



HOUSE OF REPRESENTATIVES

COMMITTEE ON CRIMINAL JUSTICE

REP. KARA HOPE

CHAIR

COMMITTEE MEETING MINUTES

Tuesday, October 24, 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, Bezotte, Harris, BeGole.

Absent: None.

Excused: None.

Representative Tsernoglou moved to adopt the meeting minutes from October 17, 2023.

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

The Chair laid SB 418, SB 421, SB 425, SB 426, SB 428, SB 429, SB 432, SB 435 and SB 436 before the committee:

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| SB 418 | (Sen. Santana) | 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. |
| SB 421 | (Sen. Klinefelt) | A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18 of chapter XIA (MCL 712A.18), as amended by 2022 PA 209. |
| SB 425 | (Sen. Shink) | 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. |
| SB 426 | (Sen. Wojno) | A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 117k. |

- SB 428 (Sen. Chang) A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 2f, 18, 28, and 29 of chapter XIIA (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.
- SB 429 (Sen. Irwin) 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.
- SB 432 (Sen. Victory) 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.
- SB 435 (Sen. Polehanki) 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.
- SB 436 (Sen. Damoose) 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.

The following people submitted a card in support of SB 418, SB 421, SB 425, SB 426, SB 428, SB 429, SB 432, SB 435 and SB 436, but did not wish to speak:

Trevor VanDyke, representing the State Court Administrative Office.

Jennifer Peacock, representing the Michigan Center for Youth Justice.

Ashley Steffen, representing the Michigan Department of Attorney General.
Thom Lattig, representing the Michigan Association of Family Court Administrators.
Gabrielle Dresner, representing the ACLU of Michigan.
Matt Saxton, representing the Michigan Sheriffs' Association.
Paul Stankewitz, representing the Michigan Catholic Conference.

The following person submitted a card in support of SB 418, SB 421, SB 426, SB 428 and SB 429, but did not wish to speak:

Chardae Burton, representing the Michigan Department of Health and Human Services.

The following person submitted a card in support of SB 418, but did not wish to speak:

Maureen Watson-Bolger, representing BizStream.

Representative Andrews moved to report out SB 418 with recommendation. The motion prevailed 10-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Filler, Bezotte, Harris.

Representative Tyrone Carter moved to report out SB 421 with recommendation. The motion prevailed 8-1-4:

FAVORABLE ROLL CALL

Yeas: Reps. Hope, Andrews, Tyrone Carter, Breen, Young, Arbit, Dievendorf, Tsernoglou.

Nays: Rep. Mueller.

Pass: Reps. Filler, Bezotte, Harris, BeGole.

Representative Breen moved to report out SB 425 with recommendation. The motion prevailed 8-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Hope, Andrews, Tyrone Carter, Breen, Young, Arbit, Dievendorf, Tsernoglou.

Nays: None.

Pass: Reps. Filler, Mueller, Bezotte, Harris, BeGole.

Representative Young moved to report out SB 426 with recommendation. The motion prevailed 11-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Filler, Harris.

Representative Arbit moved to report out SB 428 with recommendation. The motion prevailed 8-2-3:

FAVORABLE ROLL CALL

Yeas: Reps. Hope, Andrews, Tyrone Carter, Breen, Young, Arbit, Dievendorf, Tsernoglou.

Nays: Reps. Mueller, BeGole.

Pass: Reps. Filler, Bezotte, Harris.

Representative Dievendorf moved to report out SB 429 with recommendation. The motion prevailed 8-5-0:

FAVORABLE ROLL CALL

Yeas: Reps. Hope, Andrews, Tyrone Carter, Breen, Young, Arbit, Dievendorf, Tsernoglou.

Nays: Reps. Filler, Mueller, Bezotte, Harris, BeGole.

Pass: None.

Representative Tsernoglou moved to report out SB 432 with recommendation. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

Representative Andrews moved to report out SB 435 with recommendation. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

Representative Tyrone Carter moved to report out SB 436 with recommendation. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

At 9:20 AM, the Chair laid the committee at ease.

At 9:21 AM, the Chair called the committee back to order.

The Chair laid HB 4917 and HB 4918 before the committee:

HB 4917 (Rep. Steckloff)

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2016 PA 88.

HB 4918 (Rep. Steckloff)

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 81g.

The following people submitted a card in support of HB 4917 and HB 4918, but did not wish to speak:

Jon Cool, representing the Railroads Association.

Clark Harder, representing the Michigan Public Transit Association.

The following person submitted a card in opposition to HB 4917 and HB 4918, but did not wish to speak:

Gabrielle Dresner, representing the ACLU of Michigan.

Representative Breen moved to adopt substitute (H-2) to HB 4917. The motion prevailed 11-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Filler, Harris.

Representative Young moved to report out HB 4917 with recommendation, as substitute (H-2). The motion prevailed 11-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Filler, Harris.

Representative Arbit moved to adopt substitute (H-1) to HB 4918. The motion prevailed 11-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Filler, Harris.

Representative Dievendorf moved to report out HB 4918 with recommendation, as substitute (H-1). The motion prevailed 11-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Filler, Harris.

There being no further business before the committee, Chair Hope adjourned the meeting at 9:25 AM.

Representative Kara Hope, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov