



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. GRAHAM FILLER

CHAIR

COMMITTEE MEETING MINUTES

Tuesday, December 3, 2019

9:00 AM

Room 519, House Office Building

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

The Chair requested attendance be called:

Present: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Absent/Excused: None.

Representative Howell moved to adopt the meeting minutes from November 5, 2019. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5137 and HB 5138 before the committee:

HB 5137 (Rep. Alexander) A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7401 (MCL 333.7401), as amended by 2016 PA 548.

HB 5138 (Rep. Tate) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13m of chapter XVII (MCL 777.13m), as amended by 2016 PA 549.

Representative Alexander and Representative Tate testified in support of HB 5137 and HB 5138. Questions and discussion followed.

Julie Risner, representing the Risner Family, and Michael Hirst, representing himself, testified in support of HB 5137 and HB 5138.

Jerry Jarzynka, representing the Jackson County Prosecuting Attorney, testified in support of HB 5137 and HB 5138. Questions and discussion followed.

The following people submitted a card in support of HB 5137 and HB 5138, but did not wish to speak:

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan.
Emily Corwin, representing the Wayne County Prosecutor's Office.

The following people submitted a card in opposition to HB 5137 and HB 5138, but did not wish to speak:

Kimberly Buddin, representing the American Civil Liberties Union of Michigan.

The Chair laid HB 4704, HB 4705, HB 4706, HB 4707, HB 4708 and HB 4709 before the committee:

HB 4704 (Rep. Crawford) A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 2 and 8e (MCL 722.622 and 722.628e), section 2 as amended by 2018 PA 59 and section 8e as added by 2008 PA 511.

HB 4705 (Rep. Hall) A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8 (MCL 722.628), as amended by 2016 PA 491.

HB 4706 (Rep. Schroeder) A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8d (MCL 722.628d), as amended by 2014 PA 30.

HB 4707 (Rep. Liberati) A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8 (MCL 722.628), as amended by 2016 PA 491.

HB 4708 (Rep. Meerman) A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8d (MCL 722.628d), as amended by 2014 PA 30.

HB 4709 (Rep. LaGrand) A bill to amend 1975 PA 238, entitled "Child protection law," (MCL 722.621 to 722.638) by adding section 9b.

Representative Crawford and Representative Hall testified in support of HB 4704, HB 4705, HB 4706, HB 4707, HB 4708 and HB 4709. Questions and discussion followed.

Stacie Bladen, Deputy Director, Children's Service Agency, and Colin Parks, Manager, Children's Protective Services, both representing the Michigan Department of Health and Human

Services, testified with no position on HB 4704, HB 4705, HB 4706, HB 4707, HB 4708 and HB 4709.

Yvonne Benn and Leah Decker, both representing the Office of the Auditor General, testified with no position on HB 4705.

The following people submitted a card in opposition to HB 4704 and HB 4709, but did not wish to speak:

Maria Enriquez, representing the UAW.

The Chair laid HB 4020 before the committee:

HB 4020	(Rep. Hoitenga) A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 224a (MCL 750.224a), as amended by 2012 PA 122.
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Representative Hoitenga and Rochelle Morton, representing herself, testified in support of HB 4020.

Sergeant Nicole McGhee, representing the Michigan State Police, testified in opposition to HB 4020. Questions and discussion followed.

Tom Lambert, representing Michigan Open Carry, testified in support of HB 4020. Questions and discussion followed.

The Chair laid HB 4712 and HB 4713 before the committee:

HB 4712	(Rep. Johnson) A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 421 (MCL 750.421).
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HB 4713	(Rep. Miller) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16u of chapter XVII (MCL 777.16u), as amended by 2000 PA 279.
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Representative LaFave moved to report out HB 4712 with recommendation. The motion prevailed 12-0-1.

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey.

Nays: None.

Pass: Rep. Bolden.

Representative Steven Johnson moved to report out HB 4713 with recommendation. The motion

prevailed 12-0-1.

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey.

Nays: None.

Pass: Rep. Bolden.

The Chair laid HB 5103 before the committee:

HB 5103	(Rep. Wakeman)	A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 3203 and 3204 (MCL 700.3203 and 700.3204), as amended by 2018 PA 13.
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Representative Rendon moved to report out HB 5103 with recommendation. The motion prevailed 13-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

There being no further business before the committee, Chair Filler adjourned the meeting at 10:20 AM.

Representative Graham Filler, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov