



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
Minutes

A meeting of the Senate Committee on Judiciary was held on Tuesday, January 29, 2013 at 2:30 p.m. in Room 110 of the Farnum Building.

The meeting was called to order at 2:32 p.m.

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

Senator Jones called the meeting to order and announced the order of business for the meeting:

Adopt Minutes

SB 7	Sen. Rocca	Natural resources; other; reference to definition of newspaper in natural resources and environmental protection act; revise to reflect repeal of statutory definition.
SB 8	Sen. Rocca	Civil procedure; other; methods for publication of legal notices; modify.
SB 32	Sen. Schuitmaker	Probate; trusts; insurable interest amendments to the Michigan trust code; provide for.
SJR F	Sen. Bieda	Courts; judges; election of or appointment to a judicial office of person who has reached 70 years of age; remove prohibition.

Senator Bieda moved to adopt the minutes from January 23, 2013 with unanimous consent. Without objection, the minutes were adopted.

Senator Jones placed before the committee Senate Joint Resolution F (Sen. Bieda). Senator Bieda explained the bill to committee members and answered questions.

Senator Rocca entered the committee room at 2:34 p.m.

The following persons testified on Senate Joint Resolution F and answered questions from committee members:

- Chad Schmucker, Supreme Court Administrative Office—Neutral

Senator Jones moved that Senate Joint Resolution F be reported out of committee with the recommendation that the resolution be adopted. 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 Jones placed before the committee Senate Bills 7 & 8 (Sen. Rocca). Senator Rocca explained the bills to committee members and answered questions. Senator Rocca offered and explained his amendments to Senate Bill 7 and Senate Bill 8.

The following persons testified on Senate Bills 7 & 8 and answered questions from committee members:

- Trevor VanDyke, Department of Natural Resources—Support (SB 7) with changes
- Samantha Harkins, Michigan Municipal League—Neutral (SB 8)
- Brad Thompson, Detroit Legal News, Public Notice Resource Center, American Court & Commercial Newspapers—Support (both bills)
- Ben Bodkin, Michigan Association of Counties—Neutral (both bills)

The following persons submitted testimony cards but did not wish to speak on Senate Bills 7 & 8:

- Judy Allen, Michigan Townships Association—Neutral (SB 8)

Senator Bieda moved to adopt the Rocca Amendment #1 to Senate Bill 7. 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 Senate Bill 7 as amended as a clean substitute 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)

Absent: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that Senate Bill 7 as amended as a clean substitute be given immediate effect by unanimous consent.

Senator Bieda moved to adopt the Rocca Amendment #1 to Senate Bill 8. 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 Senate Bill 8 as amended as a clean substitute 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)
Absent: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that Senate Bill 8 as amended as a clean substitute be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bill 32 (Sen. Schuitmaker) for testimony. Senator Schuitmaker explained the bill to committee members and answered questions.

Senator Bieda left the committee room at 2:47 p.m.

The following persons testified on Senate Bill 32 and answered questions from committee members:

- Thomas Sweeney, Probate and Estate Planning Section-State Bar of Michigan—Support

The following persons submitted testimony cards but did not wish to speak on Senate Bill 32:

- Patricia Herndon, Michigan Bankers Association—Support

Senator Jones adjourned the committee without objection at 2:53 p.m.

Date Approved by Committee: February 5, 2013

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