



HOUSE OF REPRESENTATIVES

COMMITTEE ON WAYS AND MEANS

REP. BRANDT IDEN

CHAIR

COMMITTEE MEETING MINUTES

Tuesday, September 15, 2020 10:15 AM Room 519, House Office Building

The House Committee on Ways and Means was called to order by Chair Iden.

The Chair requested attendance be called:

Present: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Absent: None.

Excused: None.

Representative Lilly moved to adopt the meeting minutes from September 9, 2020. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5777 before the committee:

HB 5777 (Rep. Howell)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2104, 2132, and 2165 (MCL 324.2104, 324.2132, and 324.2165), sections 2104 and 2132 as amended by 2018 PA 238 and section 2165 as added by 2018 PA 240.

HB 5777 was previously before the committee on September 9, 2020.

Representative Warren offered the following amendment to HB 5777:

1. Amend page 5, line 16, after "before" by striking out the balance of the line through "**develop**" on line 18 and inserting "**acquiring, or making a decision to dispose of, lease, or develop,**".

Representative Warren spoke to her amendment.

Representative Warren moved to adopt the amendment to HB 5777. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.
Nays: None.
Pass: None.

Representative Warren moved to report House Bill No. 5777 as amended, as substitute (H-2).
The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.
Nays: None.
Pass: None.

The following people submitted a card in support of HB 5777, but did not wish to speak:
Amy Trotter, representing the Michigan United Conservation Clubs.

The following people submitted a card in opposition to HB 5777 and the amendment, but did not wish to speak:
Tom Frazier, representing the Michigan Townships Association.

The Chair laid HB 4717 before the committee:

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| HB 4717 (Rep. Steven Johnson) | A bill to provide for the labeling of certain portable fuel containers as made in Michigan; and to make findings that, under certain circumstances, portable fuel containers have not entered or substantially affected interstate commerce. |
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HB 4717 was previously before the committee on September 9, 2020.

Representative Lilly moved to adopt substitute (H-1) to HB 4717. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.
Nays: None.
Pass: None.

Chair Iden offered the following amendment to HB 4717 (H-1):

1. Amend page 2, line 23, after "part" by striking out "50," and inserting "59,".

Chair Iden spoke to his amendment.

Chair Iden moved to adopt the amendment to HB 4717 (H-1). The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

Representative Lilly moved to report House Bill No. 4717 as amended, as substitute (H-2).
The motion prevailed 7-4-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman.

Nays: Reps. Warren, Byrd, Hertel, Bolden.

Pass: None.

The following people submitted a card in opposition to HB 4717, but did not wish to speak:
Joe Fedewa, representing the Michigan League of Conservation Voters.

The Chair laid HB 4035 before the committee:

HB 4035 (Rep. Ellison)

A bill to prohibit a local unit of government from enacting or enforcing an ordinance, policy, resolution, or rule that regulates a dog based upon the breed or perceived breed of the dog; and to provide for the powers and duties of certain local governmental entities.

Heidi Zabik, representing the Representative Ellison, testified in support of HB 4035.
Questions and discussion followed.

Alissa Sullivan, the Mayor Pro Tempore of Hazel Park, testified in support of HB 4035.
Questions and discussion followed.

Richard Angelo, representing the Best Friends Animal Society, testified in support of HB 4035.
Questions and discussion followed.

Vaughn Wagner, representing a group of concerned Waterford Citizens, testified in opposition to HB 4035.

The following people submitted a card with a neutral position on HB 4035, but did not wish to speak:

Jen Rigterink, representing the Michigan Municipal League.

The following people submitted a card in support of HB 4035, but did not wish to speak:

Michigan United Coonhound Association.

Michigan Fox Hunters Association.

Upper Peninsula Bear Hunters Association.

Michigan Bear Hunters Association.

Mike Thormon, representing the Michigan Hunting Dog Federation.

Nathan Kark, representing the Michigan Department of Agriculture and Rural Development.

Ann Griffin, representing the Michigan Humane Society.

Molly Tamulevich, representing the Humane Society of the United States.
Tanya Hilgendoff, representing the Humane Society of Huron Valley.
Deb Schutt, representing the Michigan Pet Fund Alliance.
Courtney Protz Sanders, representing the Paws for Life Rescue and Make Michigan Next.
Ken Kempkens, representing the Humane Society of Macomb County.

The following people submitted a card in opposition to HB 4035, but did not wish to speak:

Marie Monaco, representing the herself.
Ann Marie Rogers, representing the Responsible Citizens for Public Safety.
Tom Frazier, representing the Michigan Townships Association.

The Chair laid HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817 before the committee:

- HB 5812 (Rep. Howell) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11502, 11503, 11504, 11505, 11506, 11507, 11507a, and 11508 (MCL 324.11502, 324.11503, 324.11504, 324.11505, 324.11506, 324.11507, 324.11507a, and 324.11508), and by designating sections 11502 to 11508 as subpart 1.
- HB 5813 (Rep. Sowerby) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11509, 11510, 11511, 11511a, 11511b, 11512, 11513, 11514, 11514b, 11515, 11516, 11517, 11518, 11519, 11519b, and 11521b (MCL 324.11509, 324.11510, 324.11511, 324.11511a, 324.11511b, 324.11512, 324.11513, 324.11514, 324.11514b, 324.11515, 324.11516, 324.11517, 324.11518, 324.11519, 324.11519b, and 324.11521b), by designating sections 11509 to 11519b as subpart 2 and section 11521b as subpart 3, and by adding sections 11512b, 11512d, 11512f, and 11512h; and to repeal acts and parts of acts.
- HB 5814 (Rep. Rabhi) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11523, 11523a, 11523b, 11525, 11525a, and 11525b (MCL 324.11523, 324.11523a, 324.11523b, 324.11525, 324.11525a, and 324.11525b), by designating sections 11523 to 11525f as subpart 4, and by adding sections 11525d and 11525f.
- HB 5815 (Rep. O'Malley) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11526, 11526a, 11527, 11528, 11531, 11532, 11533, 11539, 11540, 11541, 11546, 11549, 11550, and 11553 (MCL

324.11526, 324.11526a, 324.11527, 324.11528, 324.11531, 324.11532, 324.11533, 324.11539, 324.11540, 324.11541, 324.11546, 324.11549, 324.11550, and 324.11553), section 11526 as amended by 2004 PA 43, section 11526a as added by 2004 PA 40, sections 11528, 11539, and 11550 as amended by 2018 PA 640, section 11533 as amended by 2004 PA 44, section 11541 as amended by 1996 PA 358, section 11546 as amended by 2006 PA 56, section 11549 as amended by 2006 PA 58, and section 11553 as added by 2014 PA 178, and by designating sections 11526 to 11533 as subpart 5, sections 11539 to 11541 as subpart 6, sections 11546 to 11549 as subpart 7, section 11550 as subpart 8, section 11553 as subpart 9; and to repeal acts and parts of acts.

HB 5816 (Rep. VanSingel)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding subpart 10.

HB 5817 (Rep. Tate)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding subpart 11.

Representative Howell and Representative Sowerby testified in support of HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817. Questions and discussion followed.

Kerrin O'Brien, representing the Michigan Recycling Coalition, testified in support of HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817. Questions and discussion followed.

Jeff Woolstrum and Chris Phillips, representing the Michigan Waste and Recycling Association, testified with no position on HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817. Questions and discussion followed.

Supervisor Bob Nix, representing Northville Township, testified in support of HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817. Questions and discussion followed.

Liz Browne and Travis Boeskool, representing the Michigan Department of Environment, Great Lakes and Energy, testified in support of HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817. Questions and discussion followed.

The following people submitted a card with a neutral position on HB 5814, but did not wish to speak:

Sean Hammond, representing the Michigan Environmental Council.

Christina Schlitt, representing the League of Women Voters.

The following people submitted a card in support of HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817, but did not wish to speak:

Ellen Link, representing the herself.

Amelia and Elaine Fiscoff.

Tom Fraizer, representing the Michigan Townships Association.

Joe Fedewa, representing the Michigan League of Conservation Voters.

Dave Greco, representing the Michigan Manufacturers Association.

The following people submitted a card in support of HB 5812, HB 5813, HB 5815, HB 5816 and HB 5817, but did not wish to speak:

Sean Hammond, representing the Michigan Environmental Council.

Christina Schlitt, representing the League of Women Voters.

The following people submitted a card in support of HB 5812, HB 5813, HB 5814, HB 5815, HB 5816 and HB 5817, but due to the time constraints were unable to speak:

John Dulmes, representing the Michigan Chemistry Council.

The Chair laid HB 5770 before the committee:

HB 5770 (Rep. Mueller)

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending sections 3, 5, and 11 (MCL 445.903, 445.905, and 445.911), section 3 as amended by 2018 PA 211 and section 5 as amended by 2006 PA 508, and by adding section 3l.

Representative Mueller testified in support of HB 5770.

John McNamara, representing the Michigan Restaurant and Lodging Association, testified in support of HB 5770.

Representative Hauck moved to adopt substitute (H-3) to HB 5770. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

Representative Lilly moved to report out HB 5770 with recommendation, as substitute (H-3). The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

The following people submitted a card in support of HB 5770, but did not wish to speak:

Bob DeVries, representing the Grub Hub.

The Chair laid SB 665 before the committee:

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| SB 665 | (Sen. Victory) | A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 411 (MCL 436.1411), as amended by 2018 PA 403. |
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Representative Lilly moved to report out SB 665 with recommendation. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

The Chair laid SB 756 before the committee:

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| SB 756 | (Sen. Ruth Johnson) | A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 765a (MCL 168.765a), as added by 2018 PA 123. |
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Representative Lilly moved to adopt substitute (H-1) to SB 756. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

Representative Lilly moved to adopt substitute (H-2) to SB 756. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

Representative Warren offered the following amendment to SB 756 (H-2):

1. Amend page 8, following line 14, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 5435 of the 100th Legislature is enacted into law."

Representative Warren spoke to her amendment.

Representative Warren moved to adopt the amendment to SB 756 (H-2). The motion did not prevail 4-7-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Warren, Byrd, Hertel, Bolden.

Nays: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman.

Pass: None.

Representative Warren offered the following amendment to SB 756 (H-2):

1. Amend page 8, following line 14, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 5987 of the 100th Legislature is enacted into law.".

Representative Warren spoke to her amendment.

Representative Warren moved to adopt the amendment to SB 756 (H-2). The motion did not prevail 4-7-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Warren, Byrd, Hertel, Bolden.

Nays: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman.

Pass: None.

Representative Warren offered the following amendment to SB 756 (H-2):

1. Amend page 8, following line 14, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 5991 of the 100th Legislature is enacted into law.".

Representative Warren spoke to her amendment.

Representative Warren moved to adopt the amendment to SB 756 (H-2). The motion did not prevail 4-7-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Warren, Byrd, Hertel, Bolden.

Nays: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman.

Pass: None.

Representative Leutheuser moved to report out SB 756 with recommendation, as substitute (H-2). The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

The following people submitted a card in support of SB 756, but did not wish to speak:
Christina Schlitt, representing the League of Women Voters.

The following people submitted a card in support of SB 756, but due to the time constraints were unable to speak:

Garrett Wheat, representing the Senator Ruth Johnson.

The Chair laid HB 6192 before the committee:

HB 6192 (Rep. O'Malley)

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 306 and 321c (MCL 257.306 and 257.321c), as amended by 2020 PA 127.

Representative Meerman moved to report out HB 6192 with recommendation. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Iden, Lilly, Leutheuser, Griffin, Hauck, Kahle, Meerman, Warren, Byrd, Hertel, Bolden.

Nays: None.

Pass: None.

There being no further business before the committee, Rep. Brandt Iden adjourned the meeting at 11:51 PM.

Representative Brandt Iden, Chair

Taylor Thrush
Committee Clerk
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