



THE SENATE

INSURANCE COMMITTEE

SENATOR JOE HUNE
CHAIRMAN

MEMBERS:

SEN. JAMES MARLEAU, VICE CHAIRMAN
SEN. JACK BRANDENBURG
SEN. GOEFF HANSEN
SEN. DAVE ROBERTSON
SEN. VIRGIL SMITH, MINORITY VICE CHAIR
SEN. STEVE BIEDA

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Senate Committee on Insurance Minutes

A meeting of the Senate Insurance Committee was held on Tuesday, May 29, 2012, at 3:04 p.m. in the Boji Tower Hearing Room.

Attendance was recorded as follows:

Present: Senator(s) Hune (C), Marleau, Robertson, Smith and Bieda.

Absent: NONE

Excused: Sen. Brandenburg and Hansen.

A quorum was established.

Senator Hune announced the order of business:

- | | | |
|---------|----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| SB 1115 | Sen. Kahn | Torts; medical malpractice; procedures for entry of damage awards; modify and clarify. |
| SB 1116 | Sen. Meekhof | Torts; medical malpractice; physician judgment rule; enact. |
| SB 1117 | Sen. Moolenaar | Torts; medical malpractice; persons to whom medical malpractice provisions of the revised judicature act apply; include nonlicensed health care providers. |
| SB 1118 | Sen. Hune | Torts; medical malpractice; statute of limitations; revise period of limitations for survival actions and disallow prejudgment interest on attorney fees and costs. |

Senator Hune entertained a motion to adopt the minutes from the May 22, 2012 meeting. Senator Smith so moved. Without objection the minutes were adopted.

Senator Hune entertained a motion to excuse absent members. Senator Marleau so moved. Without objection Senator Brandenburg and Senator Hansen were excused.

Chairman Hune invited Rob Cindric and Jules Olsman to testify in opposition to SB 1115-1118.

Chairman Hune invited Michelle Kreger and Cami McEvers to testify in opposition to SB 1115-1118.

Chairman Hune invited Tina Meruria and David S. Mittleman representing Susan Becker and Casey Ozanich to testify in opposition to SB 1115-1118.

Chairman Hune invited Steve Goethel and Chad Engelhardt from the Michigan Association for Justice and both representing Mary Macmillen to testify in opposition to SB 1115-1118.

Chairman Hune invited Barry Conybeare representing Charles Dietz to testify in opposition to SB 1115-1118.

Chairman Hune invited James Bodary from the Michigan Defense Trial Counsel.

Chairman Hune left the meeting at 4:12pm. At this time Senator Marleau became the Chairman of the committee.

Senator Marleau invited Linda Turk representing Yvette McCaskill and Dr. Christopher Nagle MD to testify in opposition to SB 1115-1118.

Senator Marleau requested that the testimony cards submitted by those in opposition to SB 1115-1118 but not wishing to speak be added to the record.

- Susan Smith (self)
- Amanda Anderson (self)
- Robert Anderson (self)
- Ardiona Culoy (self)
- Judy Susskind representing Jennette King
- Ted Samra from Church-Wyble Law
- Christine Gucwa representing victims of medical malpractice
- David B. Macmillen (self)
- Leslie Davis (self)
- Richard D. Toth (self)
- Christine O'Brien from the Michigan Academy of Family Physicians
- Richard Fox (self)
- Bishop Charles Ellis 3 from Greater Grace Temple
- Bishop John Sheard from the Church of God and Christ
- Elizabeth M. Stahl (self)
- Chelsea Richardson (self) representing victims of medical malpractice
- Kim Sands (self)
- Ann Amenta (self)
- Norman D. Tucker from the Michigan Association for Justice
- Carol Barnosky (self)
- Leonard Schwartz (self)
- JoAnn Recchia (self)
- Beuerly Medley (self)
- Tamara Jovanovic (self)
- Ashleigh N. Marino (self)
- Lissa Racer (self)
- Joseph E. Aninnins (self)
- Caitlin Morris (self)

- Erin Bilitzke (self)
- Will Christman from the Church Wyble PC
- Vicky Gonis from the Church Wyble
- Nolan Erickson (self)
- Gerald Thurswell (self)
- Sarah Thurswell (self)
- Shelli Weisberg from the American Civil Liberties Union of Michigan
- Patricia Bailey (self)
- Anne Schoepfe representing victims of medical malpractice
- Kenneth T. Watkins representing victims of medical malpractice
- Rodney Evans representing his daughter/Awaad patient
- Andrea Mannino representing the Estate of David Mannino
- Cary Makrouer (self)
- Ron Bowling representing victims of medical malpractice
- Sarah Gorski (self)
- Sonya Kasper (self)
- Amber Girbach (self)
- Genevieve Kotasek representing victims of medical malpractice
- Jesse Reiter (self)
- Teresa Corey (self) and Potential Malpractice Victims
- Stephanie Arndt (self)
- Michael Behm- Michigan Association for Justice President
- Donna Mackenzie (self)
- Erik Proulx (self)
- Chris Mitchell from the Michigan Health and Hospital Association
- Mike Wolin (self)
- Xiaoming Hu (self)
- Crystal Bui (self)
- Diana Behn (self)
- Barry Gates representing Victims of Medical Malpractice.
- Tim and Nancy McKay representing Philip McKay
- Alondra Juarez (self)
- Mohamed Aljahmi representing Fazaa Aljahmi
- Amet Aljahmi representing Fazaa Aljahmi

Being no further business before the Committee, Senator Marleau adjourned the meeting without objection at 4:33 p.m.

Date approved by the Committee: 6/5/2012

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