



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

MINUTES OF THE COMMITTEE
ON
JUDICIARY

Tuesday, September 22, 2015 12:00 p.m. Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by Chairman Kesto.

Members present: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Members absent/excused: None.

Representative Lucido moved to adopt the minutes of August 18, 2015. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the following bills before the committee:

- | | | |
|--------|-------------|---|
| SB 384 | (MacGregor) | Human services; other; inspector general within the department of health and human services to appoint agents with limited arrest powers and the powers conferred on peace officers; allow. |
| SB 385 | (Jones) | Weapons; other; certain agents of the state department of health and human services office of inspector general; exempt from certain weapons prohibitions. |

The following individual submitted a card on the bills but did not wish to speak:

Hermína Kramp, representing the Michigan Commission on Law Enforcement Standards, oppose as written.

Representative Lucido moved to report SB 384 with the recommendation that the bill be referred to the Committee on Criminal Justice. The motion prevailed, the vote being 10-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang.

Nays: None.

Pass: None.

Representative Heise moved to report SB 385 with the recommendation that the bill be referred to the Committee on Criminal Justice. The motion prevailed, the vote being 11-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Chairman Kesto laid the following bills before the committee:

HB 4209 (Callton) Health; medical marihuana; state and local regulation of marihuana provisioning centers; provide for.

HB 4210 (Lyons) Health; medical marihuana; marihuana-infused products; allow and regulate.

HB 4827 (Kesto) Marihuana; administration; seed-to-sale tracking system for commercial marihuana; establish.

Representative Lucido moved to adopt the substitute (H-4) to HB 4209. The motion prevailed 11-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Irwin offered the following amendments to HB 4209 (H-4):

1. Amend page 15, line 4, after "401" by striking out the balance of the subdivision and inserting a period.
2. Amend page 33, line 17, after "pays" by striking out "both".
3. Amend page 33, line 18, after "401(5)" by striking out the balance of the line through "operation" on line 20.
4. Amend page 45, line 14, by striking out all of part 6.

Representative Irwin moved to adopt the amendments to the bill. The motion did not prevail 2-6-3.

UNFAVORABLE ROLL CALL

Yeas: Reps. Irwin, Robinson.

Nays: Reps. Kesto, Lucido, Heise, Johnson, Cole, Runestad.

Pass: Reps. Howrylak, Chang, Guerra.

Representative Irwin offered the following amendment to HB 4209 (H-4):

1. Amend page 43, line 23, after "caregiver." by striking out the balance of the subsection.

Representative Irwin moved to adopt the amendment to the bill. The motion did not prevail 3-6-2.

UNFAVORABLE ROLL CALL

Yeas: Reps. Irwin, Robinson, Guerra.

Nays: Reps. Kesto, Lucido, Heise, Johnson, Cole, Runestad.

Pass: Reps. Howrylak, Chang.

Representative Irwin offered the following amendment to HB 4209 (H-4):

1. Amend page 48, line 21, by striking out all of subsection (5).

Representative Irwin moved to adopt the amendment to the bill. The motion did not prevail 4-7-0.

UNFAVORABLE ROLL CALL

Yeas: Reps. Irwin, Robinson, Chang, Guerra.

Nays: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad.

Pass: None.

Representative Heise moved to report out HB 4209 with recommendation as substitute (H-4). The motion prevailed 8-2-1.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Guerra.

Nays: Reps. Irwin, Robinson.

Pass: Rep. Chang.

Representative Lucido moved to adopt the substitute (H-1) to HB 4210. The motion prevailed 10-1-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: Rep. Cole.

Pass: None.

Representative Irwin offered the following amendment to HB 4210 (H-1):

1. Amend page 12, line 1, by striking out all of section 4B.

Representative Irwin withdrew the amendment to HB 4210 (H-1).

Representative Lucido moved to report out HB 4210 with recommendation as substitute (H-1). The motion prevailed 10-1-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: Rep. Cole.

Pass: None.

Representative Heise moved to report out HB 4827 with recommendation.

The motion prevailed 9-2-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Chang, Guerra.

Nays: Reps. Irwin, Robinson.

Pass: None.

Ida Chinonis, representing her daughter, Bella, testified in support of HB 4209 and HB 4210.

Lisa Dibble, representing MI Legalize, testified with a neutral position to HB 4209.

Frank James, representing Cannabis Stakeholders, testified in support of HB 4209, HB 4210 and HB 4827.

Ken and Alice Szymoniak, representing themselves, testified in support of HB 4209 and HB 4210. Questions and discussion followed.

Paul Farage, representing Sohail.org, testified in support of HB 4827.

Ben Horner, representing Cannabis Stakeholders Meeting, testified with a neutral position on HB 4209, HB 4210 and HB 4827.

Diane Foster, representing Diane's Compassionate Services State Licensed Dispensary, testified with a neutral position on HB 4209 and HB 4210.

George Bazar, City of Howell Chief of Police, representing the Michigan Association of Chiefs of Police, testified with a neutral position on HB 4209, HB 4210 and HB 4827.

Michael Engle, representing himself as a caregiver and patient, testified in opposition to HB 4209 and HB 4210.

Dakota Serna, representing Veterans, testified in opposition to HB 4209, HB 4210 and HB 4827.

Steven Sharpe, representing the Michigan Chapter of National Organization for the Reform of Marijuana Laws (MINORML), testified in opposition to HB 4209 and HB 4210.

Rick Thompson, representing the Michigan Chapter of National Organization for the Reform of Marijuana Laws (MINORML), and MI Legalize, testified in opposition to HB 4209, HB 4210 and HB 4827.

The following individuals submitted cards on the bills but did not wish to speak:

Shelli Weisberg, representing the American Civil Liberties Union of Michigan, neutral on HB 4209 (H-4), HB 4210 and HB 4827.

National Patients' Rights Association, support HB 4209 (H-4), HB 4210 and HB 4827.

Sergeant Amy Dehner, representing the Michigan State Police, no position; will continue to work with sponsors on HB 4209, HB 4210 and HB 4827.

Terrance Mansour, President of the Michigan Cannabis Development Association, support HB 4209, HB 4210 and HB 4827.

Anthony Browne, representing himself, oppose HB 4209, HB 4210 and HB 4827.

Josey Scoggin, representing the Sons and Daughters United, oppose HB 4209, HB 4210 and HB 4827.

Polly Reber, representing Michigan Tobacco Wholesalers, support HB 4209.

Jamie Fricke, representing the Thin Green Line Organization for Drug War Victims, oppose HB 4209 and HB 4827, as written.

Marlana Swindell, oppose HB 4209 and HB 4827, as written.

Jamie Lowell, Advocate for Sensible Cannabis Policy in Michigan, oppose HB 4209 and submitted written testimony.

Paul Welday, representing the Michigan Responsibility Council, support HB 4209, HB 4210 and HB 4827.

Jim Powers, representing Michigan parents for Compassion, support HB 4210 and submitted written testimony.

Ben Bodkin, representing the Michigan Sheriffs' Association, no position; still working on HB 4209, HB 4210 and HB 4827.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 1:09 p.m.

Representative Klint Kesto, Chair_____

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