



# HOUSE OF REPRESENTATIVES

## COMMITTEE ON CRIMINAL JUSTICE

REP. KARA HOPE

CHAIR

## COMMITTEE MEETING MINUTES

Tuesday, June 20, 2023

9:00 AM

Room 519, House Office Building

The House Committee on Criminal Justice was called to order by Chair Hope.

The Chair requested attendance be called:

Present: Reps. Hope, Andrews, Tyrone Carter, Breen, Young, Arbit, Dievendorf, Tsernoglou, Filler, Mueller, Harris, BeGole.

Absent: Rep. Bezotte.

Excused: Rep. Bezotte.

Representative Tsernoglou moved to adopt the meeting minutes from June 13, 2023. There being no objection, the motion prevailed by unanimous consent.

Chair Hope laid before the committee a presentation from the Michigan Association of Chiefs of Police (MACP). Robert Stevenson, Executive Director for MACP and Ron Wiles, Deputy Director for MACP, gave a presentation to the committee. Questions and discussion followed.

The Chair laid HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643 before the committee:

HB 4624 (Rep. Morse)

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 117a (MCL 400.117a), as amended by 2019 PA 114.

HB 4625 (Rep. Brenda Carter)

A bill to amend 1988 PA 13, entitled "Juvenile diversion act," by amending sections 2, 3, 6, and 9 (MCL 722.822, 722.823, 722.826, and 722.829), section 2 as amended by 2019 PA 101 and section 6 as amended by 1996 PA 137.

HB 4626 (Rep. Hope)

A bill to amend 1988 PA 13, entitled "Juvenile

diversion act," by amending sections 5 and 6 (MCL 722.825 and 722.826), as amended by 1996 PA 137.

HB 4627 (Rep. Tsernoglou)

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18 of chapter XIIA (MCL 712A.18), as amended by 2022 PA 209.

HB 4628 (Rep. Brabec)

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 2f of chapter XIIA (MCL 712A.2f), as added by 2016 PA 185.

HB 4629 (Rep. O'Neal)

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 15 and 16 of chapter XIIA (MCL 712A.15 and 712A.16), section 15 as amended by 2020 PA 389 and section 16 as amended by 2019 PA 102.

HB 4630 (Rep. Lightner)

A bill to amend 2013 PA 93, entitled "Michigan indigent defense commission act," by amending the title and sections 3, 5, 7, 9, 11, 13, 15, 17, 21, and 23 (MCL 780.983, 780.985, 780.987, 780.989, 780.991, 780.993, 780.995, 780.997, 780.1001, and 780.1003), section 3 as amended by 2019 PA 108, sections 5, 9, 11, 13, 15, and 17 as amended by 2018 PA 214, and section 7 as amended by 2018 PA 443.

HB 4631 (Rep. Lightner)

A bill to amend 1978 PA 620, entitled "Appellate defender act," by amending the title and sections 2, 4, 6, and 7 (MCL 780.712, 780.714, 780.716, and 780.717) and by adding sections 1a and 8a.

HB 4632 (Rep. Mueller)

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 117k.

HB 4633 (Rep. Breen)

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 2d, 2f, and 4 of chapter XIIA (MCL 712A.2d, 712A.2f, and 712A.4), section 2d as amended by 2020 PA 389, section 2f as added by 2016 PA 185, and section 4 as amended by 1996 PA 409.

HB 4634 (Rep. Hope)

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 2f, 18, 28, and 29 (MCL 712A.2f, 712A.18, 712A.28, and 712A.29), section 2f as added by 2016 PA 185, section 18 as amended by 2022 PA 209, section 28 as amended by 2020 PA 362, and section 29 as amended by 2003 PA 74, and by adding section

29a to chapter XIIA; and to repeal acts and parts of acts.

HB 4635 (Rep. Andrews)

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending section 6 (MCL 28.176), as amended by 2018 PA 310.

HB 4636 (Rep. Dievendorf)

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4803 (MCL 600.4803), as amended by 1996 PA 374.

HB 4637 (Rep. Glanville)

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1 of chapter IX (MCL 769.1), as amended by 1999 PA 87.

HB 4638 (Rep. Hoskins)

A bill to amend 1994 PA 204, entitled "The children's ombudsman act," by amending the title and sections 1, 2, 3, 4, 5, 5a, 6, 7, 8, 9, 10, 11, and 12 (MCL 722.921, 722.922, 722.923, 722.924, 722.925, 722.925a, 722.926, 722.927, 722.928, 722.929, 722.930, 722.931, and 722.932), the title and sections 3, 5, and 11 as amended by 2004 PA 560, sections 2 and 6 as amended by 2020 PA 186, sections 4 and 10 as amended by 2014 PA 243, section 5a as amended by 2014 PA 455, sections 7 and 8 as amended by 2013 PA 38, and section 9 as amended by 2020 PA 185.

HB 4639 (Rep. Edwards)

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 115m (MCL 400.115m), as amended by 2014 PA 308.

HB 4640 (Rep. Wilson)

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 67 and 68 of chapter X and section 19b of chapter XIIA (MCL 710.67, 710.68, and 712A.19b), section 67 of chapter X as amended by 1994 PA 373, section 68 of chapter X as amended by 2012 PA 385, and section 19b of chapter XIIA as amended by 2018 PA 58.

HB 4641 (Rep. Arbit)

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending sections 5a and 10 (MCL 722.115a and

722.120), section 5a as added by 1994 PA 205 and section 10 as amended by 2022 PA 69.

HB 4642 (Rep. Grant)

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 7, 7b, and 7k (MCL 722.627, 722.627b, and 722.627k), section 7 as amended by 2022 PA 68, section 7b as amended by 2011 PA 89, and section 7k as added by 2011 PA 67.

HB 4643 (Rep. McKinney)

A bill to amend 1994 PA 203, entitled "Foster care and adoption services act," by amending sections 5, 8a, 8b, and 8d (MCL 722.955, 722.958a, 722.958b, and 722.958d), section 8a as added by 2014 PA 524, section 8b as added by 2018 PA 489, and section 8d as added by 2018 PA 632.

At 9:27 AM, the Chair laid the committee at ease.

At 9:28 AM, Majority Vice Chair Andrews called the committee back to order.

Chair Hope and Representative Lightner testified in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643. Questions and discussion followed.

At 9:39 AM, Majority Vice Chair Andrews laid the committee at ease.

At 9:40 AM, the Chair called the committee back to order.

Chief Justice Elizabeth Clement testified in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643. Questions and discussion followed.

Judge Dorene S. Allen, representing the Michigan Probate Judges Association, testified in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643. Questions and discussion followed.

Amanda Pollard, representing the Michigan Association for Family Court Administrators, testified in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643. Questions and discussion followed.

Cole Williams, representing The Delta Project, testified in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643. Questions and discussion followed.

Michael McKissic, representing the Mikey23 Foundation, testified in support of HB 4634.

Questions and discussion followed.

Karen McDonald, Oakland County Prosecutor, representing the Prosecuting Attorneys Association of Michigan, testified in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643.

The following people submitted a card in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4632, HB 4633, HB 4634, HB 4635, HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642 and HB 4643, but did not wish to speak:

Samantha Gibson, representing the Michigan Association of Counties.

Jonathan Sacks, representing the State Appellate Defender Office.

Anne Kuhnen, representing the Michigan League for Public Policy.

John Cooper, representing Safe and Just Michigan.

Noah Smith, representing the Criminal Defense Attorneys of Michigan.

The following person submitted a card in support of HB 4624, HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4631, HB 4634, HB 4635, HB 4636 and HB 4637, but did not wish to speak:

Nathan Triplett, representing the State Bar of Michigan.

The following person submitted a card in support of HB 4634, HB 4635, HB 4636 and HB 4637, but did not wish to speak:

Tom Hickson, representing the Michigan Catholic Conference.

The following person submitted a card in support of HB 4638, but did not wish to speak:

Ryan Speidel, representing the Office of Children's Ombudsman.

The following person submitted a card in opposition to HB 4625, but did not wish to speak:

Stephanie Johnson, representing the Michigan Association of Chiefs of Police.

The Chair laid HB 4520 and HB 4521 before the committee:

HB 4520 (Rep. Mueller)

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 81 and 81a (MCL 750.81 and 750.81a), section 81 as amended by 2016 PA 87 and section 81a as amended by 2012 PA 366.

HB 4521 (Rep. Breen)

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 82 (MCL 750.82), as amended by 1994 PA 158.

The following people submitted a card in support of HB 4520 and HB 4521, but did not wish to speak:

John Shaski, representing Sparrow Health System.

Kevin McKinney, representing the Michigan Osteopathic Association.

Representative Breen moved to report out HB 4520 with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Hope, Andrews, Tyrone Carter, Breen, Young, Arbit, Dievendorf, Tsernoglou, Filler, Mueller, Harris, BeGole.

Nays: None.

Pass: None.

Representative Mueller moved to report out HB 4521 with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Hope, Andrews, Tyrone Carter, Breen, Young, Arbit, Dievendorf, Tsernoglou, Filler, Mueller, Harris, BeGole.

Nays: None.

Pass: None.

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

There being no further business before the committee, Chair Hope adjourned the meeting at 10:26 AM.

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Representative Kara Hope, Chair

Melissa Sweet  
Committee Clerk  
msweet@house.mi.gov