



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY
REP. GRAHAM FILLER
CHAIR

COMMITTEE MEETING MINUTES

Wednesday, September 28, 2022 9:00 AM Room 521, 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, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Absent: Rep. Yancey.

Excused: None.

Representative Mueller moved to adopt the meeting minutes from June 21, 2022. There being no objection, the motion prevailed by unanimous consent.

Representative Mueller moved to adopt the meeting minutes from September 20, 2022. There being no objection, the motion prevailed by unanimous consent.

The Chair laid SB 1003 before the committee:

SB 1003 (Sen. VanderWall)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 81101, 81132, 81145, 81146, and 81150 (MCL 324.81101, 324.81132, 324.81145, 324.81146, and 324.81150), section 81101 as amended by 2020 PA 385 and sections 81132, 81145, 81146, and 81150 as added by 1995 PA 58.

Senator VanderWall, Sheriff Kim Cole, and Sheriff Ed Oswald, both representing the Michigan Sheriff's Association, testified together in support of SB 1003. Questions and discussion followed.

The following person submitted a card in support of SB 1003, but did not wish to speak:
Taylor Ridderbusch, representing the Michigan Department of Natural Resources.

The Chair laid HB 5473 before the committee:

HB 5473 (Rep. Meerman)

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by repealing sections 3, 4, 5, 6, 6a, and 6b of chapter VII (MCL 767.3, 767.4, 767.5, 767.6, 767.6a, and 767.6b), section 6 of chapter VII as amended by 1999 PA 250.

Representative Meerman testified in support of HB 5473. Questions and discussion followed.

Diana Rademacher, representing Americans for Prosperity, testified in support of HB 5473.

Janice Daniels, representing the Guardians of the Constitution, testified in opposition to HB 5473.

Jody White, representing herself, testified with a neutral position on HB 5473.

The following person submitted a card in support of HB 5473, but due to the time constraints was unable to speak:

David Safavian, representing the American Conservative Union.

The following person submitted a card in support of HB 5473, but did not wish to speak:

Noah Smith, representing the Criminal Defense Attorneys of Michigan.

The following person submitted a card in opposition to HB 5473, but did not wish to speak:

Emily Corwin, representing the Wayne County Prosecutor's Office.

The Chair returned to SB 1003.

Representative Steven Johnson moved to adopt substitute (H-1) to SB 1003. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

Representative Steven Johnson moved to report out SB 1003 with recommendation, as substitute (H-1). The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

The Chair laid SB 1041 and SB 1042 before the committee:

SB 1041 (Sen. Wozniak)

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by

amending section 3 (MCL 24.203), as amended by 2011 PA 239.

SB 1042 (Sen. Wozniak)

A bill to amend 1984 PA 427, entitled "Municipal employees retirement act of 1984," (MCL 38.1501 to 38.1555) by adding section 45b.

Representative Mueller moved to report out SB 1041 with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

Representative Mueller moved to report out SB 1042 with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

The Chair laid HB 5665 before the committee:

HB 5665 (Rep. Albert)

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 217c (MCL 257.217c), as amended by 2018 PA 108.

The following person submitted a card with a neutral position on HB 5665, but did not wish to speak:

Jenita Moore, representing the Michigan Department of State.

The following person submitted a card in support of HB 5665, but did not wish to speak:

Stephanie Johnson, representing the Michigan Association of Chiefs of Police.

Representative Mueller moved to adopt substitute (H-1) to HB 5665. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

Representative Mueller moved to report out HB 5665 with recommendation, as substitute (H-1). The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

The Chair laid SB 870 before the committee:

SB 870 (Sen. Runestad)

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 116 (MCL 750.116).

The following person submitted a card with a neutral position on SB 870, but did not wish to speak:

Noah Smith, representing the Criminal Defense Attorneys of Michigan.

The following people submitted a card in support of SB 870, but did not wish to speak:

Stephanie Johnson, representing the Michigan Association of Chiefs of Police.

Trooper Kristina Droste, representing the Michigan State Police.

Matt Saxton, representing the Michigan Sheriffs' Association.

Representative Mueller moved to adopt substitute (H-3) to SB 870. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

Representative Mueller moved to report out SB 870 with recommendation, as substitute (H-3). The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Kahle, Rendon, Clements, Mekoski, LaGrand, Bolden, Hope, Breen.

Nays: None.

Pass: None.

At 9:40 AM, the Chair laid the committee at ease.

At 9:43 AM, the Chair called the committee back to order.

The Chair laid HB 4166 before the committee:

HB 4166 (Rep. Frederick)

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 5451 (MCL 600.5451), as amended by 2012 PA 451.

Representative Frederick testified in support of HB 4166. Questions and discussion followed.

There being no further business before the committee, Chair Filler adjourned the meeting at 9:56 AM.

Representative Graham Filler, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov

PROPOSED