

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

Wednesday, September 10, 2014

10:30 a.m.

Room 519 House Office Building

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

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

MEMBERS ABSENT/EXCUSED: None.

Representative Glardon moved to adopt the minutes of the **June 11, 2014**, meeting. 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.

Representative Schmidt moved to adopt the substitute (**H-1**) to **HB 5390**.

The motion prevailed by a vote of **18-0-0**.

FAVORABLE ROLL CALL:

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

Nays: None,

Pass: None.

TESTIMONY

Representative Cotter, sponsor of HB 5390, explained his bill to the committee. Questions and discussion followed.

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

Rob Warner, representing the Michigan Creditors Bar Association, testified in support of HB 5390.

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

Amanda Fisher, representing the National Federation of Independent Business (NFIB), supports the bills.

Delaney McKinley, representing the Michigan Manufacturers Association (MMA), supports the bills.

Representative Haines moved to report **HB 5390** with recommendation as substitute (**H-1**).

The motion prevailed by a vote of **18-0-0**.

FAVORABLE ROLL CALL:

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

Nays: None,

Pass: None.

Chair Foster offered and moved the following amendment to **HB 5391**:

1. Amend page 2, line 18, after "the" by striking out the balance of the sentence and inserting "**WORKFORCE OPPORTUNITY WAGE ACT, 2014 PA 138, MCL 408.411 to 408.424**".

The motion prevailed by a vote of **18-0-0**.

FAVORABLE ROLL CALL:

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

Nays: None,

Pass: None.

Chair Foster placed the committee at ease @ 10:50 a.m.

The committee reconvened at 10:55 a.m.

Representative Schmidt moved to report **HB 5391** with recommendation as substitute (**H-1**).

The motion prevailed by a vote of **19-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Foster, Zorn, Haines, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Barnett, Townsend, Santana, Oakes, Driskell and Yanez,

Nays: None,

Pass: None.

Chair Foster laid **HB 5606** before the committee:

HB 5606 (Nesbitt)

Trade; business practices; provision regarding prohibited conduct by manufacturer; modify.

TESTIMONY

Representative Nesbitt, sponsor of the bill, explained his bill to the committee.

Kurt Berryman, representing the Auto Dealers of Michigan, testified in support of the bill.

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

David Richmond, representing the Michigan Secretary of State Office, indicated neutrality on the bill.

There being no further business to come before the committee, the Chair adjourned the meeting at 11:08 a.m.

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