



MEMBERS:

SEN. TONYA SCHUITMAKER, MAJ. VICE CHAIR
SEN. TORY ROCCA
SEN. PATRICK COLBECK
SEN. STEVEN BIEDA, MIN. VICE CHAIR

THE SENATE
COMMITTEE ON JUDICIARY
SENATOR RICK JONES
CHAIR

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COMMITTEE MEETING MINUTES
October 6, 2015

A meeting of the Senate Committee on Judiciary was scheduled for Tuesday, October 6, 2015, at 3:00 p.m., in room 110 of the Farnum Building.

The agenda summary is as follows:

1. SB 531 - Courts; other; electronic filing system; authorize the state court administrative office to establish.
 2. SB 532 - Courts; other; judicial electronic filing fund; establish.
 3. SB 533 - Courts; other; electronic access to courts; allow court or court funding unit to charge certain fees.
 4. SB 175 - Criminal procedure; sentencing guidelines; guidelines for crime of knowingly providing false information concerning an ignition interlock device; revise.
 5. SB 176 - Crimes; intoxication or impairment; oversight for ignition interlock servicing centers; provide for department of state.
 6. SB 357 - Occupations; vehicles, dealers and repair facilities; breath alcohol ignition interlock mechanics and servicers; include in motor vehicle service and repair act.
 7. SB 434 - Law enforcement; investigations; pilot program to use preliminary drug testing at roadside stop; create.
 8. SB 207 - Crimes; intoxication or impairment; operating a motor vehicle under the influence of alcohol or a controlled substance, or both; amend certain definitions and procedures.
 9. SB 4159 - Weapons; licensing; waiver for certain individuals to carry weapon in weapon-free zones; expand to include certain corrections, probation, and parole officers.
 10. SB 516 - Weapons; licensing; waiver for certain individuals to carry weapon in weapon-free zones; expand to include certain corrections, probation, and parole officers.
 11. SR 75 - A resolution recognizing June 19, 2015, as Juneteenth.
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The Chairman called the meeting to order at 3:01 p.m. He instructed the Clerk to call the roll. At that time, the following members were present; Sen.(s) Jones, Schuitmaker, Colbeck and Bieda, a quorum was present.

The Chairman entertained a motion to adopt the minutes from September 29, 2015. Senator Schuitmaker so moved, and without objection the minutes were adopted.

The Chairman invited Justice David Vivano and Joe Baumann to give an overview of Senate Bills 531-533.

The following people gave testimony to show their position on Senate Bills 531-533:

Brian McGrath, Tyler Technologies – support

Patrick Clawson, Process Servers Alliance – oppose

Michael Buckles, Michigan Creditors Bar Association – support

Bruce Timmons, self – neutral

The Chairman made a motion to adopt the S-1 substitute to Senate Bill 531.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman entertained a motion by Senator Colbeck to adopt the Colbeck amendment to Senate Bill 531.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the amendment was adopted.

The Chairman made a motion to report the S-1 substitute to Senate Bill 531 as amended to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman made a motion to adopt the S-1 substitute to Senate Bill 532.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-1 substitute to Senate Bill 532 to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman made a motion to adopt the S-1 substitute to Senate Bill 533.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-1 substitute to Senate Bill 533 to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman invited Senator Schuitmaker to give an overview of Senate Bills 175, 176 and 357

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The following people testified on Senate Bills 175, 176 and 357:

David Richmond, Secretary of State - support

Michelle Compton, Michigan Interlock – oppose

Thaddeus Lake, Michigan Interlock – oppose

Neal Studzinski, Michigan Interlock – oppose

Benjamin Whittaker, self – oppose

Mike Provost, self – oppose

Chris Brott, Interlock – oppose

Brian Barrett, Interlock – oppose

Brad Fralick, Interlock Coalition – support

The Chairman made a motion to adopt the S-1 substitute to Senate Bill 175.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-1 substitute to Senate Bill 175 to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca

Nays: Sen. Colbeck

Pass: Sen. Bieda

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman made a motion to adopt the S-1 substitute to Senate Bill 176.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-1 substitute to Senate Bill 176 to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Bieda

Nays: Sen. Colbeck

Excused:

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman made a motion to adopt the S-1 substitute to Senate Bill 357.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-1 substitute to Senate Bill 357 to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Bieda

Nays: Sen. Colbeck

Excused:

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman invited Senator Casperson to give an overview of Senate Bills 207 and 434.

The following people gave testimony to show their position on Senate Bills 207 and 434:

Brian Swift, self - support

The Chairman read in the testimony cards for the following people:

Alan Cropsey, Attorney General Bill Schutte – support

KC Steckelberg, Prosecuting Attorneys Association of Michigan – support

Amy Dehner, Michigan State Police – support

The Chairman made a motion to adopt the S-3 substitute to Senate Bill 434.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-3 substitute to Senate Bill 434 to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Bieda, Colbeck

Nays:

Excused:

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman made a motion to adopt the S-1 substitute to Senate Bill 207.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Colbeck, Bieda

Nays: None

Excused:

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-1 substitute to Senate Bill 207 to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Rocca, Bieda, Colbeck

Nays:

Excused:

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The following people gave testimony to show their position on House Bill 4159 and Senate Bill 516:

Joe Baumann, Supreme Court Administrative Office – support

Greg O’Neil, Michigan Gun Owners – oppose

Tom Lambert, Michigan Open Carry – oppose

The Chairman read in the cards for the following people to show their position on House Bill 4159 and Senate Bill 516 :

Jeremy Tripp, Michigan Corrections Organization – support

Ben Frederick, Rep. Johnson's Office - support

The Chairman made a motion to adopt the S-4 substitute to House Bill 4159.

Yeas: Sen.(s) Jones, Schuitmaker, Colbeck, Bieda

Nays: None

Excused: Rocca

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-4 substitute to House Bill 4159 as amended to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Bieda, Colbeck

Nays:

Excused: Rocca

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman made a motion to adopt the S-2 substitute to Senate Bill 516.

Yeas: Sen.(s) Jones, Schuitmaker, Colbeck, Bieda

Nays: None

Excused: Rocca

The motion prevailed and the substitute was adopted.

The Chairman made a motion to report the S-2 substitute to Senate Bill 516 as amended to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Bieda, Colbeck

Nays:

Excused: Rocca

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect, without objection immediate effect was recommended.

The Chairman invited Senator Johnson and Dr. Rita Kikiedozle to give an overview of Senate Resolution 75.

The Chairman made a motion to adopt the Colbeck substitute to Senate Resolution 75.

Yeas: Sen.(s) Schuitmaker, Colbeck

Nays: Sen.(s) Jones, Bieda

Excused: Sen. Rocca

The motion prevailed and the substitute was not adopted.

The Chairman made a motion to adopt the Jones amendment to Senate Resolution 75.

Yeas: Sen.(s) Jones, Schuitmaker, Bieda

Nays: Colbeck

Excused: Rocca

The motion prevailed and the amendment was adopted.

The Chairman made a motion to report Senate Resolution 75 as amended to the floor with recommendation that it then pass.

Yeas: Sen.(s) Jones, Schuitmaker, Bieda

Nays: Sen. Colbeck

Excused: Sen. Rocca

The motion prevailed and the resolution was adopted.

Being no further business before the Committee, The Chairman adjourned the Senate Committee on Judiciary without objection at 4:57 p.m.

Date Adopted by Committee: 10/13/2015