



## HOUSE OF REPRESENTATIVES

### COMMITTEE ON JUDICIARY

REP. GRAHAM FILLER

CHAIR

## COMMITTEE MEETING MINUTES

Tuesday, October 15, 2019

9:00 AM

Room 519, House Office Building

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

The Chair requested attendance be called:

Present: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Absent/Excused: None.

Representative LaFave moved to adopt the meeting minutes from October 8, 2019. There being no objection, the motion prevailed by unanimous consent.

The Chair laid SB 84, SB 90, SB 91, SB 92, SB 93, SB 94, SB 95, SB 96, SB 97, SB 98, SB 99, SB 100, SB 101 and SB 102 before the committee:

- |       |                   |  |
|-------|-------------------|--|
| SB 84 | (Sen. VanderWall) | A bill to amend 2013 PA 93, entitled "Michigan indigent defense commission act," by amending section 3 (MCL 780.983), as amended by 2018 PA 214.   |
| SB 90 | (Sen. Lucido)     | A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1, 3, and 11 of chapter XIIA (MCL 712A.1, 712A.3, and 712A.11), section 1 as amended by 2016 PA 496, section 3 as amended by 1996 PA 409, and section 11 as amended by 2016 PA 185. |
| SB 91 | (Sen. MacDonald)  | A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending  |

section 27a of chapter IV (MCL 764.27a), as amended by 1996 PA 254.

- SB 92 (Sen. Santana) A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11 of chapter II (MCL 762.11), as amended by 2015 PA 31.
- SB 93 (Sen. Chang) A bill to amend 1974 PA 150, entitled “Youth rehabilitation services act,” by amending section 2 (MCL 803.302), as amended by 1998 PA 517.
- SB 94 (Sen. Irwin) A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 1060a (MCL 330.2060a), as added by 2012 PA 540.
- SB 95 (Sen. Santana) A bill to amend 1988 PA 13, entitled “Juvenile diversion act,” by amending sections 2 and 8 (MCL 722.822 and 722.828), section 2 as amended by 1996 PA 415.
- SB 96 (Sen. Hollier) A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 139 (MCL 750.139), as amended by 1998 PA 510.
- SB 97 (Sen. Hertel) A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 14, 15, 16, 18, and 18i of chapter XIIIA (MCL 712A.14, 712A.15, 712A.16, 712A.18, and 712A.18i), section 14 as amended by 2012 PA 163, section 15 as amended by 1998 PA 474, section 16 as amended by 1998 PA 478, section 18 as amended by 2018 PA 58, and section 18i as added by 1996 PA 244.
- SB 98 (Sen. Bullock) A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 27 of chapter IV (MCL 764.27), as amended by 1996 PA 418.
- SB 99 (Sen. Johnson) A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15b of chapter IV (MCL 764.15b), as amended by 2001 PA 209.
- SB 100 (Sen. Lucido) A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 2 of chapter XIIIA (MCL 712A.2), as amended by 2018 PA 58.

SB 101 (Sen. Lucido) A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 117a (MCL 400.117a), as amended by 2018 PA 580.

SB 102 (Sen. Santana) A bill to amend 1939 PA 280, entitled "The social welfare act,"(MCL 400.1 to 400.119b) by adding section 117i.

Senator Lucido testified in support of SB 84, SB 90, SB 91, SB 92, SB 93, SB 94, SB 95, SB 96, SB 97, SB 98, SB 99, SB 100, SB 101 and SB 102. Questions and discussion followed.

Bethany Wicksall representing State Budget Office, testified with no position on SB 84, SB 90, SB 91, SB 92, SB 93, SB 94, SB 95, SB 96, SB 97, SB 98, SB 99, SB 100, SB 101 and SB 102.

The following people submitted a card in support of SB 84, SB 90, SB 91, SB 92, SB 93, SB 94, SB 95, SB 96, SB 97, SB 98, SB 99, SB 100, SB 101 and SB 102, but did not wish to speak:

David Coulter, representing the Oakland County Executive.

Noah Smith, representing the Criminal Defense Attorneys of Michigan.

Algeria Wilson, representing the National Association of Social Workers of Michigan.

Sandi Metcalf, representing the Michigan Association of Family Court Administrators.

Carla Grezeszak, representing the Northern Michigan Juvenile Officer Association.

Renee Edmondson, representing the School-Community Health Alliance of Michigan.

Alex Rossman, representing the Michigan League for Public Policy.

Joshua Hoe, representing Safe and Just Michigan.

Jason Smith, representing the Michigan Council on Crime & Delinquency.

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan.

Tom Hickson, representing the Michigan Catholic Conference.

Meghann Keit, representing the Michigan Association of Counties.

Andy Johnston, representing the Grand Rapids Chamber.

Representative Farrington moved to report out SB 84 with recommendation. The motion prevailed 13-0-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Berman moved to adopt substitute (H-1) to SB 90. The motion prevailed 13-0-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Howell moved to report out SB 90 with recommendation, as substitute (H-1). The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative LaFave moved to report out SB 93 with recommendation. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Farrington moved to adopt substitute (H-1) to SB 97. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Steven Johnson moved to report out SB 97 with recommendation, as substitute (H-1). The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Rendon moved to adopt substitute (H-1) to SB 99. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative LaFave moved to report out SB 99 with recommendation, as substitute (H-1). The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Wozniak moved to adopt substitute (H-1) to SB 100. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Farrington moved to report out SB 100 with recommendation, as substitute (H-1). The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Farrington moved to adopt substitute (H-1) to SB 101. The motion prevailed 13-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: None.

Pass: None.

Representative Farrington moved to report out SB 101 with recommendation, as substitute (H-1). The motion prevailed 12-0-1.

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.  
Nays: None.  
Pass: Rep. Berman.

Representative LaFave offered the following amendment to SB 102:

1. Amend page 2, line 8, after "**chapter**" by striking out "**XXIIA**" and inserting "**XIIIA**".

Representative LaFave moved to adopt the amendment to SB 102. The motion prevailed 13-0-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.  
Nays: None.  
Pass: None.

Representative LaFave moved to report Senate Bill No. 102 as amended, as substitute (H-1). The motion prevailed 12-0-1:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.  
Nays: None.  
Pass: Rep. Berman.

There being no further business before the committee, Rep. Graham Filler adjourned the meeting at 9:31 AM.

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Representative Graham Filler, Chair

Melissa Sweet  
Committee Clerk  
msweet@house.mi.gov