



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. KELLY A BREEN

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, October 11, 2023 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, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Absent: Rep. Arbit.

Excused: Rep. Arbit.

Representative Edwards moved to adopt the meeting minutes from October 4, 2023. There being no objection, the motion prevailed by unanimous consent.

Representative Hoskins moved to excuse Representative Arbit from the meeting. There being no objection the motion prevailed by unanimous consent.

The Chair laid SB 248 before the committee:

SB 248 (Sen. Lauwers)

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2163a (MCL 600.2163a), as amended by 2018 PA 343.

Josh Skrzypczck, from Senator Lauwers' Office, testified in support of SB 248.

Bob Carmack, representing himself, testified with a neutral position on SB 248.

Representative Edwards moved to adopt substitute (H-1) to SB 248. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

Representative Fink moved to report out SB 248 with recommendation, as substitute (H-1).
The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: None.

The Chair laid HB 4913 before the committee:

HB 4913 (Rep. Breen)	A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7214 (MCL 333.7214), as amended by 2018 PA 107.
----------------------	---

At 11:03 AM, the Chair laid the committee at ease.

At 11:04 AM, Majority Vice Chair Edwards called the committee back to order.

Chair Breen testified in support of HB 4913. Questions and discussion followed.

At 11:09 AM, Majority Vice Chair Edwards laid the committee at ease.

At 11:10 AM, the Chair called the committee back to order.

Tony Buffa, representing the Oakland County Sheriff's Office, testified in support of HB 4913. Questions and discussion followed.

Cindy Brown, representing the Oakland County Prosecuting Attorney, testified in support of HB 4913.

The following people submitted a card in support of HB 4913, but did not wish to speak:

Meghann Keit-Corrión, representing the Michigan Association of Treatment Court Professionals.

Gabe Basso, representing Blue Cross Blue Shield of Michigan.

The following person submitted a card with no position on HB 4913, but did not wish to speak:

Matt Breslin, representing the Michigan Veterinary Medical Association.

The Chair laid HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047 before the committee:

HB 4909 (Rep. Breen)	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 section 5409 as amended by 2000 PA 463, and by adding section 5106a.

HB 4910 (Rep. Tsernoglou)

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 section 5314a.

HB 4911 (Rep. Filler)

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 4912 (Rep. Borton)

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.

HB 5047 (Rep. Coffia)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 5106 (MCL 700.5106), as amended by 2017 PA 136, and by adding part 5A to article V.

Ashley Steffan and Scott Teter, both representing the Michigan Department of Attorney General, testified in support of HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047. Questions and discussion followed.

Cynthia Mifsud, representing her mother, Betty Hayes, testified with a neutral position on HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047.

Chris Abood, representing victims and reform, testified with a neutral position on HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047.

Lori L. Luoma, representing herself and her mother, Bonnie Luoma, testified with a neutral position on HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047.

Tom Howe, representing the public, testified in opposition to HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047.

Jody White, representing victims and reform, testified with a neutral position on HB 5047.

Genevieve Marnon, representing Right to Life of Michigan, testified with a neutral position on HB 4909 and HB 4910.

Georgia Callis, Erik Sabaitis, and Steve Burnham, all representing the Michigan Guardianship Association, testified in opposition to HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047. Questions and discussion followed.

The following people submitted a card in support of HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047, but did not wish to speak:

Nicole Shannon, representing the Michigan Elder Justice Initiative.

Ruthann Jaquette, representing Mid-Michigan Guardianship Services.

The following person submitted a card in opposition to HB 4909, HB 4910, HB 4911, HB 4912 and HB 5047, but did not wish to speak:

Matt Miner, representing the Oakland County Bar Association.

Representative Edwards moved to adopt substitute (H-1) to HB 4909. The motion prevailed 10-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Johnsen.

Representative Tyrone Carter moved to report out HB 4909 with recommendation, as substitute (H-1). The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Outman, Johnsen.

Representative Hope moved to adopt substitute (H-1) to HB 4910. The motion prevailed 10-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Johnsen.

Representative Dievendorf moved to report out HB 4910 with recommendation, as substitute (H-1). The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Outman, Johnsen.

Representative Hoskins moved to adopt substitute (H-1) to HB 4911. The motion prevailed 10-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Johnsen.

Representative Tsernoglou moved to report out HB 4911 with recommendation, as substitute (H-1). The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Outman, Johnsen.

Representative Edwards moved to adopt substitute (H-1) to HB 4912. The motion prevailed 10-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Johnsen.

Representative Hope moved to report out HB 4912 with recommendation, as substitute (H-1). The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Outman, Johnsen.

Representative Edwards moved to adopt substitute (H-1) to HB 5047. The motion prevailed 10-0-2:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Johnsen.

Representative Dievendorf moved to report out HB 5047 with recommendation, as substitute (H-1). The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Outman, Johnsen.

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