



**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**  
**July 13, 2016**

A meeting of the Senate Committee on Judiciary was scheduled for Wednesday, July 13, 2016, at 10:30 a.m., in Room 110 of the Farnum Building.

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The agenda summary is as follows:

1. Reported SB 1021 (Sen. Stamas) with recommendation and immediate effect.
2. Reported SB 1022 (Sen. Jones) with recommendation and immediate effect.
3. Reported HB 5429 (Rep. LaFontaine) with recommendation and immediate effect.
4. Reported SB 1017 (S-1) (Sen. Jones) with recommendation and immediate effect.
5. Reported SB 1018 (S-1) (Sen. Jones) with recommendation and immediate effect.
6. Testimony Regarding SB 927 (Sen. Kowall).
7. Testimony Regarding SB 928 (Sen. Horn).
8. Reported SB 1027 (S-2) (Sen. Hertel) with recommendation and immediate effect.
9. Reported HB 5649 (S-2) (Rep. Pscholka) with recommendation and immediate effect.
10. Reported HB 5650 (S-2) (Rep. Singh) with recommendation and immediate effect.
11. Reported HB 5494 (Rep. Guerra) with recommendation and immediate effect.
12. Reported HB 5495 (Rep. Chang) with recommendation and immediate effect.
13. Reported HB 5496 (Rep. Lucido) with recommendation and immediate effect.
14. Reported HB 5497 (Rep. Kesto) with recommendation and immediate effect.
15. Reported HB 5498 (Rep. Kesto) with recommendation and immediate effect.
16. Reported HB 5499 (Rep. Cole) with recommendation and immediate effect.
17. Reported HB 5500 (Rep Tedder) with recommendation and immediate effect.
18. Reported HB 5501 (Rep. Crawford) with recommendation and immediate effect.
19. Reported HB5503 (Rep. Guerra) with recommendation and immediate effect.
20. Testimony Regarding HB 5273 (Rep. Pagel).

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The Chairman called the meeting to order at 10:30 a.m. He instructed the Clerk to call the roll. At that time, the following members were present: Chairman Jones, Sen.(s) Schuitmaker, Rocca, and Colbeck, a quorum was present.

The Chairman entertained a motion by Sen. Schuitmaker to adopt the meeting minutes from June 8, 2016. Without objection, the minutes were adopted.

The Chairman invited Sen. Stamas to summarize SB 1021.

The Chairman invited the following individuals to present testimony regarding SB 1021:  
Bethany Law and Tom Knapp, Michigan Chapter of National Children's Alliance - Support

The Chairman made a motion to report SB 1021 to the floor with recommendation that it pass. The vote was as follows:

Yeas: Chairman Jones, Sen.(s) Schuitmaker, Rocca, and Colbeck  
Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for SB 1021. Without objection, immediate effect was recommended.

The Chairman summarized SB 1022.

The Chairman read the cards of those individuals not wishing to testify before the committee regarding SB 1022:

Shelli Weisberg, ACLU of Michigan – Support  
Gary Reed, Michigan Association of Chiefs of Police – Support  
David L. Harvey, Michigan Commission on Law Enforcement Standards - Support

The Chairman made a motion to report SB 1022 to the floor with recommendation that it pass. The vote was as follows:

Yeas: Chairman Jones, Sen.(s) Schuitmaker, Rocca, and Colbeck  
Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for SB 1022. Without objection, immediate effect was recommended.

The Chairman invited Rep. Pscholka and Rep. Singh to summarize HB 5649 and HB 5650.

The Chairman invited the following individuals to present testimony regarding HB 5649 and HB 5650:

Brandi Huyser, Citizen – Support  
Lori Mizwicki, Citizen – Support

The Chairman read the cards of those individuals not wishing to testify before the committee regarding HB 5649 and HB 5650:

Shelli Weisberg, ACLU of Michigan – Support  
Gary Reed, Michigan Association of Chiefs of Police – Support  
Amanda Lick, Michigan Pharmacists Association – Support  
Mike Pendy, Prosecuting Attorneys Association of Michigan – Support  
John Shea, Criminal Defense Attorneys of Michigan – Support  
Jimena Loveluck, HIV/AIDS Alliance of Michigan – Support  
Allan Wachendorfer, National Association of Social Workers – Support  
Christine Shearer, Michigan Association Health Plans – Support

The Chairman invited James Biehl, from Rep. LaFontaine's office, to summarize HB 5429.

The Chairman invited the following individuals to present testimony regarding HB 5429:

James Biehl, Representative LaFontaine – Support

Nicki Polan and Jim Stewart, Michigan Boating Industries Association – Support

The Chairman read the cards of those individuals not wishing to testify before the committee regarding HB 5429:

David Richmond, Michigan Secretary of State – Neutral

The Chairman made a motion to report HB 5429 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5429. Without objection, immediate effect was recommended.

The Chairman summarized SB 1017 and SB 1018.

The Chairman invited the following individuals to present testimony regarding SB 1017 and SB 1018:  
Representative Liberati – Support

The Chairman read the cards of those individuals not wishing to testify before the committee regarding SB 1017 and SB 1018:

Sherri Boyd, The Arc Michigan – Support

The Chairman made a motion to adopt the (S-1) version of SB 1017. The vote was as follows:

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

Nays: None

The motion prevailed and the (S-1) request was adopted.

The Chairman made a motion to report the (S-1) version of SB 1017 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: Sen. Colbeck

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for SB 1017. Without objection, immediate effect was recommended.

The Chairman made a motion to adopt the (S-1) version of SB 1018. The vote was as follows:

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

Nays: None

The motion prevailed and the (S-1) request was adopted.

The Chairman made a motion to report the (S-1) version of SB 1018 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: Sen. Colbeck

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for SB 1018. Without objection, immediate effect was recommended.

The Chairman invited Sen. Kowall to summarize SB 927 and SB 928.

The Chairman read the cards of those individuals not wishing to testify before the committee regarding SB 927 and SB 928:

Ron Barnes, Google – Neutral  
John Shea, Criminal Defense Attorneys of Michigan – Opposed  
Tiffany Hauser, AAA Michigan – Support  
Kelly Bartlett and Matt Smith, Michigan Department of Transportation – Support

The Chairman invited Sen. Hertel to summarize SB 1027.

The Chairman invited the following individuals to present testimony regarding SB 1027:

Shelli Weisberg, ACLU of Michigan – Opposed  
Ryan Lewis, Citizen – Support  
Apryl Pooley, Citizen – Support  
Alexandra Mitchell, Citizen – Support  
Ken Brown, Citizen – Opposed  
Andrew Dombrowski, Citizen - Support

The Chairman read the cards of those individuals not wishing to testify before the committee regarding SB 1027:

Monica Jehner, Advocacy, Reentry, Resources, and Outreach – Opposed  
Lisa Winchell-Caldwell, Michigan Coalition To End Domestic Sexual Violence – Support  
Paul Reingold, Citizen – Opposed  
Erin Roberts, End Violent Encounters, Inc. – Support  
Sandra Girard, Citizen – Opposed  
Laura Sager, Citizens Alliance on Prisons and Public Spending – Opposed  
Tim Pox, Coalition For A Useful Registry – Opposed  
Tashmica Torok, Citizen – Support

The Chairman made a motion to adopt the (S-2) version of SB 1027. The vote was as follows:

Yeas: Chairman Jones, Sen.(s) Schuitmaker, Rocca, and Colbeck  
Nays: None

The motion prevailed and the (S-2) request was adopted.

The Chairman made a motion to report the (S-2) version of SB 1027 to the floor with recommendation that it pass. The vote was as follows:

Yeas: Chairman Jones, Sen.(s) Schuitmaker, Rocca, and Colbeck  
Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for SB 1027. Without objection, immediate effect was recommended.

The Chairman made a motion to adopt the (S-1) version of HB 5649. The vote was as follows:

Yeas: Chairman Jones, Sen.(s) Schuitmaker, Rocca, and Colbeck  
Nays: None

The motion prevailed and the (S-1) request was adopted.

The Chairman invited Sen. Schuitmaker to summarize her amendments to the (S-1) versions of HB 5649 and HB 5650.

The Chairman made a motion to adopt the Schuitmaker amendment to the (S-1) version of HB 5649. The vote was as follows:

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

Nays: None

The motion prevailed and the amendment was adopted.

The Chairman made a motion to report the (S-1) version of HB 5649, as amended, as a clean substitute, to the floor with recommendation that it pass. The vote was as follows:

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

Nays: Sen. Colbeck

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5649. Without objection, immediate effect was recommended.

The Chairman made a motion to adopt the (S-1) version of HB 5650. The vote was as follows:

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

Nays: None

The motion prevailed and the (S-1) request was adopted.

The Chairman made a motion to adopt the Schuitmaker amendment to the (S-1) version of HB 5650. The vote was as follows:

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

Nays: None

The motion prevailed and the amendment was adopted.

The Chairman made a motion to report the (S-1) version of HB 5650, as amended, as a clean substitute, to the floor with recommendation that it pass. The vote was as follows:

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

Nays: Sen. Colbeck

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5650. Without objection, immediate effect was recommended.

The Chairman invited Sen. Schuitmaker to summarize HB 5494 – HB 5501.

The Chairman read the cards of those individuals not wishing to testify before the committee regarding HB 5494 - 5501:

Jim Ryan, Wayne County Airport Authority – Support

Shelli Weisberg, ACLU of Michigan – Support

Gary Reed, Michigan Association Chiefs of Police – Support (HB 5494)

The Chairman made a motion to report HB 5494 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5494. Without objection, immediate effect was recommended.

The Chairman made a motion to report HB 5495 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5495. Without objection, immediate effect was recommended.

The Chairman made a motion to report HB 5496 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5496. Without objection, immediate effect was recommended.

The Chairman made a motion to report HB 5497 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5497. Without objection, immediate effect was recommended.

The Chairman made a motion to report HB 5498 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5498. Without objection, immediate effect was recommended.

The Chairman made a motion to report HB 5499 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5499. Without objection, immediate effect was recommended.

The Chairman made a motion to report HB 5500 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5500. Without objection, immediate effect was recommended.

The Chairman made a motion to report HB 5501 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5501. Without objection, immediate effect was recommended.

The Chairman invited Sen. Schuitmaker to summarize HB 5503.

The Chairman read the cards of those individuals not wishing to testify before the committee regarding HB 5503:

Peter Cunningham, State Bar of Michigan – Support

Shaheen Tirami, Probate Section, State Bar of Michigan – Support

Cami Pendell, Michigan Judges Association – Support

Bill Kandler, Michigan Probate Judges Association – Support

The Chairman made a motion to report HB 5503 to the floor with recommendation that it pass. The vote was as follows:

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

Nays: None

The motion prevailed and the bill was reported.

The Chairman made a motion to recommend immediate effect for HB 5503. Without objection, immediate effect was recommended.

The Chairman invited Rep. Pagel to summarize HB 5273.

The Chairman invited the following individuals to present testimony regarding HB 5273:

Paul Reingold, Michigan Law School – Support

Casper Grathwohl, Retired Berrien City Circuit Judge – Support

Jackie Duvry, State Bar of Michigan Prison Corrections Branch – Support

Kelly Casper, Citizen – Support

Shirletha Gaskios, Citizen – Support

Laura Sager, Citizens Alliance on Prisons and Public Spending – Support

Kenneth Foster-Bey, Citizens Alliance on Prisons and Public Spending – Support

The Chairman read the cards of those individuals not wishing to testify before the committee regarding HB 5273:

Holly Harris, US Justice Action Network – Support

Cami Pendell, Michigan Judges Association – Support

Shelli Weisberg, ACLU of Michigan – Support  
John Shea, Criminal Defense Attorneys of Michigan – Support  
Demetrius Titus, American Friends Service Committee – Support  
Monica Jahner, Advocacy, Reentry, Resources, and Outreach – Support  
Sandra Girard, Citizens for Prison Reform – Support  
Paul Stankewitz, Michigan Catholic Conference – Support

The Chairman made a motion to excuse absent members from the meeting. Without objection, Sen. Bieda was excused from the meeting.

There being no further business before the committee, the Chairman moved to adjourn the committee. Without objection, the committee was adjourned at 12:58 p.m.

Date Adopted by Committee: 9/6/2016