



HOUSE OF REPRESENTATIVES

COMMITTEE ON REGULATORY REFORM

REP. MICHAEL WEBBER

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, September 16, 2020 12:00 PM Room 352, House Appropriations,
State Capitol Building

The House Committee on Regulatory Reform was called to order by the Chair Webber.

The Chair requested attendance be called:

Present: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Absent: Rep. Jones.

Excused: Rep. Jones.

At 12:06 PM, the Chair laid the committee at ease.

At 12:11 PM, the Chair called the committee back to order.

Representative Berman moved to adopt the meeting minutes from September 10, 2020. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 6190 before the committee:

HB 6190 (Rep. Webber)

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 12521, 12522, 12523, 12524, 12525, 12526, 12527, 12527a, 12528, 12529, 12530, 12531, 12531a, 12532, 12533, and 12534 (MCL 333.12521, 333.12522, 333.12523, 333.12524, 333.12525, 333.12526, 333.12527, 333.12527a, 333.12528, 333.12529, 333.12530, 333.12531, 333.12531a, 333.12532, 333.12533, and 333.12534), sections 12521, 12527, 12527a, 12528, 12529, and 12532 as amended by 2004 PA 408, section 12522 as amended by 2014 PA 430, section 12525 as amended by 1980 PA 522, section 12531a as

added by 1989 PA 153, and section 12533 as amended by 1989 PA 153.

The following people submitted a card in opposition to HB 6190, but did not wish to speak:
Travis Boeskool, representing the Michigan Department of Environment, Great Lakes & Energy..

Representative Filler moved to refer House Bill No. 6190 to the Committee on Ways and Means. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

The Chair laid HB 6191 before the committee:

HB 6191 (Rep. Sheppard)	A bill to amend 1950 (Ex Sess) PA 27, entitled "Motor vehicle sales finance act," by amending sections 2, 13, and 18 (MCL 492.102, 492.113, and 492.118), section 2 as amended by 2013 PA 16, section 13 as amended by 2009 PA 231, and section 18 as amended by 2002 PA 699.
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Representative Wendzel moved to adopt substitute (H-1) to HB 6191. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

Representative Wendzel moved to refer House Bill No. 6191 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

The Chair laid HB 5897 before the committee:

HB 5897 (Rep. Gay-Dagnogo)	A bill to amend 2011 PA 256, entitled "Michigan fireworks safety act," by amending section 7 (MCL 28.457), as amended by 2018 PA 635.
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Representative Chirkun moved to refer House Bill No. 5897 to the Committee on Ways and

Means. The motion prevailed 10-1-3:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun.

Nays: Rep. Liberati.

Pass: Reps. Cambensy, Garza, Cynthia Neeley.

The Chair laid SB 897 before the committee:

SB 897	(Sen. LaSata)	A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 536 (MCL 436.1536), as amended by 2019 PA 131.
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Representative Wendzel moved to adopt substitute (H-1) to SB 897. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

The following people submitted a card in opposition to SB 897, but did not wish to speak:
Juan Escareno, representing the Midwest Independent Retailers Association..

Representative Wendzel moved to refer Senate Bill No. 897 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

The Chair laid SB 779 before the committee:

SB 779	(Sen. McBroom)	A bill to amend 1976 IL 1, entitled "A petition to initiate legislation to provide for the use of returnable containers for soft drinks, soda water, carbonated natural or mineral water, other nonalcoholic carbonated drink, and for beer, ale, or other malt drink of whatever alcoholic content, and for certain other beverage containers; to provide for the use of unredeemed bottle deposits; to prescribe the powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies," by amending sections 3a, 3b, and 3c (MCL 445.573a, 445.573b, and 445.573c), section 3a as added by 1989 PA 148,
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section 3b as amended by 1998 PA 473, and
section 3c as amended by 1996 PA 384.

Spencer Nevins, representing the Michigan Beer & Wine Wholesalers, testified in support of SB 779.

Representative Cambensy moved to refer Senate Bill No. 779 to the Committee on Ways and Means. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

The Chair laid SB 659 before the committee:

SB 659	(Sen. MacGregor)	A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 248l (MCL 257.248l), as added by 2018 PA 420.
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Representative Crawford moved to adopt substitute (H-1) to SB 659. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

Representative Crawford moved to refer Senate Bill No. 659 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

The Chair laid HB 4213 before the committee:

HB 4213	(Rep. Berman)	A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 1114 (MCL 436.2114), as amended by 2011 PA 27 and by adding section 1116.
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Representative Berman, representing the explained changes in substitute, testified in support of HB 4213.

Representative Berman moved to adopt substitute (H-1) to HB 4213. The motion prevailed

14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

The following people submitted a card in opposition to HB 4213, but did not wish to speak:

Ruth Schwendinger, representing the Huron County Recovery and Prevention Roundtable..

Mike Tobias, representing the Michigan Alcohol Policy Promoting Health and Safety..

Bill Amundsen, representing the Michigan Council on Alcohol Problems..

Representative Berman moved to refer House Bill No. 4213 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 11-3-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Hoitenga, Filler, Wendzel, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: Reps. Frederick, Hall, Chirkun.

Pass: None.

At 12:35 PM, the Chair laid the committee at ease.

At 12:40 PM, the Chair called the committee back to order.

The Chair laid SB 781, SB 782, SB 784, SB 785, SB 786 and SB 783 before the committee:

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| SB 781 | (Sen. Ananich) | A bill to amend 1993 PA 327, entitled "Tobacco products tax act," by amending sections 2, 6, 7, and 12 (MCL 205.422, 205.426, 205.427, and 205.432), section 2 as amended by 2012 PA 188, section 6 as amended by 1997 PA 187, section 7 as amended by 2016 PA 86, and section 12 as amended by 2018 PA 639. |
| SB 782 | (Sen. Bullock) | A bill to amend 1915 PA 31, entitled "Youth tobacco act," by amending the title and section 4 (MCL 722.644), as amended by 2019 PA 18, and by adding section 2d. |
| SB 784 | (Sen. Theis) | A bill to amend 1915 PA 31, entitled "Youth tobacco act," by amending section 1 (MCL 722.641), as amended by 2019 PA 18. |
| SB 785 | (Sen. Zorn) | A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 42b (MCL 750.42b), as added by 1992 PA 273. |
| SB 786 | (Sen. Wojno) | A bill to amend 1971 PA 79, entitled "Age of |

majority act of 1971," by amending section 3 (MCL 722.53).

SB 783 (Sen. Runestad)

A bill to amend 1915 PA 31, entitled "Youth tobacco act," (MCL 722.641 to 722.645) by adding section 1a.

The following people submitted a card in support of SB 781, SB 782, SB 784, SB 785 and SB 783, but did not wish to speak:

Jared Burkhart, representing the Keep MI Kids Tobacco Free Alliance..

The following people submitted a card with a neutral position on SB 781, SB 782, SB 784, SB 785, SB 786 and SB 783, but did not wish to speak:

Jake German, Dunaskiss Consulting, representing the Eric Curtis, Michigan Vape Shop Owners..

The following people submitted a card in support of SB 781, SB 782, SB 784, SB 785, SB 786 and SB 783, but did not wish to speak:

Dan Papineau, representing the Michigan Chamber..

Eric Rule, representing the Mr. E Liquid..

The following people submitted a card in opposition to SB 781, SB 782, SB 784, SB 785, SB 786 and SB 783, but did not wish to speak:

Paul Steiner, representing the Tobacco Free Michigan..

Bridget Melinn, representing the American Heart Association..

Andrew Schepers, representing the American Cancer Society Action Network..

Alice Betz, representing the Michigan Chapter of the American College of Cardiology..

Jodi Radke, representing the Campaign for Tobacco Free Kids..

Representative Hall moved to adopt substitute (H-1) to SB 781. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

Representative Filler moved to refer Senate Bill No. 781 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 9-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Crawford, Farrington, Frederick, Filler, Hall, Wendzel, Liberati, Cambensy.

Nays: None.

Pass: Reps. Berman, Hoitenga, Chirkun, Garza, Cynthia Neeley.

Representative Filler moved to adopt substitute (H-2) to SB 782. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

Representative Chirkun offered the following amendment to SB 782:

1. Amend page 6, line 19, by striking out all of subsection (8) and renumbering the remaining subsection.

Representative Chirkun moved to adopt the amendment to SB 782. The motion did not prevail 5-9-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel.

Pass: None.

Representative Filler moved to refer Senate Bill No. 782 to the Committee on Ways and Means, with recommendation as substitute (H-2). The motion prevailed 9-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Crawford, Farrington, Frederick, Filler, Hall, Wendzel, Liberati, Cambensy.

Nays: None.

Pass: Reps. Berman, Hoitenga, Chirkun, Garza, Cynthia Neeley.

Representative Filler moved to adopt substitute (H-1) to SB 783. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

Representative Crawford moved to refer Senate Bill No. 783 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 9-1-4:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Crawford, Farrington, Frederick, Filler, Hall, Wendzel, Liberati, Cambensy.

Nays: Rep. Chirkun.

Pass: Reps. Berman, Hoitenga, Garza, Cynthia Neeley.

Representative Hall moved to adopt substitute (H-1) to SB 784. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

Representative Garza offered the following amendment to SB 784:

1. Amend page 3, line 18, after "located" by striking out "may conduct" and inserting "must conduct at least 1".
2. Amend page 3, line 18, after "**compliance**" by striking out "**checks**" and inserting "**check**".

Representative Garza moved to adopt the amendment to SB 784. The motion did not prevail 5-9-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel.

Pass: None.

Representative Crawford moved to refer Senate Bill No. 784 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 9-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Crawford, Farrington, Frederick, Filler, Hall, Wendzel, Liberati, Cambensy.

Nays: None.

Pass: Reps. Berman, Hoitenga, Chirkun, Garza, Cynthia Neeley.

Representative Filler moved to refer Senate Bill No. 785 to the Committee on Ways and Means. The motion prevailed 9-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Crawford, Farrington, Frederick, Filler, Hall, Wendzel, Liberati, Cambensy.

Nays: None.

Pass: Reps. Berman, Hoitenga, Chirkun, Garza, Cynthia Neeley.

Representative Filler moved to refer Senate Bill No. 786 to the Committee on Ways and Means. The motion prevailed 9-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Crawford, Farrington, Frederick, Filler, Hall, Wendzel, Liberati, Cambensy.

Nays: None.

Pass: Reps. Berman, Hoitenga, Chirkun, Garza, Cynthia Neeley.

The Chair laid HB 4039 before the committee:

HB 4039 (Rep. Brann)

A bill to amend 1915 PA 31, entitled "Youth tobacco act," by amending the title and sections 1, 2a, and 4 (MCL 722.641, 722.642a, and 722.644), the title and sections 1 and 4 as amended by 2006 PA 236 and section 2a as added by 1992 PA 272, and by adding section 3a; and to repeal acts and parts of acts.

The following people submitted a card in opposition to HB 4039, but did not wish to speak:
Bridget Melinn, representing the American Heart Association..
Andrew Schepers, representing the American Cancer Society Action Network..

Representative Frederick moved to adopt substitute (H-1) to HB 4039. The motion prevailed 14-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: None.

Representative Frederick moved to refer House Bill No. 4039 to the Committee on Ways and Means, with recommendation as substitute (H-1). The motion prevailed 12-0-2:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Crawford, Farrington, Frederick, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza, Cynthia Neeley.

Nays: None.

Pass: Reps. Berman, Hoitenga.

The Chair laid HB 5486 before the committee:

HB 5486 (Rep. Brann)

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 502c (MCL 750.502c), as amended by 2015 PA 144.

Representative Brann and Tony Clementi, representing the Paws with a Cause, testified in support of HB 5486.

The Chair laid HB 6173 before the committee:

HB 6173 (Rep. Lightner)

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 3 (MCL 445.903), as amended by 2018 PA 211, and by adding section 3l.

Representative Lightener testified in support of HB 6173.

The Chair laid SB 691 before the committee:

SB 691 (Sen. Schmidt)

A bill to amend 1980 PA 299, entitled

"Occupational code," by amending section 1108 (MCL 339.1108), as amended by 2014 PA 136.

Senator Schmidt testified in support of SB 691.

Jeff Jensen, representing the State Barber Board of Examiners, testified in support of SB 691. Questions and discussion followed.

Representative Chirkun moved to excuse Representative Jones from the meeting. There being no objection the motion prevailed by unanimous consent.

There being no further business before the committee, Rep. Michael Webber adjourned the meeting at 1:23 PM.

Representative Michael Webber, Chair

Molly Wingrove
Committee Clerk
mwingrove@house.mi.gov

Date Adopted: December 1,
2020