



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. KELLY A BREEN

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, February 14, 2024 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, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman.

Absent: Rep. Johnsen.

Excused: Rep. Johnsen.

Representative Edwards moved to adopt the meeting minutes from February 7, 2024. There being no objection, the motion prevailed by unanimous consent.

Chair Breen offered the following proposed Committee rules:

1. For any item of legislation considered by the committee, at least 1 meeting will be called at which the public may address the committee regarding that item of legislation. Oral testimony may be limited at the discretion of the committee chair. The Committee may accept written testimony in lieu of oral testimony.
2. All testimony shall be on the subject matter pertaining to the committee agenda.

The Committee discussed the proposed rules.

Representative Edwards moved to adopt the proposed Committee rules. The motion prevailed 7-0-4:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Hoskins, Tsernoglou.

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak, Outman.

The Chair laid HB 5300, HB 5301, HB 5302 and HB 5303 before the committee:

HB 5300 (Rep. Pohutsky)	A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1 and 3 of chapter XI (MCL 711.1 and 711.3), section 1 as amended by 2020 PA 40 and section 3 as added by 2000 PA 111.
HB 5301 (Rep. Dievendorf)	A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 307 and 812 (MCL 257.307 and 257.812), section 307 as amended by 2020 PA 376 and section 812 as amended by 2005 PA 142.
HB 5302 (Rep. Brabec)	A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1 and 2 (MCL 28.291 and 28.292), section 1 as amended by 2021 PA 105 and section 2 as amended by 2021 PA 73.
HB 5303 (Rep. Scott)	A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2831 and 2872 (MCL 333.2831 and 333.2872), section 2831 as amended by 1996 PA 307.

Representative Pohutsky testified in support of HB 5300, HB 5301, HB 5302 and HB 5303.

The following person submitted a card in support of HB 5300, but did not wish to speak:
 Jess Averill, representing the Michigan Domestic and Sexual Violence Prevention and Treatment Board.

The following person submitted a card in support of HB 5303, but did not wish to speak:
 Chardae Burton, representing the Michigan Department of Health and Human Services.

Representative Edwards moved to report out HB 5300 with recommendation. The motion prevailed 8-4-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
 Nays: Reps. Fink, Wendzel, Wozniak, Outman.
 Pass: None.

Representative Tyrone Carter moved to adopt substitute (H-1) to HB 5301. The motion prevailed 8-4-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
Nays: Reps. Fink, Wendzel, Wozniak, Outman.
Pass: None.

Representative Hope moved to report out HB 5301 with recommendation, as substitute (H-1). The motion prevailed 8-4-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
Nays: Reps. Fink, Wendzel, Wozniak, Outman.
Pass: None.

Representative Arbit moved to report out HB 5302 with recommendation. The motion prevailed 8-4-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
Nays: Reps. Fink, Wendzel, Wozniak, Outman.
Pass: None.

Representative Dievendorf moved to adopt substitute (H-1) to HB 5303. The motion prevailed 8-4-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
Nays: Reps. Fink, Wendzel, Wozniak, Outman.
Pass: None.

Representative Hoskins moved to report out HB 5303 with recommendation, as substitute (H-1). The motion prevailed 8-4-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
Nays: Reps. Fink, Wendzel, Wozniak, Outman.
Pass: None.

The Chair laid HB 5387 and HB 5388 before the committee:

- | | |
|-------------------------|--|
| HB 5387 (Rep. Breen) | A bill to amend 1972 PA 284, entitled "Business corporation act," (MCL 450.1101 to 450.2098) by adding chapter 9A. |
| HB 5388 (Rep. Koleszar) | A bill to amend 1972 PA 284, entitled "Business corporation act," by amending sections 105, 106, 131, 202, 211, and 911 (MCL 450.1105, 450.1106, |

450.1131, 450.1202, 450.1211, and 450.1911), sections 105, 106, 211, and 911 as amended by 2012 PA 569 and sections 131 and 202 as amended by 2018 PA 85.

Representative Tsernoglou moved to adopt substitute (H-1) to HB 5387. The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak.

Representative Edwards moved to report out HB 5387 with recommendation, as substitute (H-1). The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak.

Representative Hope moved to adopt substitute (H-1) to HB 5388. The motion prevailed 8-0-4:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak, Outman.

Representative Dievendorf moved to report out HB 5388 with recommendation, as substitute (H-1). The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

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

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak.

The Chair laid HB 5384, HB 5385 and HB 5386 before the committee:

HB 5384 (Rep. Roth)

A bill to amend 1978 PA 454, entitled "Truth in renting act," by amending section 2 (MCL 554.632).

HB 5385 (Rep. Mentzer)

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," by amending section 1 (MCL 554.601), as amended by 1995 PA 79.

HB 5386 (Rep. Breen)

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 5714 (MCL 600.5714), as amended by 2014 PA 223.

At 10:48 AM, the Chair laid the committee at ease.

At 10:50 AM, Majority Vice Chair Edwards called the committee back to order.

Chair Breen and Representative Roth testified together in support of HB 5384, HB 5385 and HB 5386. Questions and discussion followed.

At 10:58 AM, Majority Vice Chair Edwards laid the committee at ease.

At 10:59 AM, the Chair called the committee back to order.

Becky Berke and Gail Anderson, representing Realtors, testified in support of HB 5384, HB 5385 and HB 5386. Questions and discussion followed.

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

There being no further business before the committee, Chair Breen adjourned the meeting at 11:03 AM.

Representative Kelly Breen, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov