



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. GRAHAM FILLER

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, May 27, 2020 11:30 AM Room 352, House Appropriations, State Capitol Building

The House Standing Committee on Judiciary was called to order by Chair Filler.

The Chair requested attendance be called:

Present: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Absent/Excused: None.

Representative Howell moved to adopt the meeting minutes from May 19, 2020. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5137, HB 5138, HB 5299, HB 5627, HB 5657 and HB 5658 before the committee:

- | | |
|--------------------------|---|
| HB 5137 (Rep. Alexander) | A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7401 (MCL 333.7401), as amended by 2016 PA 548. |
| HB 5138 (Rep. Tate) | A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13m of chapter XVII (MCL 777.13m), as amended by 2016 PA 549. |
| HB 5299 (Rep. LaGrand) | A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1 of chapter XI (MCL 771.1), as amended by 2006 PA 631. |
| HB 5627 (Rep. Elder) | A bill to amend 1978 PA 368, entitled "Public health code," by repealing section 7415 (MCL 333.7415). |

HB 5657 (Rep. Howell)

A bill to amend 1909 PA 17, entitled "An act to prohibit or limit the access by prisoners and by employees of correctional facilities to certain weapons and wireless communication devices and to alcoholic liquor, drugs, medicines, poisons, and controlled substances in, on, or outside of correctional facilities; to prohibit or limit the bringing into or onto certain facilities and real property, and the disposition of, certain weapons, substances, and wireless communication devices; to prohibit or limit the selling, giving, or furnishing of certain weapons, substances, and wireless communication devices to prisoners; to prohibit the control or possession of certain weapons, substances, and wireless communication devices by prisoners; and to prescribe penalties," by amending section 5 (MCL 800.285), as amended by 1982 PA 343.

HB 5658 (Rep. Howell)

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 29 of chapter VII (MCL 767.29), as amended by 1988 PA 90.

Representative Alexander testified in support of HB 5137, HB 5138, HB 5299, HB 5627, HB 5657 and HB 5658.

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan, testified in support of HB 5137, HB 5138, HB 5299, HB 5627, HB 5657 and HB 5658.

At 11:35 AM, the Chair laid the committee at ease.

At 11:36 AM, the Chair called the committee back to order.

Representative Rendon moved to adopt substitute (H-5) to HB 5137. The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

Representative Steven Johnson moved to report out HB 5137 with recommendation, as substitute (H-5). The motion prevailed 11-0-2:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Reps. Berman, Yancey.

Representative LaFave moved to adopt substitute (H-5) to HB 5138. The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

Representative LaFave moved to report out HB 5138 with recommendation, as substitute (H-5). The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

Representative LaGrand moved to adopt substitute (H-1) to HB 5299. The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

Representative LaGrand moved to report out HB 5299 with recommendation, as substitute (H-1). The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

Representative Elder moved to report out HB 5627 with recommendation. The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

Representative Howell moved to report out HB 5657 with recommendation. The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

Representative Howell moved to report out HB 5658 with recommendation. The motion prevailed 12-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Bolden.

Nays: None.

Pass: Rep. Yancey.

The Chair laid HB 5679 before the committee:

HB 5679 (Rep. Lower)

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 2, 3, 3a, 4, 4a, 5, 5a, 7, 8, 9, 33, and 34 (MCL 28.722, 28.723, 28.723a, 28.724, 28.724a, 28.725, 28.725a, 28.727, 28.728, 28.729, 28.733, and 28.734), section 2 as amended by 2014 PA 328, sections 3, 3a, 4, 4a, and 5 as amended by 2011 PA 17, section 5a as amended by 2019 PA 82, sections 7 and 9 as amended by 2011 PA 18, section 8 as amended by 2013 PA 2, section 33 as added by 2005 PA 127, and section 34 as amended by 2005 PA 322, and by adding section 2a.

JJ Prescott, representing the University of Michigan, testified in opposition to HB 5679. Questions and discussion followed.

Shirley Peterson, representing herself, testified in opposition to HB 5679. Questions and discussion followed.

James Bills, representing himself, testified in opposition to HB 5679.

Bob Schuyler, representing himself, testified in opposition to HB 5679.

Amy Case, representing herself, testified in opposition to HB 5679.

Aaron Frick, representing himself, testified in opposition to HB 5679.

Roy Burmeister, representing himself, testified in opposition to HB 5679.

Michala LeRolland, representing herself, testified in opposition to HB 5679.

Daniel Klecker, representing himself, testified in opposition to HB 5679. Questions and discussion followed.

Rebecca Brown, representing herself, testified in opposition to HB 5679.

Ann King, representing herself, testified in opposition to HB 5679.

Theresa Nutter, representing herself, testified in opposition to HB 5679.

There being no further business before the committee, Rep. Graham Filler adjourned the meeting at 12:42 PM.

Representative Graham Filler, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov