



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY
REP. GRAHAM FILLER
CHAIR

COMMITTEE MEETING MINUTES

Tuesday, June 21, 2022

9:00 AM

Room 519, House Office Building

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

The Chair requested attendance be called:

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

Absent: Reps. Kahle, Mekoski.

Excused: Reps. Kahle, Mekoski.

Representative Yancey joined the committee remotely.

Representative Mueller moved to adopt the meeting minutes from June 14, 2022. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 6124 before the committee:

HB 6124 (Rep. Bollin)

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 31, 683, and 730 (MCL 168.31, 168.683, and 168.730), section 31 as amended by 2012 PA 271, section 683 as amended by 2018 PA 120, and section 730 as amended by 1995 PA 261, and by adding section 730a.

The following people submitted a card in support of HB 6124, but did not wish to speak:

Hallie Fox, representing the Michigan League of Conservation Voters.

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

At 9:13 AM, the Chair called the committee back to order.

Representative Mueller moved to adopt substitute (H-1) to HB 6124. The motion prevailed 9-

0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Rendon, Clements, LaGrand, Bolden, Hope.
Nays: None.
Pass: None.

Representative Mueller moved to report out HB 6124 with recommendation, as substitute (H-1). The motion prevailed 8-0-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Rendon, Clements, LaGrand, Bolden.
Nays: None.
Pass: Rep. Hope.

The Chair laid HB 5486 and HB 5487 before the committee:

HB 5486 (Rep. Steckloff)	A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending the title and section 3 (MCL 445.903), section 3 as amended by 2021 PA 46, and by adding section 3n.
HB 5487 (Rep. Tisdell)	A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," (MCL 445.901 to 445.922) by adding section 3o.

The following people submitted a card in support of HB 5486 and HB 5487, but did not wish to speak:

Chanell Autrey, representing Target.
Dave Worthams, representing the Michigan Municipal League.

Representative Clements moved to adopt substitute (H-4) to HB 5486. The motion prevailed 9-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Rendon, Clements, LaGrand, Bolden, Hope.
Nays: None.
Pass: None.

Representative Clements moved to report out HB 5486 with recommendation, as substitute (H-4). The motion prevailed 9-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, Clements, LaGrand, Bolden, Hope, Breen.
Nays: Rep. Steven Johnson.
Pass: None.

Representative Clements moved to adopt substitute (H-4) to HB 5487. The motion prevailed 10-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Rendon, Clements, LaGrand, Bolden, Hope, Breen.
Nays: None.
Pass: None.

Representative Clements moved to report out HB 5487 with recommendation, as substitute (H-4). The motion prevailed 8-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, Clements, LaGrand, Bolden, Hope.
Nays: Rep. Steven Johnson.
Pass: None.

At 9:16 AM, the Chair laid the committee at ease.

At 9:18 AM, the Chair called the committee back to order.

The Chair laid SB 406 before the committee:

SB 406	(Sen. Barrett)	A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 316 (MCL 750.316), as amended by 2014 PA 158.
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The following people submitted a card in support of SB 406, but did not wish to speak:

Dan Pfannes, representing the Michigan Sheriffs' Association.
Tim Langholz, representing Senator Barrett.

Representative Clements moved to report out SB 406 with recommendation. The motion prevailed 9-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Steven Johnson, Clements, LaGrand, Bolden, Hope, Breen.
Nays: Rep. Rendon.
Pass: None.

At 9:20 AM, the Chair laid the committee at ease.

At 9:23 AM, the Chair called the committee back to order.

The Chair laid HB 4847, HB 4848, HB 4849 and HB 4850 before the committee:

HB 4847	(Rep. Filler)	A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5104, 5106, 5310, 5313, and 5409 (MCL 700.5104, 700.5106, 700.5310, 700.5313, and 700.5409), section 5106 as amended by 2017 PA
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136, section 5310 as amended by 2000 PA 54, section 5313 as amended by 2012 PA 545, and section 5409 as amended by 2000 PA 463, and by adding section 5106a.

HB 4848 (Rep. Filler)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5305, 5314, 5406, 5417, and 5418 (MCL 700.5305, 700.5314, 700.5406, 700.5417, and 700.5418), section 5305 as amended by 2017 PA 155, section 5314 as amended by 2018 PA 594, section 5406 as amended by 2000 PA 464, and sections 5417 and 5418 as amended by 2000 PA 312, and by adding sections 5314a, 5314b, and 5314c.

HB 4849 (Rep. Bolden)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5303, 5304, 5306, 5306a, 5312, and 5416 (MCL 700.5303, 700.5304, 700.5306, 700.5306a, 700.5312, and 700.5416), section 5303 as amended by 2017 PA 155, section 5306 as amended by 2019 PA 170, section 5306a as added by 2012 PA 173, and section 5312 as amended by 2000 PA 54.

HB 4850 (Rep. Wakeman)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5414 and 5415 (MCL 700.5414 and 700.5415), and by adding section 5312a.

At 9:24 AM, the Chair laid the committee at ease.

At 9:25 AM, Majority Vice Chair Mueller called the committee back to order.

Chairman Filler, Representative Bolden, Attorney General Dana Nessel and Katharyn Barron, Assistant Attorney General, testified together in support of HB 4847, HB 4848, HB 4849 and HB 4850. Questions and discussion followed.

At 9:43 AM, Majority Vice Chair Mueller laid the committee at ease.

At 9:45 AM, the Chair called the committee back to order.

The following people submitted a card in support of HB 4847, HB 4848, HB 4849 and HB 4850, but did not wish to speak:

Todd Tennis, representing the Alzheimer's Association.

Nicole Shannon, representing the Michigan Elder Justice Initiative.

Matt Saxton, representing the Michigan Sheriffs' Association.

Ron Tatro, representing the Michigan Elder Justice Coordinating Council.

Jean Doss, representing the Elder Law of Michigan.

The following people submitted a card in opposition to HB 4847, HB 4848, HB 4849 and HB 4850, but did not wish to speak:

Kevin McKinney, representing the CPAN.

The following people submitted a card in opposition to HB 4847, HB 4848 and HB 4849, but did not wish to speak:

Sherri Boyd, representing The Arc Michigan.

Alan Bolter, representing the Community Mental Health Association of Michigan.

The following people submitted a card in support of HB 4847, but did not wish to speak:

Todd Tennis, representing the Elder Law and Disability Rights Section of the State Bar of Michigan.

The following people submitted a card in support of HB 4847, HB 4848 and HB 4849, but due to the time constraints were unable to speak:

Jody White, representing guardians and victims.

Cynthia Hayes, representing guardians and victims.

Randy Asplund, representing guardians and victims.

The following people submitted a card in opposition to HB 4847, HB 4848, HB 4849 and HB 4850, but due to the time constraints were unable to speak:

Steve Burnham, representing the Michigan Guardianship Association.

The following people submitted a card in opposition to HB 4849 and HB 4850, but due to the time constraints were unable to speak:

Cynthia Mifsud, representing herself.

Jody White, representing herself.

Representative Mueller moved to adopt substitute (H-2) to HB 4847. The motion prevailed 8-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, LaGrand, Bolden, Hope, Breen.

Nays: Rep. Steven Johnson.

Pass: Rep. Clements.

Representative Mueller moved to report out HB 4847 with recommendation, as substitute (H-2). The motion prevailed 8-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, LaGrand, Bolden, Hope, Breen.

Nays: Rep. Steven Johnson.

Pass: Rep. Clements.

Representative Mueller moved to adopt substitute (H-1) to HB 4848. The motion prevailed 8-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, LaGrand, Bolden, Hope, Breen.

Nays: Rep. Steven Johnson.

Pass: Rep. Clements.

Representative Mueller moved to report out HB 4848 with recommendation, as substitute (H-1). The motion prevailed 7-2-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, LaGrand, Bolden, Hope, Breen.

Nays: Reps. Steven Johnson, Rendon.

Pass: Rep. Clements.

Representative Mueller moved to adopt substitute (H-1) to HB 4849. The motion prevailed 8-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, LaGrand, Bolden, Hope, Breen.

Nays: Rep. Steven Johnson.

Pass: Rep. Clements.

Representative Mueller moved to report out HB 4849 with recommendation, as substitute (H-1). The motion prevailed 8-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, LaGrand, Bolden, Hope, Breen.

Nays: Rep. Steven Johnson.

Pass: Rep. Clements.

Representative Mueller moved to adopt substitute (H-1) to HB 4850. The motion prevailed 8-1-1:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, LaGrand, Bolden, Hope, Breen.

Nays: Rep. Steven Johnson.

Pass: Rep. Clements.

Representative Mueller moved to report out HB 4850 with recommendation, as substitute (H-1). The motion prevailed 9-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. Filler, Mueller, Griffin, Rendon, Clements, LaGrand, Bolden, Hope, Breen.

Nays: Rep. Steven Johnson.

Pass: None.

Representative Mueller moved to excuse Representatives Kahle and Mekoski from the meeting. There being no objection the motion prevailed by unanimous consent.

There being no further business before the committee, Chair Filler adjourned the meeting at 9:52 AM.

Representative Graham Filler, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov