



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. KELLY A BREEN

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, December 4, 2024 10:30 AM Room 521, House Office Building

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

The Chair requested attendance be called:

Present: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Absent: None.

Excused: None.

Representative Edwards moved to adopt the meeting minutes from November 13, 2024. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5838 before the committee:

HB 5838 (Rep. Glanville)

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18e of chapter XIIA (MCL 712A.18e), as amended by 2020 PA 361.

Representative Edwards moved to report out HB 5838 with recommendation. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Nays: None.

Pass: None.

The Chair laid HB 5741, HB 5742 and HB 5743 before the committee:

HB 5741 (Rep. Harris)

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1170a

(MCL 380.1170a), as added by 2016 PA 388.

HB 5742 (Rep. Rheingans)

A bill to amend 2006 PA 23, entitled "An act to regulate certain health clubs with respect to potential medical emergencies; and to provide for civil sanctions," by amending section 3 (MCL 333.26313).

HB 5743 (Rep. Prestin)

A bill to amend 1963 PA 17, entitled "An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health," (MCL 691.1501 to 691.1507) by adding section 8.

The following person submitted a card in support of HB 5741, but did not wish to speak:
Brenda Pilgrim, representing the Michigan Association of School Boards.

The following person submitted a card with a neutral position on HB 5741, but did not wish to speak:

Bob Kefgen, representing the Michigan Association of Secondary School Principals (MASSP).

Representative Tyrone Carter moved to adopt substitute (H-2) to HB 5741. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Nays: None.

Pass: None.

Representative Hope moved to report out HB 5741 with recommendation, as substitute (H-2). The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Nays: None.

Pass: None.

Representative Arbit moved to report out HB 5742 with recommendation. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Nays: None.

Pass: None.

Representative Wozniak moved to report out HB 5743 with recommendation. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Nays: None.

Pass: None.

The Chair laid HB 5882 and HB 5883 before the committee:

HB 5882 (Rep. Hood)

A bill to amend 2003 PA 238, entitled "Michigan law on notarial acts," by amending sections 3, 5, 26, 26a, 26b, and 27 (MCL 55.263, 55.265, 55.286, 55.286a, 55.286b, and 55.287), sections 3, 26, and 26b as amended by 2020 PA 249 and sections 5 and 27 as amended and section 26a as added by 2018 PA 360, and by adding section 26e; and to repeal acts and parts of acts.

HB 5883 (Rep. Scott)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 1202 (MCL 700.1202), as amended by 2020 PA 338.

Representative Hood testified in support of HB 5882 and HB 5883. Questions and discussion followed.

Howard Collens, representing the Elder Law and Disability Rights Section, testified in support of HB 5882 and HB 5883. Questions and discussion followed.

Cynthia Mifsud, representing her mother, Betty Hayes, testified in opposition to HB 5883.

The following people submitted a card in support of HB 5882 and HB 5883, but did not wish to speak:

Katie Lynwood, representing the Probate Section - State Bar of Michigan.

Patricia Herndon, representing the Michigan Bankers.

The following person submitted a card in opposition to HB 5882, but did not wish to speak:

Matt Sowash, representing the Michigan Land Title Association.

Representative Dievendorf moved to report out HB 5882 with recommendation. The motion prevailed 8-1-4:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Rep. Wendzel.

Pass: Reps. Fink, Wozniak, Outman, Johnsen.

Representative Hoskins moved to report out HB 5883 with recommendation. The motion prevailed 8-1-4:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Rep. Wendzel.

Pass: Reps. Fink, Wozniak, Outman, Johnsen.

The Chair laid HB 6011 before the committee:

HB 6011 (Rep. Tsernoglou)	A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," (MCL 700.1101 to 700.8206) by adding section 7908a.
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Representative Tsernoglou testified in support of HB 6011.

Kimberly Snavely, representing PNC Bank, testified in support of HB 6011.

Jody White, representing herself, testified with a neutral position on HB 6011.

The following person submitted a card in support of HB 6011, but did not wish to speak:
Patricia Herndon, representing the Michigan Bankers.

Representative Tsernoglou moved to report out HB 6011 with recommendation. The motion prevailed 8-1-4:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Rep. Wendzel.

Pass: Reps. Fink, Wozniak, Outman, Johnsen.

The Chair laid HB 5939 before the committee:

HB 5939 (Rep. Haadsma)	A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 6431 (MCL 600.6431), as amended by 2020 PA 42.
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Jennifer McManus, representing Fagan McManus, PC, testified in support of HB 5939. Questions and discussion followed.

The following person submitted a card in opposition to HB 5939, but did not wish to speak:
Ashley Steffen, representing the Michigan Department of Attorney General.

Representative Edwards moved to report out HB 5939 with recommendation. The motion prevailed 8-4-1:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wendzel, Outman, Johnsen.

Pass: Rep. Wozniak.

The Chair laid HB 5716 before the committee:

HB 5716 (Rep. Farhat)

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 25c to chapter IV.

Representative Farhat testified in support of HB 5716. Questions and discussion followed.

Chief Issa Shanin, representing the Dearborn Police, testified in support of HB 5716.

Questions and discussion followed.

Dan Pfannes, representing the Michigan Sheriffs' Association, testified in support of HB 5716. Questions and discussion followed.

Representative Tyrone Carter moved to report out HB 5716 with recommendation. The motion prevailed 8-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak, Outman, Johnsen.

The Chair laid HB 6085 before the committee:

HB 6085 (Rep. Rheingans)

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1483 (MCL 600.1483), as amended by 2012 PA 608.

Representative Rheingans testified in support of HB 6085.

Norma DeMott, representing herself, testified in support of HB 6085.

Pam Buschle representing herself, testified in support of HB 6085.

Tom George, MD., and Dan Schulte, both representing the Michigan State Medical Society, testified in opposition to HB 6085. Questions and discussion followed.

Steve Goethal, representing himself, testified in support of HB 6085. Questions and discussion followed.

Brian McKeen, representing the McKeen and Associates PC, testified in support of HB 6085.

The following people submitted a card in support of HB 6085, but did not wish to speak:

Mitch Albers, representing the Michigan Association for Justice.

Chad Engelhardt, representing the Center for Truth and Medical Justice.

Mary Bartlett, representing herself.

Shelly Davis, representing herself.

Mary and David Yamamoto, representing themselves.

The following people submitted a card in opposition to HB 6085, but did not wish to speak:

Heather Nicholoff, representing the Michigan State University College of Osteopathic Medicine.

Frank Venuto, representing ProAssurance.

Kathy Early, representing Holland Hospital.

Lee Benjamin, MD, MBA, representing himself.

Rob Keller, representing Kalamazoo Anesthesiology.

Dr. Gary Sarafa, representing the Oakland County Medical Society.

Dr. Leah Davis, representing the Michigan Radiological Society.

Dr. Rocky Saenz, representing the Michigan Radiological Society.

Dr. Joseph Junewick, representing the Michigan Radiological Society.

Richie Farrah, representing the Health Care Association of Michigan.

MSU College of Human Medicine.

MSU College of Osteopathic Medicine.

Sean Coyle and Autumn Outman, representing Trinity Health Michigan.

Sam Champagne, representing Henry Ford Health.

Jon Shiflett, representing Priority Health

Dr. Matthew Sardelli, representing the Michigan Orthopedic Society.

Dr. David Patterson, representing the Michigan Orthopedic Society.

Dr. Brittany Gaurza, representing the Michigan College of Emergency Physicians.

Dr. Ryan Recce, representing the Michigan College of Emergency Physicians.

Dr. Eric Reilly, representing the Michigan Society of Anesthesiologists.

Ben Frederick, representing Memorial Healthcare.

Madeline Watts, representing McLaren Health Care.

Danielle Devine, representing Corewell Health.

Gabe Basso, representing Blue Cross Blue Shield of Michigan.

Gabe Schneider, representing Munson Healthcare.

Adam Carlson, representing the Michigan Health and Hospital Association.

Dyck Van Koevering, representing the Insurance Alliance of Michigan.

Wendy Block, representing the Michigan Chamber of Commerce.

Tim Langholz, representing the National Federation of Independent Businesses.

Karla Ruest, representing the Michigan Council of Nurse Practitioners.

Christine Shearer, representing the Michigan Association of Health Plans.

Dr. Pamela Coffey, representing the Michigan College of Emergency Physicians.

Kevin McKinney, representing the Michigan Osteopathic Association.

Frank Waters, Michigan Primary Care Association.

Brian Shoaf, representing the Detroit Regional Chamber of Commerce.

Grant Meade, representing the Michigan Academy of Family Physicians.

Jacqui Dolce, representing the Grand Rapids Chamber.

Colin Ford, representing the Michigan Chapter American Academy of Pediatrics.

Dr. David Ozog, representing the Michigan Dermatological Society.

Dr. Paul Bozyk, representing the Michigan Thoracic Society.

Narasimha Gundamraj, representing the Ingham County Medical Society.

Dr. Juan Marquez, representing the Washtenaw County Medical Society.

Dr. Brian Stork, representing the Muskegon County Medical Society.

Dr. Christopher Allen, representing the Saginaw County Medical Society.

Dr. Lawrence Handler, representing the Macomb County Medical Society.
Dr. Jayne Courts, representing herself.
Rebecca Fisher, representing herself.
Allen Majkrzak, representing himself.
Jacob Price, representing himself.
Dr. Daniel C. McGillicuddy, representing himself.
Raphael Sweet, representing himself.
Michelle Tuckerman, representing herself.
Gregory Gafni-Pappas, representing himself.
Patricia Paz Arabo, representing herself.
Dr. Richard Hodgson, representing himself.
Dr. Sara Chakel, representing herself.
Dr. Rachel Klamo, representing the Michigan Academy of Family Physicians.
Dr. Christopher Milback, representing the Michigan Academy of Family Physicians.
Dr. Eliza Hutchinson, representing the Michigan Academy of Family Physicians.
Dr. Mary Marshall, representing the Michigan Academy of Family Physicians.
Dr. Bashar Yalldo, representing the Michigan Academy of Family Physicians.
Dr. Arti Madhavan, representing the Michigan Academy of Family Physicians.
Dr. Robert Jackson, representing the Michigan Academy of Family Physicians.
Dr. Jennifer Aloff, representing the Michigan Academy of Family Physicians.
Dr. Timothy Tobolic, representing the Michigan Academy of Family Physicians.
Dr. Aisha Harris, representing the Michigan Academy of Family Physicians.
Michael Geraghty, representing himself.
Paul Shotkin, representing himself.
Dr. Zachary Jarou, representing himself.
Dr. Michael Fill, representing himself.
Michael Gratson, representing himself.
Dr. Michael Yokell, representing himself.
Dr. Antony Hsu, representing himself.
Kristina Masters, representing herself.
Dr. Erica Fisher, representing herself.
Tina Choudhri, representing herself.
Joel Krauss, representing himself.
Stephanie, representing herself.
Amanda Wood, representing herself.
Dr. Madelon Krissoff, representing herself.
Dr. Daniel Micheller, representing himself.
Dr. Karen Beasley, representing herself.
Dr. Nicole Seleno, representing herself.
Rochelle Versalle, representing herself.
Dr. David Eisenbrey, representing himself.
Dr. Michael Monticciolo, representing himself.
Dr. Matthew Proudfoot, representing himself.
Christopher Brock, representing himself.
Dr. Edidiong David, representing himself.
Dr. Robert Stachler, representing himself.
Dr. Timothy Mervak, representing himself.
Sarah Hartley, representing herself.

Cathleen Russell, representing herself.
Dr. Edmond Younes, representing herself.
Dr. Kelly Correa, representing herself.
Dr. Michael Baker, representing himself.
Dr. David Black, representing himself.
Jeffrey Callard, PA-C, representing himself.
Dr. John Erpelding, representing himself.
Dr. Zachary Tolstyka, representing himself.
Dr. Christopher Bush, representing himself.
Dr. Jodi Galdes, representing herself.
Dr. Remington Nevin, representing himself.
Dr. Jayson Field, representing himself.
Dr. Thomas Veverka, representing himself.
Roger Reichenbach, representing himself.
Hema Govil, representing herself.
Jason Hamel, representing himself.
Lori Collins, representing herself.
Jonathan Porath, representing himself.

Representative Edwards moved to report out HB 6085 with recommendation. The motion prevailed 7-4-1:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Outman, Johnsen.

Pass: Rep. Arbit.

There being no further business before the committee, Chair Breen adjourned the meeting at 12:00 PM.

Representative Kelly Breen, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov