

**THE MINUTES OF THE HOUSE STANDING COMMITTEE  
ON  
COMMERCE**

**Wednesday, June 4, 2014**

**10:30 a.m.**

**Room 519 House Office Building**

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The House Standing Committee on Commerce was called to order by **Representative Frank Foster**, Chair.

**MEMBERS PRESENT:** Representatives Foster, Zorn, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Barnett, Townsend, Santana, Oakes, Driskell and Yanez.

**MEMBERS ABSENT/EXCUSED:** Representative Haines.

**Representative Schmidt** moved to adopt the minutes of the **May 14, 2014**, meeting. There being no objection, the motion prevailed by unanimous consent.

**Representative Glardon** moved to excuse Representative Haines from the committee. There being no objection, the motion prevailed by unanimous consent.

**Chair Foster** laid **HB 5390** and **HB 5391** before the committee:

HB 5390 (Cotter) Civil procedure; garnishment; writ of garnishment regarding periodic payments; modify liability of garnishee.

HB 5391 (McCready) Labor; fair employment practices; deductions from wages without written consent of employee; include certain reimbursements related to garnishment.

**TESTIMONY**

**Representative Cotter**, sponsor of HB 5390, explained his bill to the committee.

**Representative McCready**, sponsor of HB 5391, explained his bill and introduced Martin Brook to the committee.

**Martin Brook**, representing Ogletree, Deakins, Nash, Smoak & Stewart, P.C., testified in support of the bills. Questions and discussion followed.

**Robert Goodman**, representing the Michigan Creditors Bar, testified in opposition to HB 5390.

**Wendy Block**, representing the Michigan Chamber of Commerce, testified in support of the bills.

**Phillip Stenger**, representing DBA International, testified and submitted written testimony in support of HB 5391 and in opposition to HB 5390.

*The following people submitted a card but did not wish to speak:*

Delaney McKinley, representing the Michigan Manufacturers Association (MMA), supports the bills.  
Charles Owens, representing the National Federation of Independent Business (NFIB), supports the bills.

Tony Stamas, representing the Small Business Association of Michigan (SBAM), supports the bills.  
Kurt Berryman, representing the Auto Dealers of Michigan (ADM), supports HB 5390.

**Chair Foster** laid **SB 900** before the committee:

SB 900 (Brandenburg) Worker's compensation; funds; limitations on reimbursement from the Michigan compensation supplement fund; modify.

### **TESTIMONY**

**Dan Papineau** from Senator Brandenburg's office testified in support of the bill.

**Charlie Pryde**, representing Ford Motor Company, testified in support of the bill.

**Kevin Elsenheimer**, representing the Michigan Workers' Compensation Agency, testified in support of the bill.

*The following people submitted a card but did not wish to speak:*

Delaney McKinley, representing the Michigan Manufacturers Association, supports the bill.  
Wendy Block, representing the Michigan Chamber of Commerce, supports the bill.

**Representative Schmidt** moved to report **SB 900** with recommendation.

The motion prevailed by a vote of **14-0-2**.

### **FAVORABLE ROLL CALL:**

Yeas: Representatives Foster, Zorn, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Townsend and Driskell,

Nays: None,

Pass: Representatives Barnett and Yanez.

There being no further business to come before the committee, the Chair adjourned the meeting at 11:40 a.m.

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**Representative Frank Foster, Chair**  
**House Standing Committee on Commerce**  
Malika Abdul-Basir  
Committee Clerk  
517-373-7256  
50 Minutes