

**MINUTES OF THE COMMITTEE  
ON  
JUDICIARY**

Thursday, June 13, 2013

9:00 a.m.

Room 519 House Office Building

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

Members present: Reps. Cotter, Kesto, Heise, Jacobsen, Johnson, LaFontaine, Leonard, Cavanaugh, Lipton, Irwin, Clemente.

Members absent/excused: None.

Representative Johnson moved to approve the minutes of the June 4, 2013 meeting. There being no objection, the motion prevailed by unanimous consent.

Representative Kesto moved to approve the minutes of the June 6, 2013 meeting. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4545 before the committee

HB 4545 (Zorn) Traffic control; other; practice of soliciting business at scene of vehicle accident, emergency, or disablement; prohibit, and designate as a civil infraction.

Representative Zorn testified in support of his bill. Questions and discussion followed.

Representative Leonard moved to adopt substitute (H-2) to HB 4545. The motion prevailed 9-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Cotter, Kesto, Johnson, LaFontaine, Leonard, Cavanaugh, Lipton, Irwin Clemente.

Nays: None.

Pass: None.

Bill Zaagman, representing the Michigan Towing Association, submitted a card in support of the bill, but did not wish to speak.

The Chair laid HB 4636 before the committee:

HB 4636 (Leonard) Crime victims; rights; requirement for paying restitution to deceased crime victim; clarify.

Representative Leonard and John Lazet, representing the Attorney General, testified in support of the bill. Questions and discussion followed.

Michael Pendency, representing the Prosecuting Attorneys Association of Michigan, submitted a card in support of the bill, but did not wish to speak.

The Chair laid HB 4724 before the committee:

HB 4724 (Franz) Family law; marriage and divorce; veteran disability compensation; exclude from marital estate.

Representative LaFontaine moved to adopt substitute (H-1) to HB 4724. The motion prevailed 8-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Cotter, Johnson, LaFontaine, Leonard, Cavanagh, Lipton, Irwin Clemente.

Nays: None.

Pass: None.

Representative Franz and Calvin Murphy, representing himself as a veteran, testified in support of the bill.

Gary Rousseau, representing himself, testified in support of the bill.

Robert Treat, representing the Family Law Section of the State Bar of Michigan, testified in opposition to the bill. Questions and discussion followed.

Steve Kozera, representing the Department of Military and Veterans Affairs, submitted a card in support of the bill, but did not wish to speak.

Dan Jarvis, representing the Michigan Family Forum, submitted a card with a neutral position on the bill, but did not wish to speak.

The Chair laid HB 4770, HB 4771, and HB 4772 before the committee:

HB 4770 (Lipton) Law enforcement; reports; requirements for gaining access to motor vehicle accident reports within 30 days of the report being filed; establish, and provide penalties for noncompliance.

HB 4771 (Graves) Crimes; other; intentionally contacting individual who has sustained personal injury or family member of that individual with direct solicitation to provide service; prohibit under certain circumstances and provide a penalty.

HB 4772 (Cotter) Criminal procedure; sentencing guidelines; sentencing guidelines for crime of unlawfully accessing motor vehicle accident report; establish.

Representative Graves, Representative Lipton, Tom Waun, representing the Negligence Law Section of the State Bar of Michigan, and David Christensen, representing the Michigan Association for Justice, all testified in support of the bills. Questions and discussion followed.

Sgt. Amy Dehner, representing the Michigan State Police, testified with a neutral position on the bills.

Steven Matz, representing the Law Offices of Matz and Pietsch, testified in opposition to the bills.

The Chair returned to HB 4636.

Representative Heise moved to report HB 4636 with recommendation. The motion prevailed 11-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Cotter, Kesto, Heise, Jacobsen, Johnson, LaFontaine, Leonard, Cavanagh, Lipton, Irwin Clemente.

Nays: None.

Pass: None.

There being no further business before the committee, the Chair adjourned the meeting at 10:27 a.m.

**Representative Kevin Cotter, Chair**\_\_\_\_\_

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