



MICHIGAN  
HOUSE OF REPRESENTATIVES  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

Minutes of the House Standing Committee  
on  
**Natural Resources**

---

Tuesday, June 3, 2014

12:00 Noon

Room 307 House Office Building

The House Standing Committee on Natural Resources was called to order by Representative Andrea L. LaFontaine, Chair.

\_\_\_\_\_

The Clerk called the roll; members present were **Representatives LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, Smiley, Dianda, and Kivela. (9/9)**

The Clerk announced that a quorum was present.

\_\_\_\_\_

The Chair laid before the committee the minutes of May 20, 2014 as printed.

**Representative Goike moved to adopt the minutes of May 20, 2014 as printed.**

**There being no objection, the motion prevailed by unanimous consent of the members present; the minutes were adopted as printed.**

\_\_\_\_\_

The Chair laid before the committee Senate Bill 444.

**SB 444 (Casperson)** Natural resources; nonnative species; permits for treatment of aquatic invasive species; revise, and authorize certain local ordinances.

Kendra Everett, Legislative Director for the bill sponsor, explained the amendment to the committee members.

Maggie Datema, Legislative Liaison and Policy Director for the Michigan Department of Environmental Quality, came forth to address a committee member's question on a proposed amendment. Ms. Datema had submitted a testimony card in support of the bill as amended.

The following individuals submitted testimony cards, but did not wish to speak:

Pat Springstead, representing Higgins Lake Property Owners Association, supporting;

Matt Kurta, representing Michigan Waterfront Alliance, supporting;

Dondre Young, Policy Assistant at the Michigan League of Conservation Voters,

opposing;

Mike Berkowitz, Legislative and Political Director, Sierra Club Michigan Chapter, opposing;

Mike Frederick, representing St. Mary's Cement Company, supporting;

Joe Bondra, the Chair of the Legislative Committee for the Michigan Aquatic Managers Association, supporting; and

Mike Berkowitz, Legislative and Political Director, Sierra Club Michigan Chapter, opposing

The Chair offered the following amendment to Senate Bill 444

1. Amend page 16, line 10, after "(P)" by striking out the balance of the line through "BOTTOMLANDS." on line 14 and inserting "**RAKING OF LAKE BOTTOMLANDS BY THE RIPARIAN OWNER OR A PERSON AUTHORIZED BY THE RIPARIAN OWNER. TO MINIMIZE EFFECTS ON THE LAKE BOTTOMLANDS, THE AREAS RAKED SHALL BE UNVEGETATED BEFORE RAKING AND PREDOMINANTLY COMPOSED OF SAND OR PEBBLES, AND THE RAKING SHALL BE PERFORMED WITHOUT USING A POWERED OR MECHANIZED TOOL.**".

**Representative Goike moved to adopt the amendment for Senate Bill 444.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, and Kivela, (7/9)**

**Nays: Representatives Smiley and Dianda. (2/9)**

The amendment was adopted.

**Representative Rendon moved to report Senate Bill 444 with the recommendation that the amendment be adopted and that the bill then pass.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, (6/9)**

**Nays: Representatives Smiley, Dianda, and Kivela. (3/9)**

The bill and the amendment were referred to the full House.

---

The Chair laid before the committee Senate Bill 20.

**SB 20 (Hopgood)** Environmental protection; permits; hazardous waste permit eligibility; restrict based on certain criminal convictions.

Senator Hopgood, the bill sponsor for Senate Bill 20, explained the substitute for the legislation to the committee members.

Representative Geiss testified in support of the bill, and following his testimony, he answered a question from a committee member.

Mike Berkowitz, Legislative and Political Director, Sierra Club Michigan Chapter, submitted a testimony card in support of the bill, but didn't wish to speak.

The Chair offered the substitute (H-1) for Senate Bill 20.

**Representative Goike moved to adopt the substitute (H-1) for Senate Bill 20.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, Smiley, Dianda, and Kivela, (9/9)**

**Nays: None. (0)**

The substitute was adopted.

**Representative Goike moved to report Senate Bill 20 with the recommendation that the substitute (H-1) be adopted and that the bill then pass.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, Smiley, Dianda, and Kivela, (9/9)**

**Nays: None. (0)**

The bill and the substitute were referred to the full House.

---

The Chair laid before the committee House Resolution 381 and House Concurrent Resolution 31.

**HR 381 (LaFontaine)** A resolution to call on the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers to withdraw their proposed rule expanding the definition of "waters of the United States" under the Clean Water Act.

**HCR 31 (LaFontaine)** A concurrent resolution to call on the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers to withdraw their proposed rule expanding the definition of "waters of the United States" under the Clean Water Act.

The Chair, the resolutions sponsor, explained her resolutions, and following her explanation, she asked Matt Smego, Manager of the Government Relations Department at Michigan Farm Bureau; to come forth to provide further testimony on the need for the resolutions. A copy of his handout is attached.

Charles S. Owens, State Director for the National Federation of Independent Businesses, testified in support of the resolutions. Copies of his handouts are attached.

The Chair asked Maggie Datema, Legislative Liaison and Policy Director for the Michigan Department of Environmental Quality, to come forth to address a few questions on the substitute.

The following individuals submitted testimony cards in support of the resolutions, but did not wish to speak:

Joe Bondra, the Chair of the Legislative Committee for the Michigan Aquatic Managers Association;

Ed Noyola, Deputy Director of the County Road Association of Michigan;

John Griffin, Executive Director of Associated Petroleum Industries of Michigan;  
Tom Frazier, Legislative Liaison at the Michigan Townships Association;  
Dan Batts, President of Michigan Waste Industries Association;  
Steve Currie, Deputy Director for the Michigan Association of Counties;  
Larry Julian, representing the Prairie Water User Group; and  
Scott Robbins, Director of Public Affairs for the Michigan Forest Products Council.

**Representative Goike moved to report House Resolution 381 with the recommendation that the resolution be adopted.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, Smiley, Dianda, and Kivela, (9/9)**

**Nays: None. (0)**

The resolution was referred to the full House.

**Representative Rendon moved to report House Concurrent Resolution 31 with the recommendation that the concurrent resolution be adopted.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, Smiley, Dianda, and Kivela, (9/9)**

**Nays: None. (0)**

The concurrent resolution was referred to the full House.

---

The Chair laid before the committee Senate Bill 613.

**SB 613 (Booher)** Natural resources; wildlife; game killed by a vehicle; allow salvaging of.

Senator Booher, the bill sponsor for Senate Bill 613, explained the bill to committee members. Following his introduction of his bill, Senator Booher and his Legislative Director, Kara Butters, addressed questions from various committee members.

Trevor VanDyke, Legislative Liaison, and Policy Advisor for the Michigan Department of Natural Resources, Recreation Division of the Michigan Department of Natural Resources, expressed the department has serious concerns with the bill. Following his testimony, Mr. VanDyke answered questions from various committee members.

Matt Evans, Legislative Affairs Manager for Michigan United Conservation Clubs, stated his group has the same concerns as the department with the bill.

The following individuals submitted testimony cards, but did not wish to speak:

Ed Noyola, Deputy Director of the County Road Association of Michigan, supporting;

Steve Currie, Deputy Director for the Michigan Association of Counties, supporting;

Steve Sharp, Regional Director of the Michigan Chapter of the National Wild Turkey Federation, opposing.

Tony Snyder, Michigan State Chapter President of the National Wild Turkey Federation, submitted a letter opposing the bill as written.

Discussion followed.

**Representative Dianda moved to vote to report on Senate Bill 613 today.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives Rendon, Johnson, McBroom, Smiley, and Dianda, (5/9)**

**Nays: Representatives Lafontaine, Goike, Victory, and Kivela. (4/9)**

The motion was adopted.

**Representative Rendon moved to report Senate Bill 613 without amendment and with the recommendation that the bill pass.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives Rendon, Goike, Johnson, McBroom, Victory, Smiley, and Dianda (7/9)**

**Nays: Representatives LaFontaine and Kivela. (2/9)**

The bill was referred to the full House.

There being no other business before the committee; **Representative Rendon moved to adjourn the meeting.**

**The motion prevailed by unanimous consent of members present, the time being 1:15 p.m.**

The Chair declared the Committee adjourned.

---

Andrea M. LaFontaine, Chair  
House Standing Committee on Natural Resources

---

Joy Brewer, Committee Clerk

---

Date approved by the committee