



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 Tuesday, January 24, 2012 at 2:30 p.m. in Room 110 of the Farnum Building.

The meeting was called to order at 2:30 p.m.

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

Senator Jones called the meeting to order.

Senator Jones announced that the agenda for the committee:

Approval of Minutes

- | | | |
|---------|--------------|--|
| HB 4691 | Rep. Heise | Courts; juries; exemption for nursing mothers from jury duty; provide for under certain circumstances. |
| HB 4647 | Rep. Heise | Civil procedure; evidence; expert witness testimony; allow to be presented by video communication equipment. |
| HB 4074 | Rep. O'Brien | Corrections; prisoners; certain prisoner reentry programs, including issuance of identification card and copies of other identifying documents; require, and require prisoners to obtain certain records. |
| HB 4075 | Rep. Shirkey | State; identification cards; forms of identification necessary to apply for a state identification card; include corrections identification card and allow access to certain department of corrections data. |
| HB 4076 | Rep. Damrow | Traffic control; driver license; forms of identification necessary to apply for driver license; include corrections identification card. |
| HB 4077 | Rep. Glardon | Criminal procedure; sentencing; certain records necessary to obtain identification documents; assist convicted persons in obtaining. |

Senator Rocca moved to adopt the minutes from January 17, 2012 with unanimous consent. Without objection, the minutes were adopted.

Senator Jones placed before the committee House Bill 4691 (Rep. Heise). Representative Heise explained the bill to committee members and answered questions.

The following persons submitted cards, but did not testify, on House Bill 4691:

- Tony Des Chenes, representing the Michigan Judges Association—Support
- Noah Smith, representing the Negligence Section of the State Bar—Support
- Amy Zaagman, representing the Michigan Council for Maternal and Child Health—Support

Senator Jones explained his amendment to committee members.

Senator Bieda moved to adopt the Jones Amendment #1 to House Bill 4691. 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)

Absent: none (0)

Senator Rocca moved that House Bill 4691 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, Bieda (4/4)

Nays: none (0)

Pass: none (0)

Absent: none (0)

Senator Bieda moved to recommend immediate effect for House Bill 4691. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones placed before the committee House Bill 4647 (Rep. Heise). Representative Heise explained the bill to committee members and answered questions.

The following persons submitted cards, but did not testify, on House Bill 4647:

- Tony Des Chenes, representing the Michigan Judges Association—Support
- Elizabeth Lyon, representing the State Bar of Michigan—Support
- Noah Smith, representing the Negligence Section of the State Bar—Support

Senator Jones explained his amendment to committee members.

Senator Bieda moved to adopt the Jones Amendment #1 to House Bill 4647. 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)

Absent: none (0)

Senator Bieda moved that House Bill 4647 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, Bieda (4/4)

Nays: none (0)

Pass: none (0)

Absent: none (0)

Senator Bieda moved to recommend immediate effect for House Bill 4647. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones placed before the committee House Bills 4074-4077 (Reps. O'Brien, Shirkey, Damrow and Gardon). Representative O'Brien explained the bill package to committee members and answered questions.

The following persons testified on House Bills 4074-4077 and answered questions from committee members:

- Susan Smith, representing the League of Women Voters of Michigan—Support (HB 4074) (Also submitted written testimony on file with clerk)

The following persons submitted cards, but did not testify, on House Bills 4074-4077:

- Tony Des Chenes, representing the Michigan Judges Association—Support
- Elizabeth Lyon, representing the State Bar of Michigan—Support
- James Fackler, representing the Secretary of State—Neutral
- Jessica Peterson, representing the Administration/Department of Corrections—Neutral
- Paul Stankewitz, representing the Michigan Catholic Conference—Support

Senator Bieda moved that House Bill 4074 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 Bieda moved to recommend immediate effect for House Bill 4074. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Schuitmaker moved that House Bill 4075 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 4075. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Rocca moved that House Bill 4076 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 Rocca moved to recommend immediate effect for House Bill 4076. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Rocca moved that House Bill 4077 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 Rocca moved to recommend immediate effect for House Bill 4077. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones adjourned the committee at 2:50 p.m.

1/31/12

Date Approved by Committee

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