



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. GRAHAM FILLER

CHAIR

COMMITTEE MEETING MINUTES

Tuesday, April 23, 2019

9:00 AM

Room 519, House Office Building

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

The Chair requested attendance be called:

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

Absent/Excused: None.

Representative LaFave moved to adopt the meeting minutes from April 16, 2019. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4031 and HB 4032 before the committee:

HB 4031

(Rep. Brann) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13 of chapter II and sections 1 and 3c of chapter XI (MCL 762.13, 771.1, and 771.3c), section 13 of chapter II as amended by 2015 PA 33, section 1 of chapter XI as amended by 2006 PA 631, and section 3c of chapter XI as amended by 2002 PA 483.

HB 4032

(Rep. Brann) A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending sections 25a, 36a, and 85 (MCL 791.225a, 791.236a, and 791.285), sections 25a and 36a as amended by 2002 PA 502 and section 85 as added by 2006 PA 172.

The following people submitted a card in support of HB 4031 and HB 4032, but did not wish to speak:

Noah Smith, representing the Criminal Defense Attorneys of Michigan.

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

The following people submitted a card in opposition to HB 4031 and HB 4032, but did not wish to speak:

Monica Jahner and Mia Dawson, representing A.A.R.O., Advocacy, Re-entry, Resources, Outreach.

Representative LaGrand moved to adopt substitute (H-2) to HB 4031. The motion prevailed, the vote being 13-0-0.

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

Representative Howell moved to report out House Bill No. 4031 with recommendation, as substitute (H-2). The motion prevailed, the vote being 13-0-0.

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

Representative LaFave moved to adopt substitute (H-2) to HB 4032. The motion prevailed, the vote being 13-0-0.

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

Representative S. Johnson moved to report out House Bill No. 4032 with recommendation, as substitute (H-2). The motion prevailed, the vote being 13-0-0.

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

The Chair laid HB 4045 before the committee:

HB 4045 (Rep. Hope) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 19 of chapter XVI (MCL 776.19).

Representative Hope testified in support of the bill. Ingham County Sheriff, Scott Wriggelsworth, representing the Michigan Sheriffs' Association, came forward to testify in support of the bill. Questions and discussion followed.

The following people submitted a card in support of HB 4045, but did not wish to speak:

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan.

The following people submitted a card with a neutral position on HB 4045, but did not wish to speak:

Trooper Nicole McGhee, representing the Michigan State Police.

The Chair laid HB 4327 and HB 4328 before the committee:

HB 4327 (Rep. Vaupel) A bill to amend 1931 PA 328, entitled "The Michigan penal code, "by amending section 81d (MCL 750.81d), as amended by 2006 PA 517.

HB 4328 (Rep. Vaupel) 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.

Representative Vaupel testified in support of the bills. Questions and discussion followed.

Rami Khoury, representing the Michigan College of Emergency Physicians, testified in support of HB 4327 and HB 4328. Questions and discussion followed.

Sean Gehle and Autumn Gillard, representing Trinity Health, and Lisa Glass, representing St. Mary's Mercy Grand Rapids, testified together in support of HB 4327 and HB 4328.

The following people submitted a card with a neutral position on HB 4327 and HB 4328, but did not wish to speak:

Trooper Nicole McGhee, representing the Michigan State Police.

The following people submitted a card in opposition of HB 4327 and HB 4328, but did not wish to speak:

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

The following people submitted a card in support of HB 4327 and HB 4328, but did not wish to speak:

John Shaski, representing the Sparrow Health System.

Justin Fisher, representing the Michigan State Medical Society.
Brandi Uren, representing the Michigan Emergency Nurses Association.
Megan Petzko-Sweet, representing Beaumont Health.
Sam Champagne, representing the Henry Ford Health System.
Rachel Kelley, representing Ascension Michigan.
Mary Berry Bovia, RN BSN CEN, President for the Michigan Emergency Nurses Association.

The Chair laid HB 4374, HB 4378, HB 4379 and HB 4383 before the committee:

HB 4374	(Rep. Alexander)	A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 483a (MCL 750.483a), as added by 2000 PA 451.
HB 4378	(Rep. Pagan)	A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 13 (MCL 15.243), as amended by 2018 PA 68.
HB 4379	(Rep. Rabhi)	A bill to amend 1976 PA 451, entitled "The revised school code,"(MCL 380.1 to 380.1852) by adding section 1310e.
HB 4383	(Rep. Cambensy)	A bill to amend 1931 PA 328, entitled "The Michigan penal code,"(MCL 750.1 to 750.568) by adding section 478b.

Representative Alexander, Representative Pagan, Representative Rabhi, and Representative Cambensy testified in support of the bills. Questions and discussion followed.

Jennifer Smith, representing the Michigan Association of School Boards, testified in support of HB 4378 and HB 4379.

The following people submitted a card in support of HB 4374, HB 4378, HB 4379 and HB 4383, but did not wish to speak:

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan.
Mary Pollock, representing the American Association of University Women.

The following people submitted a card in support of HB 4374, HB 4378 and HB 4383, but did not wish to speak:

Kathy Hagenian, representing the Michigan Coalition to End Domestic and Sexual Violence.

The following people submitted a card in support of HB 4374 and HB 4378, but did not wish to speak:

The Michigan Domestic and Sexual Violence Prevention and Treatment Board.

The following people submitted a card in support of HB 4378, but did not wish to speak:
Lee Gonzales, representing the Michigan Department of Civil Rights.

The following people submitted a card in support of HB 4379, but did not wish to speak:
Peri Stone-Palmquist, Student Advocacy Center of Michigan.

The following people submitted a card in support of HB 4374, but did not wish to speak:
Trooper Nicole McGhee, representing the Michigan State Police.
Jean Doss for Kim Bancroft, representing the State Public Affairs Committee of the
Michigan Junior Leagues.

There being no further business before the committee, Rep. Graham Filler adjourned the meeting
at 10:22 AM.

Representative Graham Filler, Chair

Melissa Weipert
Committee Clerk
mweipert@house.mi.gov