



**MEMBERS:**

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

**THE SENATE**  
**COMMITTEE ON JUDICIARY**  
**SENATOR RICK JONES**  
**CHAIRMAN**

915 FARNUM  
P.O. BOX 30036  
LANSING, MICHIGAN 48909-7536  
PHONE: (517) 373-3447  
FAX: (517) 373-5849

**Senate Committee on Judiciary**

A meeting of the Senate Committee on Judiciary was held on Wednesday, August 24, 2011 at 8:30 a.m. in Room 110 of the Farnum Building.

The meeting was called to order at 8:33 a.m.

Members present: Senators Jones, Schuitmaker, Rocca, Bieda  
Members excused: none

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Senator Jones called the meeting to order.

Senator Jones announced that the agenda for the committee:

Approval of Minutes

SB 525	Sen. Hansen	Weapons; licensing; licensing renewal procedure; modify.
SB 535	Sen. Schuitmaker	Crime victims; rights; removal of certain definitions from crime victims services statute in the code of criminal procedure; amend to reflect.
SB 536	Sen. Schuitmaker	Crime victims; rights; victim assessments; extend to all crimes.
SB 537	Sen. Schuitmaker	Crime victims; rights; juvenile offender assessments; extend to all misdemeanors.
SB 538	Sen. Schuitmaker	Crime victims; rights; removal of certain definitions from crime victims services statute in the revised judicature act of 1961; amend to reflect.
HB 4349	Rep. Heise	Criminal procedure; forfeiture; use of state forfeiture funds; expand to include use for any law enforcement purpose.

Senator Rocca moved to adopt the minutes from June 28, 2011 with unanimous consent. Without objection, the minutes were adopted.

Senator Jones placed before the committee Senate Bill 525 (Sen. Hansen). Senator Hansen explained the bills to the committee members and answered questions.

The following persons testified on Senate Bill 525:

- Pamela Jarvis, Barry County Clerk, representing the Michigan Association of County Clerks—Support

The following persons submitted cards, but did not wish to testify, on Senate Bill 525:

- Mary Hollinrake, Kent County Clerk, representing the Michigan Association of County Clerks—Support

Senator Rocca moved that Senate Bill 525 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 (3/4)

Nays: none (0)

Pass: none (0)

Excused: Senator Bieda (1)

Senator Rocca moved to recommend immediate effect for Senate Bill 525. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bills 535-538 (Sen. Schuitmaker). Senator Schuitmaker explained her bills and her amendment for Senate Bill 536 to committee members. Senator Schuitmaker called on James McCurtis from the Crime Victim Services section of the Department of Community Health to give further explanation.

The following persons testified on Senate Bills 535-538:

- James McCurtis and Beth Adcock, representing the Crime Victim Services section of the Department of Community Health—Support

The following persons submitted cards, but did not wish to testify, on Senate Bills 535-538:

- Alan Cropsey and John Lazet, representing Attorney General Bill Schuette—Support
- KC Steckelberg, representing the Prosecuting Attorney's Association—Support

Senator Schuitmaker moved that Senate Bill 535 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 (3/4)

Nays: none (0)

Pass: none (0)

Excused: Senator Bieda (1)

Senator Schuitmaker moved to recommend immediate effect for Senate Bill 535. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Schuitmaker moved to adopt the Schuitmaker Amendment #1 to Senate Bill 536. 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 (3/4)

Nays: none (0)

Pass: none (0)

Excused: Senator Bieda (1)

Senator Schuitmaker moved that Senate Bill 536 be reported out of committee as amended as a clean substitute 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 (3/4)

Nays: none (0)

Pass: none (0)

Excused: Senator Bieda (1)

Senator Schuitmaker moved to recommend immediate effect for Senate Bill 536. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Schuitmaker moved that Senate Bill 537 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 (3/4)

Nays: none (0)

Pass: none (0)

Excused: Senator Bieda (1)

Senator Schuitmaker moved to recommend immediate effect for Senate Bill 537. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Schuitmaker moved that Senate Bill 538 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 (3/4)

Nays: none (0)

Pass: none (0)

Excused: Senator Bieda (1)

Senator Schuitmaker moved to recommend immediate effect for Senate Bill 538. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones placed before the committee House Bill 4349 (Rep. Heise). Representative Heise explained his bill to the committee members.

Senator Bieda entered the committee room at 8:47 a.m.

The following persons submitted cards, but did not wish to testify, on House Bill 4349:

- Kenneth Cole, representing the City of Detroit—Support
- David Bertram, representing the Michigan Townships Association—Support
- Erik Hingst, representing the City of Taylor—Support

Philip LaJoy, Canton Township Supervisor, submitted written testimony in support of House Bill 4349 but was not present to testify. (Testimony is on file with the clerk)

Senator Schuitmaker moved that House Bill 4349 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, Bieda (4/4)

Nays: none (0)

Pass: none (0)

Excused: none (0)

Senator Schuitmaker moved to recommend immediate effect for House Bill 4349. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones adjourned the committee at 8:49 a.m.

9/7/11  
Date Approved by Committee

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