



## HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY  
REP. GRAHAM FILLER  
CHAIR

### COMMITTEE MEETING MINUTES

Tuesday, February 23, 2021                      9:00 AM                      Room 519, House Office Building

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

The Chair requested attendance be called:

Present: Reps. Filler, Mueller, Steven Johnson, Kahle, Rendon, Berman, Wozniak, Clements, LaGrand, Yancey, Bolden, Hope, Breen.

Absent: None.

Excused: None.

The Chair laid HB 4219 and HB 4220 before the committee:

HB 4219 (Rep. Yancey)

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621) as amended by 2020 PA 191.

HB 4220 (Rep. Bellino)

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1c (MCL 780.621c), as added by 2020 PA 187.

The following people submitted a card in support of HB 4219 and HB 4220, but did not wish

to speak:

David Guenther, representing the Mackinac Center for Public Policy.  
Alex Rossman, representing the Michigan League for Public Policy.  
Tom Boyd, representing himself.

The following people submitted a card in opposition to HB 4219 and HB 4220, but did not wish to speak:

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan.

The following people submitted a card with no position on HB 4219 and HB 4220, but did not wish to speak:

Adam Reames, representing the Michigan Department of State.

Representative Bolden moved to adopt substitute (H-1) to HB 4219. The motion prevailed 10-3-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, Steven Johnson, Kahle, Rendon, Berman, LaGrand, Yancey, Bolden, Hope, Breen.

Nays: Reps. Mueller, Wozniak, Clements.

Pass: None.

At 9:12 AM, the Chair laid the committee at ease.

At 9:14 AM, the Chair called the committee back to order.

Representative Bolden moved to report out HB 4219 with recommendation, as substitute (H-1). The motion prevailed 11-2-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, Steven Johnson, Kahle, Rendon, Berman, Wozniak, LaGrand, Yancey, Bolden, Hope, Breen.

Nays: Reps. Mueller, Clements.

Pass: None.

Representative Bolden moved to adopt substitute (H-1) to HB 4220. The motion prevailed 11-2-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, Steven Johnson, Kahle, Rendon, Berman, Wozniak, LaGrand, Yancey, Bolden, Hope, Breen.

Nays: Reps. Mueller, Clements.

Pass: None.

Representative Bolden moved to report out HB 4220 with recommendation, as substitute (H-1). The motion prevailed 11-2-0:

#### FAVORABLE ROLL CALL

Yeas: Reps. Filler, Steven Johnson, Kahle, Rendon, Berman, Wozniak, LaGrand, Yancey, Bolden, Hope, Breen.

Nays: Reps. Mueller, Clements.

Pass: None.

The Chair laid HB 4141, HB 4142, HB 4144, HB 4148, HB 4153, HB 4154, HB 4155 and HB 4239 before the committee:

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|------------------------|--|
| HB 4141 (Rep. Bolden)  | A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 801e (MCL 257.801e), as amended by 1983 PA 91.  |
| HB 4142 (Rep. Coleman) | A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 82105, 82114, 82118, and 82119 (MCL 324.82105, 324.82114, 324.82118, and 324.82119), sections 82105 and 82114 as amended by 2012 PA 28, section 82118 as amended by 2010 PA 371, and section 82119 as amended by 2005 PA 307.   |
| HB 4144 (Rep. Howell)  | A bill to amend 1925 PA 289, entitled "An act to create and maintain a fingerprint identification and criminal history records division within the department of state police; to require peace officers, persons in charge of certain institutions, and others to make reports respecting juvenile offenses, crimes, and criminals to the state police; to require the fingerprinting of an accused by certain persons; and to provide penalties and remedies for a violation of this act," by amending section 3 (MCL 28.243), as amended by 2018 PA 67. |
| HB 4148 (Rep. Fink)    | A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending section 15 (MCL 207.225).  |
| HB 4153 (Rep. Mueller) | A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 317, 904, and 907 (MCL 257.317, 257.904, and 257.907), section 317 as amended by 2018 PA 566, section 904 as amended by 2018 PA 212, and section 907 as amended by 2015 PA 126.  |
| HB 4154 (Rep. Bolden)  | A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16a of chapter IX (MCL 769.16a), as amended by 2008 PA 508.  |
| HB 4155 (Rep. Yancey)  | A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 311 (MCL 257.311), as amended by 1983 PA 63.  |
| HB 4239 (Rep. Mueller) | A bill to amend 1949 PA 300, entitled "Michigan  |

vehicle code," by amending sections 219, 904c, and 904f (MCL 257.219, 257.904c, and 257.904f), section 219 as amended by 2018 PA 74, section 904c as amended by 1999 PA 73, and section 904f as added by 1998 PA 358.

Representative Coleman, testified in support of HB 4142.

Mike Goschka, representing Representative Howell, testified in support of HB 4144.

Representative Bolden, testified in support of HB 4141 and HB 4154.

Representative Mueller, testified in support of HB 4153 and HB 4239.

The following people submitted a card in support of HB 4141, HB 4142, HB 4148, HB 4153, HB 4154 and HB 4155, but did not wish to speak:

David Guenther, representing the Mackinac Center for Public Policy.

The following people submitted a card in support of HB 4141, HB 4142, HB 4144, HB 4148, HB 4153, HB 4154, HB 4155 and HB 4239, but did not wish to speak:

Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan.

Noah Smith, representing the Criminal Defense Attorneys of Michigan.

John Cooper, representing the Safe and Just Michigan.

The following people submitted a card in support of HB 4141, HB 4142, HB 4144, HB 4148, HB 4153, HB 4154 and HB 4155, but did not wish to speak:

Tom Hickson, representing the Michigan Catholic Conference.

Adam Reames, representing the Michigan Department of State.

The following people submitted a card in support of HB 4141, HB 4142, HB 4148 and HB 4155, but did not wish to speak:

Tom Boyd, representing himself.

The following people submitted a card in support of HB 4142, but did not wish to speak:

Karen Middendorp, representing the Michigan Snowmobile and ORV Association.

The following people submitted a card with a neutral position on HB 4239, but did not wish to speak:

Adam Reames, representing the Michigan Department of State.

The following people submitted a card in support of HB 4153 and HB 4155, but did not wish to speak:

Alex Rossman, representing the Michigan League for Public Policy.

Chairman Filler laid before the committee a presentation by the Michigan Sheriffs' Association. Dan Pfannes, representing the Michigan Sheriffs' Association, gave a presentation to the committee.

Chairman Filler laid before the committee a presentation by the Michigan Association of Chiefs of Police. Robert Stevenson, representing the Michigan Association of Chiefs of

Police, gave a presentation to the committee. Questions and discussion followed.

Chairman Filler returned to HB 4153.

Judge William Kelly, representing the Michigan District Judges Association, testified in support of HB 4153. Questions and discussion followed.

At 9:57 AM, the Chair laid the committee at ease.

At 10:08 AM, the Chair called the committee back to order.

Representative Berman made a motion to place HB 4238 before the committee.

The motion did not prevail 4-6-1:

#### UNFAVORABLE ROLL CALL

Yeas: Reps. Steven Johnson, Rendon, Berman, LaGrand.

Nays: Reps. Filler, Mueller, Wozniak, Clements, Bolden, Hope.

Pass: Rep. Breen.

Representative Bolden moved to adopt the meeting minutes from February 16, 2021. There being no objection, the motion prevailed by unanimous consent.

There being no further business before the committee, Chairman Filler adjourned the meeting at 10:10 AM.

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Representative Graham Filler, Chair

Melissa Sweet  
Committee Clerk  
msweet@house.mi.gov