



HOUSE OF REPRESENTATIVES

COMMITTEE ON NATURAL RESOURCES, ENVIRONMENT, TOURISM AND OUTDOOR RECREATION

REP. LAURIE POHUTSKY
CHAIR

COMMITTEE MEETING MINUTES

Thursday, October 26, 2023 10:30 AM Room 521, House Office Building

The House Committee on Natural Resources, Environment, Tourism and Outdoor Recreation was called to order by Chair Pohutsky.

The Chair requested attendance be called:

Present: Reps. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz, Martin, Prestin, Schriver.
Absent: None.
Excused: None.

Representative Hill moved to adopt the meeting minutes from October 19, 2023. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5088, HB 5089, HB 5090, HB 5091, HB 5092 and HB 5093 before the committee:

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| HB 5088 (Rep. Aiyash) | A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding sections 14n, 14o, 14p, 14q, 14r, 14s, and 14u. |
| HB 5089 (Rep. McKinney) | A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 14t. |
| HB 5090 (Rep. Aiyash) | A bill to prescribe the powers and duties of certain providers of retail water service in this state; to prescribe the powers and duties of certain state officers and entities; to prohibit certain acts and practices of providers of retail water service; and to provide for remedies and penalties for certain violations of this act. |

HB 5091 (Rep. McFall)

A bill to amend 1972 PA 348, entitled "An act to regulate relationships between landlords and tenants relative to rental agreements for rental units; to regulate the payment, repayment, use and investment of security deposits; to provide for commencement and termination inventories of rental units; to provide for termination arrangements relative to rental units; to provide for legal remedies; and to provide penalties," (MCL 554.601 to 554.616) by adding section 1d.

HB 5092 (Rep. Wilson)

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending the title and sections 282 and 383a (MCL 750.282 and 750.383a), the title as amended by 2010 PA 107, section 282 as amended by 1987 PA 32, and section 383a as amended by 2008 PA 413.

HB 5093 (Rep. McKinney)

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 16o and 16s of chapter XVII (MCL 777.16o and 777.16s), section 16o as amended by 2012 PA 169 and section 16s as amended by 2008 PA 414.

Representatives Aiyash, McFall and McKinney and Senator Change testified in support of HBs 5088-5093. Questions and discussion followed.

The Chair laid SB 441 before the committee:

SB 441 (Sen. Shink)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 44508, 44524, 47325, 47327, and 47333 (MCL 324.44508, 324.44524, 324.47325, 324.47327, and 324.47333), sections 44508, 47325, and 47333 as added by 1995 PA 57, section 44524 as amended by 2012 PA 249, and section 47327 as amended by 2020 PA 385.

Representative Martin offered the following amendment to SB 441:

1. Amend page 1, following line 3, by inserting:

"(2) The department shall form a catch activity committee that is composed of 2 individuals from the department and 2 representatives from the Michigan charter boat association. The catch activity committee shall do all of the following:

(a) Develop a monthly catch activity report form that pertains to the number, type, and location of fish taken from charter boats in this state.

(b) Plan and prioritize research concerning the information gathered pursuant to this section." and renumbering the remaining subsections.

2. Amend page 2, line 14, after "subsection" by striking out "(4)." and inserting "(5)."

3. Amend page 2, line 18, after "subsection" by striking out "(4)." and inserting "(5)."

4. Amend page 2, line 20, after "subsection" by striking out "(4)." and inserting "(5).".

Representative Martin moved to adopt the amendment to SB 441. The motion did not prevail 3-6-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Martin, Prestin, Schriver.

Nays: Reps. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz.

Pass: None.

Representative Prestin offered the following amendment to SB 441:

1. Amend page 8, following line 22, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 5108 of the 102nd Legislature is enacted into law."

Representative Prestin moved to adopt the amendment to SB 441. The motion did not prevail 3-6-0:

UNFAVORABLE ROLL CALL

Yeas: Reps. Martin, Prestin, Schriver.

Nays: Reps. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz.

Pass: None.

Representative McFall moved to report out SB 441 with recommendation. The motion prevailed 5-1-3:

FAVORABLE ROLL CALL

Yeas: Reps. Pohutsky, Hill, Shannon, McFall, Paiz.

Nays: Rep. Schriver.

Pass: Reps. Arbit, Martin, Prestin.

The following people submitted a card in support of SB 441, but did not wish to speak:

Taylor Ridderbusch, representing the Michigan Department of Natural Resources.

Horst Schmidt, representing the Upper Peninsula Environmental Coalition.

The Chair laid HB 4824, HB 4825 and HB 4826 before the committee:

HB 4824 (Rep. McKinney)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20120a (MCL 324.20120a), as amended by 2018 PA 581.

HB 4825 (Rep. Hill)

A bill to amend 1986 PA 182, entitled "State police retirement act of 1986," by amending section 66 (MCL 38.1666), as added by 2018 PA 674.

HB 4826 (Rep. MacDonell)

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending sections 33, 39a, 41, 42, 43, 44, 47, and

48 (MCL 24.233, 24.239a, 24.241, 24.242, 24.243, 24.244, 24.247, and 24.248), as amended by 2018 PA 267; and to repeal acts and parts of acts.

The following people submitted a card in support of HB 4824, HB 4825 and HB 4826, but did not wish to speak:

Horst Schmidt, representing the Upper Peninsula Environmental Coalition.
Emily Smith, representing the Michigan Environmental Council.

The following people submitted a card in opposition to HB 4824, HB 4825 and HB 4826, but did not wish to speak:

Amanda Fisher, representing the National Federation of Independent Business.

Representative Hill moved to report out HB 4824 with recommendation. The motion prevailed 6-3-0:

FAVORABLE ROLL CALL

Yeas: Reps. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz.
Nays: Reps. Martin, Prestin, Schriver.
Pass: None.

Representative Arbit moved to report out HB 4825 with recommendation. The motion prevailed 6-3-0:

FAVORABLE ROLL CALL

Yeas: Reps. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz.
Nays: Reps. Martin, Prestin, Schriver.
Pass: None.

Representative Shannon moved to report out HB 4826 with recommendation. The motion prevailed 6-3-0:

FAVORABLE ROLL CALL

Yeas: Reps. Pohutsky, Hill, Shannon, Arbit, McFall, Paiz.
Nays: Reps. Martin, Prestin, Schriver.
Pass: None.

The committee returned to the consideration of HBs 5088-5093.

Sylvia Orduno, representing People's Water Board, and Cyndi Roper, representing Natural Resources Defense Council, testified in support of HBs 5088-5093.

Willie Brake, an impacted Michigan resident, testified in support of HBs 5088-5093.

Mary Sheffield, representing the Detroit City Council, testified in support of HBs 5088-5093.

Debra Taylor and Monica Lewis-Patrick, both representing We the People of Detroit, and Cecily McClellan, an impacted Michigan resident, testified with a neutral stance on HBs

5088-5093.

Roslyn Walker, an impacted Michigan resident, testified in support of HBs 5088-5093.

Louis Piszker, representing the Wayne Metro Community Action Agency, testified in support of HBs 5088-5093.

Michelle LaJoie, representing Community Action Alger-Marquette, testified in support of HBs 5088-5093.

At 11:54 AM, the Chair laid the committee at ease.

At 12:20 PM, the Chair called the committee back to order.

Cathy Lombardo, representing the Property Management Association of Michigan, testified in opposition of HB 5091. Questions and discussion followed.

Bonnifer Ballard, representing the Michigan Section of the American Water Works Association, testified in support of HBs 5088-5093. Questions and discussion followed.

Sean McBreaty, representing Clean Water Action, Christy McGillivray and Erma Leaphart, both representing the Sierra Club of Michigan, testified in support of HBs 5088-5093.

Melissa Mays, representing Water You Fighting For, testified in support of HBs 5088-5093.

Nayyirah Shariff, representing Flint Rising, testified in support of HBs 5088-5093.

Gary Brown and Debbie Popiech, both representing the Detroit Water and Sewage Department, and Jim Nash and Kelsey Cooke, both representing the Oakland County Office of the Water Resources Commissioner, testified in support of HBs 5088-5093. Questions and discussion followed.

Nkenge Browner, representing Mothering Justice, testified with a neutral position on HBs 5088-5093.

Kristy Meyer, representing the Water Equal Rights Coalition, testified with a neutral position on HBs 5088-5093.

Gwen Howard, representing Redeem Detroit, testified in support of HBs 5088-5093.

Mary Alice Adams, Benton Harbor City Commissioner, testified with a neutral position on HBs 5088-5093.

Ann Baughman, representing Freshwater Future, testified with a neutral position on HBs 5088-5093.

Reverend Paul Perez, representing the Central United Methodist Church Detroit, testified in support of HBs 5088-5093. Questions and discussion followed.

Mary Ellen Howard, representing the Peoples Water Board Commission, testified in support of HBs 5088-5093.

Theresa Landrum, an impacted Michigan resident, testified with a neutral position on HBs 5088-5093.

The following people submitted a card in opposition to HB 5091, but did not wish to speak:

Erika Farley, representing the Rental Property Owners Association of Michigan.
Forrest Wall, representing the Apartment Association of Michigan.
Amanda Fisher, representing the National Federation of Independent Business.
Brad Ward, representing the Michigan Realtors.

The following people submitted a card in opposition to HB 5090, HB 5091, HB 5092 and HB 5093, but did not wish to speak:

John Lindley, representing the Michigan Manufactured Housing Association.

The following people submitted a card in support of HB 5088, HB 5089, HB 5090, HB 5091, HB 5092 and HB 5093, but did not wish to speak:

Horst Schmidt, representing the Upper Peninsula Environmental Council.
Allie Zeff, representing the Detroit Jews for Justice.
Solomon Medintz, representing the Detroit Jews for Justice.
Eleanor Gamalski, representing the Detroit Jews for Justice.
Diane Weckerle, representing the Michigan Citizens for Water Conservation.
Lou Novak, representing the Detroit Greens and People's Water Board Coalition.
Rondi Brower, representing the Detroit Jews for Justice.
Elizabeth Kirkwood, representing the For Love of Water.
Paul Jackson, representing the East Michigan Environmental Action Council.
Rabbi David Polsky, representing the Detroit Jews for Justice.
Dr. Paul von Oeyen MD, representing the Unitarian Universalist Social Justice Committee.
Reverend Edward Pinkney, representing the Benton Harbor Community Water Council.
Nicole Hill, representing the People's Water Board Coalition.
Rich Bowman, representing the The Nature Conservancy.
Chris Semrinec, representing the Michigan League of Conservation Voters.
Mike Compagnoni, representing the Michigan Water Environment Association.
Alton McIntyre, representing the People's Water Board Coalition.
Fred Vitale, representing the Michigan Welfare Rights Organization.
Marian Kramer, representing the Highland Park Human Rights Coalition.
Carolyn Baker, representing the General Baker Institute.
Val Baker, representing the General Baker Institute.
Valerie Jean Blakely.
Gwen Gaines, representing the Michigan Welfare Rights Organization.
Amanda Klein, representing the United Way for Southeastern Michigan.
Thomas Visco, representing the Michigan Community Action.
Maureen Taylor, representing the Michigan Welfare Rights Organization.
Rachel Richards, representing the Michigan League for Public Policy.
Wanda Kennedy.
Barry Rubin, representing the People's Water Board Coalition.
Mel Chudnof, representing the People's Water Board Coalition.
John Fournier, representing the City of Ann Arbor.
Saunteel Jenkins, representing the The Heat and Warmth Fund.
Alice Jennings, representing the People's Water Board Coalition.

Mustapha Elturk, representing the Islamic Organization of North America.
Randy Block, representing the Michigan Unitarian Universalists Social Justice Network.
Edwin Rowe, representing the Michigan Methodist Federation.
Gracie Wooten, representing the Highland Park Human Rights Coalition.
Victor Arbulu.
Reverend Kenita Harris, representing the Detroit Bible Tabernacle.

There being no further business before the committee, Chair Pohutsky adjourned the meeting at 1:55 PM.

Representative Laurie Pohutsky, Chair

Legan Rose
Committee Clerk
LRose@house.mi.gov

Date Adopted: November 9,
2023