



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY
REP. GRAHAM FILLER
CHAIR

COMMITTEE MEETING MINUTES

Wednesday, June 3, 2020 10:30 PM Room 519, House Office Building

The House Standing Committee on Judiciary was called to order by Chair Filler.

The Chair requested attendance be called:

Present: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Absent/Excused: None.

Representative Howell moved to adopt the meeting minutes from May 27, 2020. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5153 before the committee:

HB 5153 (Rep. Glenn)

A bill to amend 1982 PA 250, entitled "Child abuse and neglect prevention act," by amending section 2 (MCL 722.602), as amended by 2018 PA 60.

Representative Glenn testified in support of HB 5153. Questions and discussion followed.

The Chair laid HB 5795 before the committee:

HB 5795 (Rep. Filler)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 2502 (MCL 700.2502) and by adding section 2504a.

Chairman Filler testified in support of HB 5795. Questions and discussion followed.

Ken Friedman, representing Legal Zoom, testified in support of HB 5795. Questions and discussion followed.

The Chair laid HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804 before the committee:

- HB 5684 (Rep. Cherry) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 82105, 82113, 82114, and 82119 (MCL 324.82105, 324.82113, 324.82114, and 324.82119), sections 82105 and 82114 as amended by 2012 PA 28, section 82113 as amended by 1998 PA 297, and section 82119 as amended by 2005 PA 307.
- HB 5685 (Rep. Sneller) A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 215, 226a, 233, 234, 243, and 907 (MCL 257.215, 257.226a, 257.233, 257.234, 257.243, and 257.907), section 226a as amended by 2006 PA 516, section 233 as amended by 2014 PA 290, section 234 as amended by 2002 PA 552, section 243 as amended by 1989 PA 299, and section 907 as amended by 2015 PA 126.
- HB 5686 (Rep. Glenn) A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 802 and 907 (MCL 257.802 and 257.907), section 802 as amended by 2019 PA 88 and section 907 as amended by 2015 PA 126.
- HB 5687 (Rep. LaFave) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80141 (MCL 324.80141), as amended by 2018 PA 400.
- HB 5688 (Rep. LaGrand) A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 255, 256, and 907 (MCL 257.255, 257.256, and 257.907), section 255 as amended by 2018 PA 64, section 256 as amended by 1987 PA 34, and section 907 as amended by 2015 PA 126.
- HB 5689 (Rep. LaFave) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 82120 and 82126 (MCL 324.82120 and 324.82126), section 82120 as added by 1995 PA 58 and section 82126 as amended by 2008 PA 399.
- HB 5690 (Rep. LaGrand) A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 306 (MCL 257.306), as amended by 2015 PA 11.
- HB 5691 (Rep. Filler) A bill to amend 1949 PA 300, entitled "Michigan

vehicle code," by amending sections 244 and 907 (MCL 257.244 and 257.907), section 244 as amended by 2013 PA 231 and section 907 as amended by 2015 PA 126.

HB 5692 (Rep. Markkanen)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 82122 and 82123 (MCL 324.82122 and 324.82123), as added by 1995 PA 58.

HB 5693 (Rep. LaFave)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 81122 (MCL 324.81122), as amended by 2013 PA 119.

HB 5694 (Rep. Johnson)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43560 (MCL 324.43560), as added by 1995 PA 57.

HB 5695 (Rep. Mueller)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 48738 (MCL 324.48738), as amended by 2014 PA 541.

HB 5696 (Rep. Peterson)

A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending section 15 (MCL 207.225).

HB 5697 (Rep. Howell)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40118 and 43558 (MCL 324.40118 and 324.43558), section 40118 as amended by 2017 PA 124 and section 43558 as amended by 2013 PA 108.

HB 5698 (Rep. Bolden)

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 801e and 907 (MCL 257.801e and 257.907), section 801e as amended by 1983 PA 91 and section 907 as amended by 2015 PA 126.

HB 5699 (Rep. Yancey)

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 311 and 907 (MCL 257.311 and 257.907), section 311 as amended by 1983 PA 63 and section 907 as amended by 2015 PA 126.

HB 5802 (Rep. Mueller)

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 317, 904, and 907 (MCL 257.317, 257.904, and 257.907),

section 317 as amended by 2018 PA 566, section 904 as amended by 2018 PA 212, and section 907 as amended by 2015 PA 126.

HB 5803 (Rep. Bolden)

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16a of chapter IX (MCL 769.16a), as amended by 2008 PA 508.

HB 5804 (Rep. Howell)

A bill to amend 1925 PA 289, entitled "An act to create and maintain a fingerprint identification and criminal history records division within the department of state police; to require peace officers, persons in charge of certain institutions, and others to make reports respecting juvenile offenses, crimes, and criminals to the state police; to require the fingerprinting of an accused by certain persons; and to provide penalties and remedies for a violation of this act," by amending section 3 (MCL 28.243), as amended by 2018 PA 67.

Chairman Filler testified in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804.

Representative LaGrand testified in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804.

Representative Glenn testified in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804.

Representative Mueller testified in support of HB 5802. Questions and discussion followed.

Representative Yancey testified in support of HB 5699. Questions and discussion followed.

Sgt. Chris Gerard, representing the Michigan State Police, testified in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804. Questions and discussion followed.

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan, testified in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804.

Tom Boyd, representing the State Court Administrative Office, testified in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and

HB 5804. Questions and discussion followed.

The following people submitted a card in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804, but did not wish to speak:

John Cooper, representing Safe and Just Michigan.

Noah Smith, representing the Criminal Defense Attorneys of Michigan.

Kimberly Buddin, representing the American Civil Liberties Union of Michigan.

The following people submitted a card with a neutral position on HB 5696, but did not wish to speak:

Rachel Richards, representing the Michigan Department of Treasury.

The following people submitted a card in support of HB 5802, HB 5803 and HB 5804, but did not wish to speak:

Alex Rossman, representing the Michigan League for Public Policy.

The following people submitted a card in support of HB 5684, HB 5687, HB 5689, HB 5692, HB 5693, HB 5694, HB 5695 and HB 5697, but did not wish to speak:

Craig Burnett, representing the Michigan Department of Natural Resources.

The following people submitted a card in support of HB 5687, but did not wish to speak:

Bret Marr, representing the Michigan Boating Industries Association.

The following people submitted a card in support of HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804, but due to the time constraints were unable to speak:

Tyler Koteskey, representing Americans for Prosperity.

Michael Van Beek, representing the The Mackinac Center.

The following people submitted a card with no position on HB 5684, HB 5685, HB 5686, HB 5687, HB 5688, HB 5689, HB 5690, HB 5691, HB 5692, HB 5693, HB 5694, HB 5695, HB 5696, HB 5697, HB 5698, HB 5699, HB 5802, HB 5803 and HB 5804, but due to the time constraints were unable to speak:

Jim Miller, representing the Michigan Sheriffs' Association.

Dan Pfannes, representing the Michigan Association of Chiefs of Police.

The following people submitted a card with a neutral positions on HB 5802, HB 5803 and HB 5804, but due to the time constraints were unable to speak:

Erin Keith and Geoffrey Leonard, representing the Detroit Justice Center.

The following people submitted a card in support of HB 5802, but due to the time constraints were unable to speak:

Kamal Lukata Anderson, representing himself.

Jayesh Patel, representing Street Democracy.

There being no further business before the committee, Rep. Graham Filler adjourned the meeting at 11:28 AM.

Representative Graham Filler, Chair

Melissa Sweet

Committee Clerk

msweet@house.mi.gov