Develop a model memorandum of understanding between community agencies and law enforcement.

(c) Manage external evaluation and ensure that metrics are collected by grant recipients in order to determine future best practices and criteria for future grants.

(d) Provide technical assistance and coordination and facilitate sharing of best practices among grant recipients.

(e) Assist with cross-training resources between law enforcement and community crisis responder clinicians and community crisis responder peers.

(9) The unexpended funds appropriated in part 1 for ARP - community crisis response grant program are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 create a community crisis response grant program.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

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

(d) The tentative completion date is September 30, 2026." and renumbering the remaining sections accordingly.

12. Amend page 15, line 14, after "community" by inserting "oriented".

13. Amend page 15, line 18, after "community" by inserting "oriented".

14. Amend page 15, line 18, after "programs" by inserting a comma and "to assist public safety departments with changing practices and redesigning structures and services, and to implement community violence intervention strategies, which address students' social, emotional, mental health, and academic development and are important in the context of the disproportionate impact of the COVID-19 pandemic on underserved groups of students, students from low-income families, students of color, students with disabilities, English learners, students experiencing homelessness, children and youth in foster care, migratory students, and children who are incarcerated".

15. Amend page 15, line 23, after "community" by inserting "oriented".

16. Amend page 15, line 25, after "awards." by inserting:

"Grants provided to local public safety departments should be in an amount of \$500,000.00 per award and must be used for purposes in the following areas:

(a) Use of force.

(b) Officer accountability and wellness.

(c) Disparate enforcement and treatment.

(d) Re-imagining public safety.

(e) Truth and reconciliation efforts.

(f) Community outreach and engagement.

(g) Community violence intervention."

17. Amend page 15, line 27, after "community" by inserting "oriented".

18. Amend page 16, line 5, after "community" by inserting "oriented".

19. Amend page 16, line 8, after "is" by striking out "\$5,000,000.00" and inserting "\$25,000,000.00".

20. Amend page 16, following line 9, by inserting:

"(3) As used in this section, "local public safety department" means a public safety department at the county, city, village, or township level."

21. Amend page 22, following line 14, by inserting:

"Sec. 411. (1) Funds appropriated in part 1 for bias and de-escalation training must be used by the Michigan commission on law enforcement standards to conduct or contract for research and analysis to identify training gaps and begin to adapt, adopt, or develop curriculum standards for training in the following areas or other areas the commission determines to be substantially similar:

(a) De-escalation techniques.

(b) Implicit bias training.

(c) Procedural justice training.

(d) Mental health resources and support available for law enforcement officers.

(2) The curriculum standards for training on de-escalation techniques may include any of the following:

(a) Employment of verbal and physical tactics to diffuse volatile or potentially violent situations, including when they are safe and feasible, with an emphasis on using communication, negotiation, and de-escalation techniques.

(b) Level of force that is an objectively reasonable response to an identified and articulable threat or resistance that is based on information available at the time of the incident and that requires constant reevaluation as circumstances dictate and allow.

(c) Training that provides law enforcement officers with awareness and recognition of indicators of physical and mental disabilities, mental health issues, developmental disabilities, and substance abuse issues with an emphasis on effective communication and de-escalation techniques.

(d) As appropriate with the nature and immediacy of the threat to public safety, the use of distance, cover, and time when approaching and managing critical incidents, in order to help create a safety zone between the law enforcement officer and subject, to afford the officer more time to react to the circumstances.

(e) A law enforcement officer's responsibility to intervene in a situation if another law enforcement officer's actions indicate that officer has lost self-control or use of force is not objectively reasonable to the level of resistance encountered.

(f) Other evidence-based approaches, found to be appropriate by the commission, that enhance de-escalation techniques and skills.

(3) An individual seeking to become a law enforcement officer or a person who is already a licensed law enforcement officer may meet the standards for implicit bias training by completing an implicit bias training course approved by the commission.

(4) Funds appropriated in part 1 for bias and de-escalation training must be distributed by the Michigan commission on law enforcement standards to law enforcement agencies, through a grant program, for bias and de-escalation training for law enforcement officers. As a condition of receiving funding, law enforcement agencies must adopt a written policy stating that each of the law enforcement officers in its employ will utilize de-escalation techniques in his or her interactions with citizens to the extent that it is reasonable and safe as possible.

(5) The commission shall make a model written policy meeting the requirements of subsection (4) available on its website. A law enforcement agency may fulfill its duty under subsection (4) by adopting the written policy made available under this subsection.

(6) As used in this section:

(a) "Curriculum" means a structure of educational standards that identifies behavioral objectives and outcomes.

(b) "De-escalation technique" means a method or methods intended to diffuse potentially volatile or violent situations with the goal of reducing the level of subject control required to resolve the situation in an objectively reasonable and safe manner.

(c) "Implicit bias training" means an evidence-based training that provides instruction regarding the bias implicit in all human beings and how to help ensure unconscious bias does not inhibit fair and impartial law enforcement.

(d) "Procedural justice training" means training based on the principles of treating people with dignity and respect, giving citizens a voice during encounters, being neutral in decision making, and conveying trustworthy motives while emphasizing law enforcement's role in the context of the larger criminal justice system.

(e) "Training gap" means identified behavioral or performance deficiencies caused by a lack of skill or knowledge.

(7) The unexpended funds appropriated in part 1 for bias and de-escalation training are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 bias and de-escalation training for law enforcement officers.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$35,000,000.00.

(d) The tentative completion date is September 30, 2026." and renumbering the remaining sections accordingly.

22. Amend page 23, line 24 after "community" by inserting "oriented".

23. Amend page 23, line 28, after "community" by inserting "oriented".

24. Amend page 23, line 28, after "programs" by inserting a comma and "to assist public safety departments with changing practices and redesigning structures and services, and to implement community violence intervention strategies, which address students' social, emotional, mental health, and academic development and are important in the context of the disproportionate impact of the COVID-19 pandemic on underserved groups of students, students from low-income families, students of color, students with disabilities, English learners, students experiencing homelessness, children and youth in foster care, migratory students, and children who are incarcerated".

25. Amend page 24, line 4, after "community" by inserting "oriented".

26. Amend page 24, line 6, after "awards." by inserting:

"Grants provided to local public safety departments should be in an amount of \$500,000.00 per award and must be used for purposes in the following areas:

(a) Use of force.

(b) Officer accountability and wellness.

(c) Disparate enforcement and treatment.

(d) Re-imagining public safety.

- (e) Truth and reconciliation efforts.
- (f) Community outreach and engagement.
- (g) Community violence intervention."

27. Amend page 24, line 7 after "community" by inserting "oriented".

28. Amend page 24, line 15, after "community" by inserting "oriented".

29. Amend page 24, line 18, after "is" by striking out "\$5,000,000.00" and inserting "\$25,000,000.00".

30. Amend page 24, following line 19, by inserting:

"(3) As used in this section, "local public safety department" means a public safety department at the county, city, village, or township level."

31. Amend page 25, following line 6, by inserting:

"Sec. 416. (1) Funds appropriated in part 1 for jail diversion grant program must be distributed by the Michigan commission on law enforcement standards and the department of state police, through a grant program, to local units of government to establish or expand behavioral health jail diversion programs in coordination between community agencies and law enforcement agencies.

(2) Priority must be given to local units of government in counties without an urbanized area of at least 50,000 people and to programs that adhere to best practices.

(3) Each local unit of government receiving a grant under this section must provide a copy of a memorandum of understanding between the involved community agencies and law enforcement agencies that delineates how the agencies will be coordinated.

(4) The Michigan commission on law enforcement standards and the department must create an application process with selection criteria for grants and a grant dispersal process. The Michigan commission on law enforcement standards and the department must post the application process, selection criteria, and grant dispersal process on the department's website.

(5) The Michigan commission on law enforcement standards and the department must seek federal authority as outlined under section 9813 of the American rescue plan act of 2021, Public Law 117-2, to utilize enhanced federal Medicaid matching funds for the operation of eligible programs receiving grants under this section as long as that funding is available.

(6) Each year, a local unit of government that receives a grant under this section must cooperate with an organization, selected by the department, to describe and evaluate the activities and results of the local unit of government related to grant dollars disbursed under this section. The Michigan commission on law enforcement standards and the department may utilize a portion of funding appropriated to the jail diversion fund to contract with an independent organization to fulfill this requirement.

(7) The evaluating organization must determine the specific metrics required in the report and notify the local units of government at the time of the first grant disbursement.

(8) Not later than September 30, 2022 the Michigan commission on law enforcement standards and the department must compile and submit an annual report to the senate and house appropriations subcommittees on state police, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office, and publish a copy of the report on its internet website. The report must contain all of the following for the immediately preceding fiscal year:

(a) The name of each local unit of government that received a grant and the total amount of the grant.

(b) Details about any subgrant disbursed by each local unit of government that received a grant under this section.

(c) An analysis of the activities undertaken by grant recipients as part of their project.
(d) An appropriate summary of metrics reported by grant recipients.
(9) The responsibilities of the Michigan commission on law enforcement standards and the department under this section include all of the following:

(a) Create the jail diversion grant program, review grant applications, and distribute grants.

(b) Determine appropriate staffing and resource allocation for grant review, administration, and other duties.

(c) Manage external evaluation and ensure that metrics are collected by grant recipients in order to determine program results and inform best practices.

(d) Provide technical assistance and coordination and facilitate sharing of best practices among grant recipients.

(10) The unexpended funds appropriated in part 1 for jail diversion grant program are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 establish or expand behavioral health jail diversion programs in coordination between community agencies and law enforcement agencies.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

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

(d) The tentative completion date is September 30, 2026." and renumbering the remaining sections accordingly.

32. Amend page 27, following line 19, by inserting:

"Sec. 419. (1) Funds appropriated in part 1 for Michigan commission on law enforcement standards advocates and leaders for police and community trust must be used by the Michigan commission on law enforcement standards to support the advocates and leaders for police and community trust initiative within the department of civil rights.

(2) The unexpended funds appropriated in part 1 for Michigan commission on law enforcement standards advocates and leaders for police and community trust are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 support the advocates and leaders for police and community trust initiative within the department of civil rights.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$2,000,000.00.

(d) The tentative completion date is September 30, 2026." and renumbering remaining sections accordingly.

33. Amend page 31, following line 26, by inserting:

"Sec. 424. (1) Funds appropriated in part 1 for officer misconduct registry must be used to create and maintain an officer misconduct registry, which must contain the name of any officer terminated for on-the-job misconduct and a description of the nature of the misconduct. The officer misconduct registry must be accessible to all public safety departments in this state.

(2) The unexpended funds appropriated in part 1 for officer misconduct registry are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 create and maintain an officer misconduct registry.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$7,500,000.00.

(d) The tentative completion date is September 30, 2026." and renumbering remaining sections accordingly.

Representative Weiss moved to adopt the amendments to HB 5522 (H-3). The motion did not prevail 10-16-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink.

Pass: None.

Representative O'Neal offered the following amendments to HB 5522 (H-3):

1. Amend page 5, following line 17, by inserting:

"ARP – police officers to combat violent crime 15,000,000".

2. Amend page 5, following line 25, by inserting:

"Homeownership incentives for police officers 10,000,000".

3. Amend page 6, line 17, after "fund" by striking out "105,250,000" and inserting "120,250,000" and adjusting the subtotals, totals, and section 201 accordingly.

4. Amend page 18, following line 14, by inserting:

"Sec. 406. (1) Funds appropriated in part 1 for ARP – police officers to combat violent crime must be distributed by the Michigan commission on law enforcement standards and the department of state police to local public safety departments, through a competitive grant program, to be used to hire additional police officers to combat violent crime in areas of the state that have experienced an increase in gun violence and an increase in violent crime.

(2) The unexpended funds appropriated in part 1 for ARP - police officers to combat violent crime are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 hire additional police officers to combat violent crime in areas of the state that have experienced an increase in gun violence and an increase in violent crime.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$15,000,000.00.

(d) The tentative completion date is September 30, 2026." and renumbering the remaining sections accordingly.

5. Amend page 25, following line 6, by inserting:

"Sec. 415. (1) Funds appropriated in part 1 for homeownership incentives for police officers must be distributed by the Michigan commission on law enforcement standards and the department of state police to local public safety departments, through a grant program, to offer down payment assistance grants to police officers pursuing homeownership. Down payment assistance grants must be capped at 5% of the purchase price of the home, up to a maximum amount of \$10,000.00 per grant.

(2) The unexpended funds appropriated in part 1 for homeownership incentives for police officers are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 offer down payment assistance grants to police officers pursuing homeownership.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

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

(d) The tentative completion date is September 30, 2026." and renumbering remaining sections accordingly.

Representative O'Neal moved to adopt the amendments to HB 5522 (H-3). The motion did not prevail 10-16-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink.

Pass: None.

Representative Sabo offered the following amendments to HB 5522 (H-3):

1. Amend page 7, following line 6, by inserting:

"ARP – Michigan only license for EMS	5,000,000
ARP – paramedic training grants	60,000,000
Automatic chest compression device grants	25,000,000"

2. Amend page 7, line 8, after "programs" by striking out "5,000,000" and inserting "10,000,000".

3. Amend page 7, line 10, after "marketing" by striking out "2,000,000" and inserting "5,000,000"

4. Amend page 7, following line 13, by inserting:

"Second set of fire gear initiative	75,000,000
Smoke alarm grants	2,500,000".

5. Amend page 7, line 17, after "fund" by striking out "5,000,000" and inserting "70,000,000" and adjusting the subtotals, totals, and section 201 accordingly.

6. Amend page 31, following line 18, by inserting:

"Sec. 452. (1) Funds appropriated in part 1 for ARP – Michigan only license for EMS must be distributed by the department of treasury, through a grant program, to local units to address the critical shortage of medical first responders in this state by establishing a Michigan only license option for medical first responders. Grant funding must be used to create greater access to training and recruitment of medical first responders. Grant funding

must be used to train, certify, and hire potential EMS students for employment in the field. This program would serve in conjunction with the National Registry program.

(2) The unexpended funds appropriated in part 1 for ARP – Michigan only license for EMS are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 address the critical shortage of medical first responders in this state by establishing a Michigan only license option for medical first responders.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

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

(d) The tentative completion date is September 30, 2026.

Sec. 453. (1) Funds appropriated in part 1 for ARP – paramedic training grants must be distributed by the department of treasury, through a grant program, to local units to establish a scholarship program for high school students that want to become paramedics to address the critical shortage of paramedics in this state. Grant funding must be used to train, certify, and hire potential paramedic students for employment in the field.

(2) The unexpended funds appropriated in part 1 for ARP – paramedic training grants are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 establish a scholarship program for high school students that want to become paramedics to address the critical shortage of paramedics in this state.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$60,000,000.00.

(d) The tentative completion date is September 30, 2026.

Sec. 454. (1) Funds appropriated in part 1 for automatic chest compression device grants must be distributed by the department of treasury to local units, through a competitive grant process, to assist fire departments with purchasing automatic chest compression devices.

(2) The unexpended funds appropriated in part 1 for automatic chest compression device grants are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 assist fire departments with purchasing automatic chest compression devices.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$25,000,000.00.

(d) The tentative completion date is September 30, 2026." and renumbering the remaining sections accordingly.

7. Amend page 41, following line 24, by inserting:

"Sec. 460. (1) Funds appropriated in part 1 for second set of fire gear initiative must be distributed by the department of treasury to local units, through a competitive grant process, to assist fire departments with purchasing a second set of fire gear for fire fighters so they can have two sets of gear. The purpose of two sets of gear is to allow fire fighters to rotate their gear, allowing them to have one set that is always clean and free of harmful toxins.

(2) The unexpended funds appropriated in part 1 for second set of fire gear initiative are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 assist fire departments with purchasing a second set of fire gear for fire fighters so they can have two sets of gear.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

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

(d) The tentative completion date is September 30, 2026.

Sec. 461. (1) Funds appropriated in part 1 for smoke alarm grants must be distributed by the department of treasury to local units, through a competitive grant process, to be used to assist fire departments with purchasing smoke alarms and ensuring homes in this state are equipped with smoke alarms.

(2) Funds appropriated in part 1 for smoke alarm grants are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 assist fire departments with purchasing smoke alarms for homes in this state.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$2,500,000.00.

(d) The tentative completion date is September 30, 2026."

Representative Sabo moved to adopt the amendments to HB 5522 (H-3). The motion did not prevail 10-15-1:

UNFAVORABLE ROLL CALL

Yeas: Reps. Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink.

Pass: Rep. Yaroach.

At 9:34 AM, the Chair laid the committee at ease.

At 9:35 AM, the Chair called the committee back to order.

Representative Brabec offered the following amendments to HB 5522 (H-3):

1. Amend page 4, following line 23, by inserting:

"Sec. 105. JUDICIARY

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$ 5,000,000
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ 5,000,000
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	\$ 5,000,000

(2) ONE-TIME APPROPRIATIONS

Human trafficking pilot program	5,000,000
GROSS APPROPRIATION	\$ 5,000,000

Appropriated from:

State general fund/general purpose	\$ 5,000,000"
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adjusting the subtotals, totals, and section 201 accordingly, and renumbering the remaining sections.

2. Amend page 14, following line 21, by inserting:

"JUDICIARY

Sec. 375. (1) Funding appropriated in part 1 for human trafficking pilot project shall be used to establish a pilot project in existing drug treatment courts and/or mental health courts that focuses on providing services for victims of human trafficking. The pilot project shall be located in courts that are in or near cities with the highest number of human trafficking cases. Initially, the pilot project must serve Detroit, Grand Rapids, Ann Arbor, Kalamazoo, and Mackinac Island.

(2) Funding shall be used to provide comprehensive referral services to victims of human trafficking. Referral services must be focused on the physical, mental, and economic needs of victims, and must include, but not be limited to, legal help, crime victim compensation, medical help, food, shelter, clothing and goods, education services, job training programs, transportation, and any other assistance needed by victims.

(3) The unexpended funds appropriated in part 1 for human trafficking pilot project are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 establish a pilot project in existing drug treatment courts and/or mental health courts that focuses on providing services for victims of human trafficking.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

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

(d) The tentative completion date is September 30, 2026."

Representative Brabec moved to adopt the amendments to HB 5522 (H-3). The motion did

not prevail 10-16-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink.

Pass: None.

Representative Thanedar offered the following amendments to HB 5522 (H-3):

1. Amend page 5, line 12, after "programs" by striking out "3,750,000" and inserting "7,250,000".

2. Amend page 5, following line 13, by inserting:
"ARP – gun case backlog 2,000,000".

3. Amend page 6, line 17, after "fund" by striking out "105,250,000" and inserting "110,750,000" and adjusting the subtotals, totals, and section 201 accordingly.

4. Amend page 8, line 20, after "205." by inserting "(1)".

5. Amend page 8, following line 23, by inserting:

"(2) Rules and regulations include, but are not limited to, the following categorical recipient limitations for funding eligibility:

(a) Individuals who experienced economic harm or negative economic impacts as a result the COVID-19 pandemic.

(b) Communities that experienced an increase in violence as a result of the COVID-19 pandemic.

(c) Communities that experienced an increase in gun violence as a result of the COVID-19 pandemic.

(d) Communities that experienced increased difficulty in accessing or providing services to respond to or mitigate the effects of violence resulting from the COVID-19 pandemic.

(3) Rules and regulations generally limit awards granted from funds appropriated in part 1 to amounts that are related and reasonably proportional to the extent and type of harm experienced as a result of the COVID-19 pandemic."

6. Amend page 9, line 29, after "(1)" by striking "Funds" and inserting "It is the intent of the legislature that the funds".

7. Amend page 10, line 1, after "college" by striking "must".

8. Amend page 10, line 4, after "department." by inserting "The civil service commission must approve a letter of understanding between the office of the state employer and the Michigan corrections organization that specifies the terms of the agreement to pay for up to 15 college credit hours for new and current corrections officers."

9. Amend page 10, line 20, after "(1)" by striking "Funds" and inserting "It is the intent of the legislature that the funds".

10. Amend page 10, line 21, after "bonuses" by striking "must".

11. Amend page 10, line 26, after "months." by inserting "The civil service commission must approve a letter of understanding between the office of the state employer and the Michigan corrections organization that specifies the terms of the agreement to grant signing bonuses for new corrections officers."

12. Amend page 12, line 5, after "(1)" by striking "Funds" and inserting "It is the intent of the legislature that the funds".

13. Amend page 12, line 6, after "bonuses" by striking "must".

14. Amend page 12, line 8, after "officers." by inserting "The civil service commission must approve a letter of understanding between the office of the state employer and the Michigan corrections organization that specifies the terms of the agreement to grant retention bonuses for current corrections officers.".

15. Amend page 13, line 17, after "1," by inserting "it is the intent of the legislature that".

16. Amend page 13, line 18, after "corrections" by striking "must".

17. Amend page 13, line 20, after "2021." by inserting "The civil service commission must approve a letter of understanding between the office of the state employer and the Michigan corrections organization that specifies the terms of the agreement to credit 80 hours of leave time to corrections officers.".

18. Amend page 14, line 28, after "programs." by inserting "From the funds appropriated, \$3,500,000.00 must be allocated to a city with a population between 700,000 and 720,000 according to the 2010 federal decennial census.".

19. Amend page 15, line 12, after "is" by striking out "\$3,750,000.00" and inserting "\$7,250,000.00".

20. Amend page 16, following line 9, by inserting:

"Sec. 403. (1) Funds appropriated in part 1 for ARP – gun case backlog must be used in a county with a population of between 1,815,000 and 1,825,000 according to the 2010 federal decennial census to address that county's backlog of circuit court cases due to delays in court hearings resulting from the COVID-19 pandemic. Funding must be used for prosecutors to handle the cases and for juror selections to be made for felony gun cases expected to go to jury trials.

(2) The unexpended funds appropriated in part 1 for ARP – gun case backlog are designated as a work project appropriation. Unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditures 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 address the backlog of circuit court cases due to delays in court hearings resulting from the COVID-19 pandemic.

(b) The project will be accomplished by utilizing state employees, contracts with vendors, or local partners.

(c) The estimated cost of the project is \$2,000,000.00.

(d) The tentative completion date is September 30, 2026." and renumbering remaining sections accordingly.

Representative Thanedar moved to adopt the amendments to HB 5522 (H-3). The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: None.

Pass: None.

Representative Yaroch moved to report House Bill No. 5522 as amended, as substitute (H-5). The motion prevailed 26-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Albert, Whiteford, Allor, Brann, Frederick, Hornberger, VanSingel, Yaroch, Glenn, Lightner, Maddock, Slagh, VanWoerkom, Beson, Borton, Fink, Tate, Peterson, Sabo, Hood, Cynthia Johnson, Brabec, O'Neal, Steckloff, Thanedar, Weiss.

Nays: None.

Pass: None.

The Chair laid a presentation on COVID Early Treatment and Prevention before the committee.

Adam Carlson, Senior Vice President at the Michigan Health and Hospital Association, Dr. Michael McKenna (MD) Chief Medical Officer at McLaren Health System, Ane McNeil, Chief Human Resources Officer for Trinity Health Michigan, Chad Tuttle, SVP, Hospital and Post-Acute Operations -- Spectrum Health West Michigan, all testified together on the current health situation in the state of Michigan.

Richie Farren, representing the Health Care Association of Michigan, testified before the committee on nursing facility situation before the state of Michigan.

Melissa Siefert, Linda Cunningham, and Lisa Dedden Cooper, all representing the AARP, testified before the committee on the association proposals to help the older adults in the state of Michigan.

Bob Stein, representing the Michigan Assisted Living Association, testified before the committee on the request of the association.

Phillip Bergquist, representing the Michigan Primary Care Association, testified before the committee on the current health situation before the state of Michigan.

Representative Whiteford moved to excuse Representatives Bollin, Hammoud and Tyrone Carter from the meeting. There being no objection the motion prevailed by unanimous consent.

There being no further business before the committee, Chair Albert adjourned the meeting at 10:32 AM.

Representative Thomas Albert, Chair

Angie Lake
Acting Committee Clerk
alake@house.mi.gov