



**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**  
**February 9, 2016**

A meeting of the Senate Committee on Judiciary was scheduled for Tuesday, February 9, 2016, at 1:00 p.m., in rooms 402/403 of the Capitol Building.

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**The agenda summary is as follows:**

1. HB 4868 (Rep. Heise) reported with recommendation and immediate effect
2. SB 728 (Sen. Robertson) reported with recommendation and immediate effect
3. SB 566 (Sen. Knollenberg) reported with recommendation and immediate effect
4. SB 696 (Sen. Johnson) Testimony only
5. SB 697 (Sen. Jones) Testimony only
6. HB 5034 (Rep. Forlini) reported the S-1 substitute with recommendation and immediate effect

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The Chairman called the meeting to order at 1:06 p.m. He instructed the Clerk to call the roll. At that time, the following members were present; Sen.(s) Jones, Schuitmaker, Rocca, Colbeck and Bieda, a quorum was present.

The Chairman entertained a motion by Senator Schuitmaker to adopt the minutes from February 2, 2016. Without objection the minutes were adopted.

The Chairman invited Rep. Heise to give an overview of House Bill 4868.

The following people testified on House Bill 4868:

Tim Ward, D.J.I. Technology – oppose  
Sgt. Tim Fitzgerald, Michigan State Police – support  
Sgt. Matt Rogers, Michigan State Police – support

The Chairman read in the testimony cards for the following people for House Bill 4868:

Amy Drumm, Michigan Retailers Association – oppose  
John Dulmes, Michigan Chemistry Council – support  
Ben Bodkin, Michigan Sheriffs Association – support  
Kirk Profit, Detroit Zoo – support

The Chairman made a motion to adopt the S-1 substitute to House Bill 4868.

Yeas: Schuitmaker, Colbeck  
Nays: Jones, Rocca, Bieda  
The motion failed and the substitute was not adopted.

The Chairman made a motion to report House Bill 4868 to the floor with recommendation that it then pass.

Yeas: Jones, Schuitmaker, Rocca, Bieda

Nays: None

Pass: Colbeck

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 Erika Farley to give an overview of Senate Bill 728.

The Chairman made a motion to report Senate Bill 728 to the floor with recommendation that it pass.

Yeas: Jones, Schuitmaker, Colbeck, Rocca, Bieda

Nays: None

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 Sen. Knollenberg to give an overview of Senate Bill 566.

The Chairman made a motion to report Senate Bill 566 to the floor with recommendation that it pass.

Yeas: Jones, Schuitmaker, Colbeck, Rocca, Bieda

Nays: None

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 and Sen. Johnson gave an overview of Senate Bill 696 and Senate Bill 697.

The Following people testified on Senate Bill 696 and Senate Bill 697:

Charles Simms, Detroit Fire Department – support (SB 696-697)

Eric Jonas, City of Detroit – support (SB 696-697)

Walt Herndon, Michigan Arson Prevention Committee – support (SB 696-697)

Stuart Skylar, Fabian, Sklar & King, P.C – oppose (SB 697)

Michael Fabian, Fabian, Sklar & King, P.C – oppose (SB 697)

The Chairman invited Rep. Forlini to give an overview of House Bill 5034.

The Following people testified on House Bill 5034:

Howard Collens, State Bar of Michigan Elder Law and Disability Rights Section – support

Howard Collens, State Bar of Michigan Probate and Estate Planning Section – support

The Chairman read in the testimony cards for the following people for House Bill 5034:

Noah Smith, Google – support

Patricia Herndon, Michigan Bankers Association – support

Bill Kandler, Michigan Probate Judges Association – support

The Chairman made a motion adopt the S-1 substitute to House Bill 5034.

Yeas: 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-1 substitute to House Bill 5034 to the floor with recommendation that it then pass.

Yeas: Jones, Schuitmaker, Colbeck, Bieda

Nays: None

Excused: Rocca,

The motion prevailed and the bill was reported.

Being no further business before the Committee, The Chairman adjourned the Senate Committee on Judiciary without objection at 2:21 p.m.

Date Adopted by Committee: 2/16/2016