



MEMBERS:

SEN. TONYA SCHUITMAKER, VICE CHAIRMAN
SEN. TORY ROCCA
SEN. STEVE BIEDA, MINORITY VICE CHAIR

THE SENATE
COMMITTEE ON JUDICIARY
SENATOR RICK JONES
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Senate Committee on Judiciary

A meeting of the Senate Committee on Judiciary was held on Tuesday, March 15, 2011 at 2:30 p.m. in Room 110 of the Farnum Building.

The meeting was called to order at 2:34 p.m.

Members present: Senators Jones, Schuitmaker, Rocca, and Bieda
Members excused: None

Senator Jones called the meeting to order.

Senator Jones announced the order of business for the day.

Approval of the minutes from March 8th, 2011

SB 92	Sen. Bieda	Probate; powers of attorney; written acknowledgment of responsibilities by agent appointed under a power of attorney; require.
SB 192	Sen. Caswell	Probate; wills and estates; estate administration fee; allow deduction for amount of mortgage on real property.
SB 259	Sen. Jones	Crimes; controlled substances; possession of certain MDPV; prohibit, and establish penalties.

Senator Bieda moved to adopt the minutes from March 8th, 2011 with unanimous consent. Without objection, the minutes were adopted.

Senator Jones placed before the committee Senate Bill 92 (Sen. Bieda). Senator Bieda explained his bill and substitute to the committee. Senator Bieda then answered questions from the committee.

John Llewellyn, representing the Michigan Bankers Association, supported the bill and did not wish to testify.

Senator Schuitmaker moved to adopt the substitute (S-1) to Senate Bill 92. By an affirmative vote of the majority of members serving, the substitute was adopted. Voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, and Bieda (4/4)

Nays: none (0)

Pass: none (0)

Excused: none (0)

Senator Rocca moved that Senate Bill 92 S-1 be reported out of committee with the recommendation 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: Senators Jones, Schuitmaker, Rocca, and Bieda (4/4)

Nays: none (0)

Pass: none (0)

Excused: none (0)

Senator Rocca moved to recommend immediate effect for Senate Bill 92 S-1. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bill 192 (Sen. Caswell). The committee members then discussed the bill.

John Llewellyn, representing the Michigan Bankers Association, supported the bill and did not wish to testify.

Senator Schuitmaker moved that Senate Bill 192 be reported out of committee with the recommendation 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: Senators Jones, Schuitmaker, Rocca, and Bieda (4/4)

Nays: none (0)

Pass: none (0)

Excused: none (0)

Senator Schuitmaker moved to recommend immediate effect for Senate Bill 192. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bill 259 (Sen. Jones). Senator Jones explained the legislation and substitute to the committee members and answered questions. Senator Jones had representatives from the Legislative Service Bureau answer specific questions about the bill.

Sgt. Brody Boucher, representing the Michigan State Police, supported the bill and did not wish to testify.

Senator Bieda moved to adopt the substitute (S-1) to Senate Bill 259. By an affirmative vote of the majority of members serving, the substitute was adopted. Voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, and Bieda (4/4)

Nays: none (0)

Pass: none (0)

Excused: none (0)

Senator Bieda moved that Senate Bill 259 S-1 be reported out of committee with the recommendation 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: Senators Jones, Schuitmaker, Rocca, and Bieda (4/4)

Nays: none (0)

Pass: none (0)

Excused: none (0)

Senator Bieda moved to recommend immediate effect for Senate Bill 259 S-1. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones adjourned the committee at 2:46 p.m.

5/3/11

Date Approved by Committee

**An audio recording of this committee meeting is available upon request for a minimal fee.