

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

**Wednesday, September 17, 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, Haines, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Barnett, Townsend, Santana, Oakes, Driskell and Yanez.

**MEMBERS ABSENT/EXCUSED:** None.

**Representative Zorn** moved to adopt the minutes of the **September 10, 2014**, meeting. There being no objection, the motion prevailed by unanimous consent.

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

HB 5606 (Nesbitt)                      Trade; business practices; provision regarding prohibited conduct by manufacturer; modify.

**Representative Nesbitt** offered and moved to adopt the following amendments to **HB 5606**:

1. Amend page 11, line 7, after the second “**ANY**” by inserting “**DOCUMENTARY PREPARATION**”.
2. Amend page 11, line 8, after “**FEE**” by striking out “**OR CHARGE**”.

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

**FAVORABLE ROLL CALL:**

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

Nays: None,

Pass: None.

**Representative Glardon** moved to report **HB 5606** with recommendation as substitute (**H-1**).

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

**FAVORABLE ROLL CALL:**

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

Nays: None,

Pass: None.

**Chair Foster** laid **SB 623**, **SB 624** and **SB 929** before the committee:

- |        |          |   |
|--------|----------|---|
| SB 623 | (Kowall) | Businesses; nonprofit corporations; nonprofit corporation act; make general revisions.  |
| SB 624 | (Jones)  | Businesses; charitable organizations; act relating to dissolution of domestic charitable purpose corporations; provide for general revisions. |
| SB 929 | (Bieda)  | Businesses; limited liability companies; mergers and conversions involving nonprofit corporations; allow.                                     |

### **TESTIMONY**

**Dave Biswas** from Senator Kowall's office testified in support of the bills.

**Jane Forbes**, representing the Non-Profit Committee/Business Law Section of the State Bar of Michigan, testified in support of the bills.

**Senator Kowall**, sponsor of SB 623, gave additional comments.

**Patrick Clawson**, representing himself testified in opposition to SB 623.

Questions and discussion followed.

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

Nick Capone from Senator Jones' office supports SB 624.

Tom Hickson, representing the Michigan Catholic Conference, supports the bills.

Kit Murphy, representing the Michigan Department of Licensing and Regulatory Affairs (LARA) supports the bills.

Heather Drake, representing AAA Michigan, supports SB 624.

There being no further business to come before the committee, the Chair adjourned the meeting at 11:09 a.m.

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**Representative Frank Foster, Chair**  
**House Standing Committee on Commerce**

Malika Abdul-Basir

Committee Clerk

517-373-7256

39 Minutes