



## HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY  
REP. GRAHAM FILLER  
CHAIR

### COMMITTEE MEETING MINUTES

Tuesday, September 21, 2021                      9:00 AM                      Room 519, House Office Building

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

The Chair requested attendance be called:

Present: Reps. Filler, Mueller, Steven Johnson, Kahle, Rendon, Berman, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope, Breen.

Absent: None.

Excused: None.

Representative Mueller moved to adopt the meeting minutes from September 14, 2021. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4853, HB 4855, HB 4857 and HB 4858 before the committee:

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| HB 4853 (Rep. Whiteford) | A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16213, 20175, 20175a, and 20199 (MCL 333.16213, 333.20175, 333.20175a, and 333.20199), sections 16213 and 20175a as added and section 20175 as amended by 2006 PA 481, and by adding sections 16213a, 16429, 17029, 17529, 17829, 17909, and 20175b. |
| HB 4855 (Rep. Hauck)     | A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13n of chapter XVII (MCL 777.13n), as amended by 2018 PA 583.   |
| HB 4857 (Rep. Glenn)     | A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16221 (MCL 333.16221), as amended by 2020 PA 232.   |
| HB 4858 (Rep. Rendon)    | A bill to amend 1978 PA 368, entitled "Public   |

health code," by amending section 16226 (MCL 333.16226), as amended by 2020 PA 233.

Representative Whiteford, Representative Glenn, and Representative Rendon, testified in support of HB 4853, HB 4855, HB 4857 and HB 4858. Questions and discussion followed.

The following people submitted a card in support of HB 4853, HB 4855, HB 4857 and HB 4858, but did not wish to speak:

Elinor Jordan, representing the Michigan Coalition to End Domestic & Sexual Violence.

The following people submitted a card in support of HB 4857 and HB 4858, but did not wish to speak:

Jess Averill-Hammond, representing the Michigan Domestic and Sexual Violence Prevention and Treatment Board.

The Chair laid HB 4071 and HB 4072 before the committee:

HB 4071 (Rep. Kahle)	A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as amended by 2020 PA 49.
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HB 4072 (Rep. Calley)	A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2020 PA 50.
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Representative Kahle, testified in support of HB 4071 and HB 4072. Questions and discussion followed.

The following people submitted a card in support of HB 4071 and HB 4072, but did not wish to speak:

Jess Averill-Hammond, representing the Michigan Domestic and Sexual Violence Prevention and Treatment Board.

KC Steckelberg, representing the Prosecuting Attorneys Association of Michigan.

The following people submitted a card in support of HB 4071, but did not wish to speak:

Chardae Burton, representing the Michigan Department of Health and Human Services.

Representative Rendon moved to adopt substitute (H-1) to HB 4071. The motion prevailed 13-0-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Steven Johnson, Kahle, Rendon, Berman, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope, Breen.

Nays: None.

Pass: None.

Representative LaGrand moved to adopt substitute (H-2) to HB 4071. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Steven Johnson, Kahle, Rendon, Berman, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope, Breen.  
Nays: None.  
Pass: None.

Representative Kahle moved to report out HB 4071 with recommendation, as substitute (H-2). The motion prevailed 11-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Kahle, Rendon, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope, Breen.  
Nays: Rep. Steven Johnson.  
Pass: Rep. Berman.

Representative Kahle moved to report out HB 4072 with recommendation. The motion prevailed 11-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Kahle, Rendon, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope, Breen.  
Nays: Rep. Steven Johnson.  
Pass: Rep. Berman.

The Chair laid HB 4003 before the committee:

HB 4003 (Rep. Hall)	A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 227 (MCL 750.227), as amended by 1986 PA 8.
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Representative Hall, testified in support of HB 4003. Questions and discussion followed.

Brenden Boudreau, representing the Great Lakes Gun Rights, testified in support of HB 4003.

The following people submitted a card in support of HB 4003, but due to the time constraints were unable to speak:

Tom Lambert, representing the Michigan Open Carry.

The following people submitted a card in support of HB 4003, but did not wish to speak:

Tom DeRousie, representing the Michigan Gun Owners.

Brady Schickinger, representing the Michigan Coalition for Responsible Gun Owners.

The Chair laid HB 4847, HB 4848, HB 4849 and HB 4850 before the committee:

HB 4847 (Rep. Filler)	A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5104, 5106, 5310, 5313, and 5409 (MCL 700.5104, 700.5106, 700.5310, 700.5313, and 700.5409), section 5106 as amended by 2017 PA 136, section 5310 as amended by 2000 PA 54, section 5313 as amended by 2012 PA 545, and
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section 5409 as amended by 2000 PA 463, and by adding section 5106a.

HB 4848 (Rep. Filler)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5305, 5314, 5406, 5417, and 5418 (MCL 700.5305, 700.5314, 700.5406, 700.5417, and 700.5418), section 5305 as amended by 2017 PA 155, section 5314 as amended by 2018 PA 594, section 5406 as amended by 2000 PA 464, and sections 5417 and 5418 as amended by 2000 PA 312, and by adding sections 5314a, 5314b, and 5314c.

HB 4849 (Rep. Bolden)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5303, 5304, 5306, 5306a, 5312, and 5416 (MCL 700.5303, 700.5304, 700.5306, 700.5306a, 700.5312, and 700.5416), section 5303 as amended by 2017 PA 155, section 5306 as amended by 2019 PA 170, section 5306a as added by 2012 PA 173, and section 5312 as amended by 2000 PA 54.

HB 4850 (Rep. Wakeman)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5414 and 5415 (MCL 700.5414 and 700.5415), and by adding section 5312a.

Nicole Shannan, representing the Michigan Elder Justice Initiative, testified in support of HB 4847, HB 4848, HB 4849 and HB 4850. Questions and discussion followed.

Georgia Callis and Erik Sabaitis, representing the Michigan Guardianship Association, testified in opposition to HB 4847, HB 4848, HB 4849 and HB 4850. Questions and discussion followed.

The following people submitted a card in support of HB 4847, HB 4848, HB 4849 and HB 4850, but due to the time constraints were unable to speak:

Tom Boyd, representing the State Court Administrative Office.

The following people submitted a card in opposition to HB 4847, HB 4848, HB 4849 and HB 4850, but due to the time constraints were unable to speak:

Jody White, representing herself.

Tom Howe, representing the citizens of Michigan.

The following people submitted a card in support of HB 4847, HB 4848, HB 4849 and HB 4850, but did not wish to speak:

KC Steckelberg, representing the Prosecuting Attorneys Association of Michigan.

The following people submitted a card with a neutral position on HB 4848, but did not wish to speak:

John Pollock, representing the National Coalition for a Civil Right to Counsel.

There being no further business before the committee, Rep. Graham Filler adjourned the meeting at 10:28 AM.

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Representative Graham Filler, Chair

Melissa Sweet  
Committee Clerk  
msweet@house.mi.gov