

**MINUTES OF THE COMMITTEE  
ON  
REGULATORY REFORM**

Tuesday, May 20, 2014                      9:00 a.m.                      Room 521 House Office Building

The House Standing Committee on Regulatory Reform was called to order by the Chair.

Members present: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Stanley, Dianda, Nathan, Schor.

Members absent/excused: None.

The Chair laid HB 4560 before the committee:

HB 4560 (Yonker)                      Liquor; licenses; inventory on premises; modify for licensees operating motor fuel pumps.

Representative Yonker moved to report the bill with recommendation that the bill be referred to the Committee on Michigan Competitiveness. The motion prevailed 14-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Stanley, Dianda, Schor.

Nays: None..

Pass: None...

The Chair laid HB 4890 before the committee:

HB 4890 (McBroom)                      Cemeteries and funerals; burial or cremation; termination of interment rights; provide for under certain circumstances.

Representative McBroom and David Shipper, representing the Midwest Memorial Group, testified in support of the bill. Questions and discussion followed.

Jay Tower, representing the Michigan Cemetery Association, submitted a card in support of the bill, but did not wish to speak.

The Chair laid HB 5426 and HB 5427 before the committee:

HB 5426 (Hovey-Wright)                      Liquor; licenses; scope of farmer's market permits; expand to include micro brewers.

HB 5427 (Schor)                      Liquor; licenses; scope of farmer's market permits; expand to include micro brewers.

Representative Schor and Representative Hovey- Wright testified in support of their bills.

Representative Kesto offered the following amendments to HB 5426:

1. Amend page 2, line 4, after "later." by striking out "The" and inserting **"SUBJECT TO THE LIMITATIONS PROVIDED UNDER THIS SECTION, THE"**.
2. Amend page 3, line 10, after "concluded." by inserting **"BEER SOLD AT A FARMER'S MARKET BY THE HOLDER OF THE FARMER'S MARKET PERMIT SHALL ONLY BE SOLD BY THE GROWLER AND THE HOLDER OF THE FARMER'S MARKET PERMIT SHALL NOT SELL MORE THAN 2 GROWLERS TO A CUSTOMER PER DAY."**
3. Amend page 4, following line 25, by inserting:  
**"(D) "GROWLER" MEANS THAT TERM AS DEFINED IN SECTION 537."** and relettering the remaining subdivision.

Representative Kesto moved to adopted the amendments to HB 5426. The motion prevailed 13-1-1.

#### FAVORABLE ROLL CALL

Yeas: Reps. Crawford, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Stanley, Dianda, Schor.

Nays: Rep. Nathan.

Pass: Rep. McBroom.

Representative Schor offered the following amendments to HB 5426:

1. Amend page 1, line 3, after "A" by inserting **"QUALIFIED"**.
2. Amend page 1, line 4, after **"OR"** by inserting **"QUALIFIED"**.
3. Amend page 1, line 6, after "A" by inserting **"QUALIFIED"**.
4. Amend page 2, line 7, after **"THAT"** by inserting **"QUALIFIED"**.
5. Amend page 2, line 13, after "A" by inserting **"QUALIFIED"**.
6. Amend page 4, line 2, after **"AND"** by inserting **"QUALIFIED"**.
7. Amend page 4, line 21, after "A" by inserting **"QUALIFIED"**.
8. Amend page 4, line 25, after **"THE"** by inserting **"QUALIFIED"**.
9. Amend page 4, following line 25, by inserting:  
**"(D) "QUALIFIED MICRO BREWER" MEANS A MICRO BREWER, OR AN OUT-OF-STATE ENTITY THAT IS THE SUBSTANTIAL EQUIVALENT OF A MICRO BREWER, THAT MANUFACTURES OR BOTTLES NOT MORE THAN 6,000 BARRELS OF BEER IN 1 CALENDAR YEAR."** and relettering the remaining subdivision.

Representative Schor moved to adopted the amendments to HB 5426. The motion prevailed 12-2-1.

#### FAVORABLE ROLL CALL

Yeas: Reps. Crawford, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Stanley, Dianda, Schor.

Nays: Reps. Denby, Nathan.  
Pass: Rep. McBroom.

Representative Denby offered the following amendments to HB 5426:

1. Amend page 1, line 3, after "A" by inserting "QUALIFIED".
2. Amend page 1, line 4, after "OR" by inserting "QUALIFIED".
3. Amend page 1, line 6, after "A" by inserting "QUALIFIED".
4. Amend page 2, line 7, after "THAT" by inserting "QUALIFIED".
5. Amend page 2, line 13, after "A" by inserting "QUALIFIED".
6. Amend page 4, line 2, after "AND" by inserting "QUALIFIED".
7. Amend page 4, line 21, after "A" by inserting "QUALIFIED".
8. Amend page 4, line 25, after "THE" by inserting "QUALIFIED".
9. Amend page 4, following line 25, by inserting:

**"(D) "QUALIFIED MICRO BREWER" MEANS A MICRO BREWER, OR AN OUT-OF-STATE ENTITY THAT IS THE SUBSTANTIAL EQUIVALENT OF A MICRO BREWER, THAT MANUFACTURES OR BOTTLES NOT MORE THAN 2,000 BARRELS OF BEER IN 1 CALENDAR YEAR."** and relettering the remaining subdivision.

Representative Denby moved to adopted the amendments to HB 5426. The motion did not prevail 2-8-5.

#### UNFAVORABLE ROLL CALL

Yeas: Reps. Denby, Rendon.

Nays: Reps. Crawford, Kelly, Haugh, Abed, Stanley, Dianda, Nathan, Schor.

Pass: Reps. McBroom, McMillin, LaFontaine, Yonker, Kesto.

Spencer Nevins, representing the Michigan Beer and Wine Wholesalers Association, submitted a card in opposition to the bills, but did not wish to speak.

Kerry Krone and Julie Wendt, representing the Michigan Liquor Control Commission, submitted a card with a neutral position on the bills, but did not wish to speak.

Heather Glazer, representing the American Food and Petroleum Dealers, testified in opposition to the bills. Questions and discussion followed.

Brittany Mackey and Ronnie Polad, representing the Michigan Licensed Beverage Association, testified in opposition to the bills. Questions and discussion followed.

Scott Graham, representing the Michigan Brewers Guild, testified in support of the bills.

Representative Schor moved to report HB 5426, as amended, as substitute (H-3). The motion prevailed 13-2-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Crawford, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto,



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House Regulatory Reform Committee