



HOUSE OF REPRESENTATIVES

COMMITTEE ON REGULATORY REFORM

REP. MICHAEL WEBBER

CHAIR

COMMITTEE MEETING MINUTES

Tuesday, March 19, 2019

10:30 AM

Room 521, House Office
Building

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

The Chair requested attendance be called:

Present: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Jones, Garza, Robinson.

Absent/Excused: None.

Representative Filler moved to adopt the meeting minutes from March 12, 2019 10:30 AM. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4307, HB 4308, HB 4309 and HB 4310 before the committee:

HB 4307

(Rep. Iden) A bill to amend 1996 IL 1, entitled "Michigan gaming control and revenue act," by amending sections 2, 4, 4a, 4c, 4d, 5, 6, 6a, 6c, 7a, 7c, 8, 9, 9a, 9b, 9c, 12, 12a, 14, 18, 21, and 25 (MCL 432.202, 432.204, 432.204a, 432.204c, 432.204d, 432.205, 432.206, 432.206a, 432.206c, 432.207a, 432.207c, 432.208, 432.209, 432.209a, 432.209b, 432.209c, 432.212, 432.212a, 432.214, 432.218, 432.221, and 432.225), sections 2, 4, 5, 6, 8, 9, and 14 as amended and sections 4a, 4c, 4d, 6a, 6c, 7a, 7c, 9a, 9b, 9c, 12a, 18, 21, and 25 as added by

1997 PA 69 and section 12 as amended by 2004 PA 306; and to repeal acts and parts of acts.

HB 4308 (Rep. Iden) A bill to regulate the conduct of fantasy contests; to protect Michigan participants in fantasy contests; to require licensing of the operators of fantasy contests; to impose fees on the operators of fantasy contests; to provide for the powers and duties of certain state governmental officers and entities; to prohibit violations of this act; to prescribe civil sanctions; and to prescribe penalties.

HB 4309 (Rep. Webber) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14d of chapter XVII (MCL 777.14d), as amended by 2016 PA 272.

HB 4310 (Rep. Vaupel) A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending sections 8, 17, 20, and 22 (MCL 431.308, 431.317, 431.320, and 431.322), as amended by 2016 PA 271.

Ken Cole, representing the City of Detroit, submitted a card in support of the bills, but did not wish to speak.

Paul Connors, representing the Michigan Department of Treasury, submitted a card in opposition to the bills, but did not wish to speak.

Bethany Wicksall, representing the Michigan State Budget Office, submitted a card in opposition to the bills, but due to time constraints, was unable to speak.

Representative Chirkun discussed the proposed amendments before the committee.

Representative Chirkun offered the following amendment to HB 4307:

1. Amend page 66, line 11, after "employees." by inserting "A local labor organization that conducts such training or operates such a school or does not otherwise qualify as a supplier is not subject to the contribution prohibitions of section 7b.".
2. Amend page 95, line 20, after "Sections" by striking out "7b,".
3. Amend page 95, line 20, after "8a" by striking out the comma.
4. Amend page 95, line 21, after "MCL" by striking out "432.207b,".
5. Amend page 95, line 21, after "432.208a" by striking out the comm

Representative Chirkun moved to adopt the amendment to HB 4307. The motion did not prevail 5-10-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Jones, Garza.

Nays: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Robinson.

Pass: None.

Representative Garza offered the following amendment to HB 4307:

1. Amend page 83, line 16, after "8%" by inserting "**FOR CALENDAR YEAR 2020, 10% FOR CALENDAR YEAR 2021, 13% FOR CALENDAR YEAR 2022, AND 16% FOR CALENDAR YEAR 2023 AND EACH SUBSEQUENT YEAR**".

Representative Garza discussed the proposed amendment before the committee.

Representative Garza moved to adopt the amendment to HB 4307. The motion did not prevail 6-8-1:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Jones, Garza, Robinson.

Nays: Reps. Webber, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel.

Pass: Rep. Berman.

Representative Frederick moved to refer House Bill No. 4307 to the committee on Ways and Means. The motion prevailed 14-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza, Robinson.

Nays: Rep. Liberati.

Pass: None.

Representative Berman moved to refer House Bill No. 4308 to the committee on Ways and Means. The motion prevailed 14-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza, Robinson.

Nays: Rep. Liberati.

Pass: None.

Representative Hall moved to refer House Bill No. 4309 to the committee on Ways and Means. The motion prevailed 13-2-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza.

Nays: Reps. Liberati, Robinson.
Pass: None.

Representative Filler moved to refer House Bill No. 4310 to the committee on Ways and Means. The motion prevailed 14-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza, Robinson.
Nays: Rep. Liberati.
Pass: None.

The Chair laid HB 4311 and HB 4312 before the committee:

HB 4311	(Rep. Iden) A bill to create the lawful internet gaming act; to impose requirements for persons to engage in internet gaming; to create the division of internet gaming; to provide for the powers and duties of the division of internet gaming and other state governmental officers and entities; to impose fees; to impose tax and other payment obligations on the conduct of licensed internet gaming; to create the internet gaming fund; to prohibit certain acts in relation to internet gaming and to prescribe penalties for those violations; to require the promulgation of rules; and to provide remedies.
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HB 4312	(Rep. Byrd) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14d of chapter XVII (MCL 777.14d), as amended by 2016 PA 272.
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The following individuals submitted a card in support of the bills, but did not wish to speak:

Ken Cole, representing the City of Detroit. Noel LaPorte, representing the Gun Lake Tribe and the Pokagon Band of Potawatomi.

The following individuals submitted a card in opposition to the bills, but did not wish to speak:

Paul Connors, representing the Michigan Department of Treasury. Dan Jarvis, representing the Michigan Family Forum.

Bethany Wicksall, representing the Michigan State Budget Office, submitted a card in

opposition to the bills, but due to time constraints, was unable to speak.

Representative Garza offered the following amendment to HB 4311:

1. Amend page 15, line 9, after "8%" by inserting "for calendar year 2020, 10% for calendar year 2021, 13% for calendar year 2022, and 16% for calendar year 2023 and for each subsequent year".
2. Amend page 26, line 16, after "8%" by inserting "for calendar year 2020, 10% for calendar year 2021, 13% for calendar year 2022, and 16% for calendar year 2023 and for each subsequent year".

Representative Garza discussed the proposed amendments before the committee.

Representative Garza moved to adopt the amendment to HB 4311. The motion did not prevail 6-8-1:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Jones, Garza, Robinson.

Nays: Reps. Webber, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel.

Pass: Rep. Berman.

Representative Jones offered the following amendment to HB 4311:

1. Amend page 29, line 8, after "1963" by inserting "to provide additional money for K-12 classroom education".

Representative Jones discussed the proposed amendment before the committee.

Representative Jones moved to adopt the amendment to HB 4311. The motion did not prevail 6-8-1:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Jones, Garza, Robinson.

Nays: Reps. Webber, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel.

Pass: Rep. Berman.

Representative Chirkun moved to refer House Bill No. 4311 to the committee on Ways and Means. The motion prevailed 13-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Jones, Garza, Robinson.

Nays: Rep. Liberati.

Pass: Rep. Cambensy.

Representative Chirkun discussed the proposed substitute to House Bill No. 4312 before

the committee.

Representative Chirkun moved to adopt substitute s_00101_05162019 to HB 4312. The motion prevailed 14-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Jones, Garza.

Nays: Rep. Robinson.

Pass: None.

Representative Crawford moved to refer House Bill No. 4312 to the committee on Ways and Means, with recommendation as substitute s_00101_05162019. The motion prevailed 13-2-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza.

Nays: Reps. Liberati, Robinson.

Pass: None.

The Chair laid HB 4323 before the committee:

HB 4323	(Rep. Garrett) A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 310d.
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The following individuals submitted a card in support of the bill, but did not wish to speak:

Ken Cole, representing the City of Detroit. Noel LaPorte, representing the Gun Lake Tribe and the Pokagon Band of Potawatomi.

Noel LaPorte, representing the Gun Lake Tribe and the Pokagon Band of Potawatomi.

Dan Jarvis, representing the Michigan Family Forum, submitted a card in opposition to the bill, but did not wish to speak.

Bethany Wicksall, representing the Michigan State Budget Office, submitted a card in opposition to the bill, but due to time constraints, was unable to speak.

Representative Chirkun moved to refer House Bill No. 4323 to the committee on Ways and Means. The motion prevailed 13-2-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza.
Nays: Reps. Liberati, Robinson.
Pass: None.

The Chair laid HB 4173 before the committee:

HB 4173 (Rep. Chirkun) A bill to amend 1972 PA 382, entitled "Traxler-McCauley-Law-Bowman bingo act," (MCL 432.101 to 432.120) by adding article 2.

The following people submitted a card in opposition of HB 4173, but due to the time constraints were unable to speak:

Bethany Wicksall, Michigan State Budget Office

Representative Chirkun discussed the proposed substitute before the committee.

Representative Chirkun moved to adopt substitute s_00095_05162019 to HB 4173. The motion prevailed 13-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Garza.
Nays: Rep. Robinson.
Pass: Rep. Jones.

Representative Liberati moved to reconsider the previous motion. The motion prevailed 15-0-0.

The motion prevailed 15-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Liberati, Cambensy, Jones, Garza, Robinson.
Nays: None.
Pass: None.

Representative Chirkun moved to adopt substitute (H-2) to HB 4173. The motion prevailed 14-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza, Robinson.
Nays: Rep. Liberati.
Pass: None.

Representative Chirkun moved to refer House Bill No. 4173 to the committee on Ways and Means, with recommendation as substitute (H-2). The motion prevailed 13-2-0:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza.
Nays: Reps. Liberati, Robinson.
Pass: None.

The Chair laid HB 4164 before the committee:

HB 4164 (Rep. Albert) A bill to amend 1915 PA 31, entitled "Youth tobacco act," by amending the title and sections 1, 2, and 4 (MCL 722.641, 722.642, and 722.644), as amended by 2006 PA 236, and by adding sections 2b and 2c.

The following people submitted a card in support of HB 4164, but did not wish to speak:

Shlie Kuehn, Juul Labs
David Randels, Oakland Schools

The following people submitted a card in opposition of HB 4164, but did not wish to speak:

Molly Cotant, the Michigan Department of health and Human Services
Dave hodgkins, the American Heart Association
Sean Sorenson-Abbott, the Michigan Health and Hospital Association

Representative Chirkun discussed the proposed substitute before the committee.

Representative Chirkun moved to adopt substitute s_00099_05162019 to HB 4164. The motion did not prevail 5-10-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Jones, Garza.
Nays: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Robinson.
Pass: None.

Representative Liberati discussed the proposed substitute before the committee.

Representative Liberati moved to adopt substitute s_00098_05162019 to HB 4164. The motion did not prevail 5-10-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Chirkun, Liberati, Cambensy, Jones, Garza.

Nays: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Robinson.
Pass: None.

Representative Frederick discussed the proposed substitute before the committee.

Representative Frederick moved to adopt substitute s_00100_05162019 to HB 4164. The motion prevailed 14-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Chirkun, Cambensy, Jones, Garza, Robinson.
Nays: None.
Pass: Rep. Liberati.

Representative Frederick moved to refer House Bill No. 4164 to the committee on Judiciary, with recommendation as substitute s_00100_05162019. The motion prevailed 10-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Webber, Berman, Crawford, Farrington, Frederick, Hoitenga, Filler, Hall, Wendzel, Jones.
Nays: Reps. Chirkun, Liberati, Garza.
Pass: Reps. Cambensy, Robinson.

There being no further business before the committee, Rep. Michael Webber adjourned the meeting at 11:05 AM.

Representative Michael Webber, Chair

Sondra Gordon
Committee Clerk
sgordon@house.mi.gov

Date Adopted: July 26,
2019