



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. KELLY A BREEN

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, June 7, 2023

10:30 AM

Room 521, House Office Building

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

The Chair requested attendance be called:

Present: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.

Absent: Rep. Wozniak.

Excused: Rep. Wozniak.

Representative Edwards moved to adopt the meeting minutes from May 24, 2023. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4416, HB 4417, HB 4418 and HB 4419 before the committee:

HB 4416 (Rep. Filler)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1106, 1210, 2519, 2806, 3605, 3916, 3917, 3918, 3959, 3981, 3982, 3983, 5102, 5301, 5303, 5304, 5305, 5306a, 5310, 5311, 5313, 5314, 5507, 7103, 7105, 7110, 7302, 7402, 7506, 7604, and 7820a (MCL 700.1106, 700.1210, 700.2519, 700.2806, 700.3605, 700.3916, 700.3917, 700.3918, 700.3959, 700.3981, 700.3982, 700.3983, 700.5102, 700.5301, 700.5303, 700.5304, 700.5305, 700.5306a, 700.5310, 700.5311, 700.5313, 700.5314, 700.5507, 700.7103, 700.7105, 700.7110, 700.7302, 700.7402, 700.7506, 700.7604, and 700.7820a), section 1106 as amended by 2018 PA 555, sections 1210, 7302, 7402, and 7506 as amended and sections 7110 and 7604 as added by 2009 PA 46, section 2519 as amended by 2010 PA 325, section 3917 as

amended by 2004 PA 314, section 5301 as amended by 2005 PA 204, sections 5303 and 5305 as amended by 2017 PA 155, section 5306a as added by 2012 PA 173, section 5310 as amended by 2000 PA 54, section 5313 as amended by 2012 PA 545, section 5314 as amended by 2018 PA 594, section 5507 as amended by 2008 PA 41, sections 7103 and 7105 as amended by 2018 PA 664, and section 7820a as added by 2012 PA 483, and by adding sections 1215, 1216, 5301c, 7408, 7409, and 7409a; and to repeal acts and parts of acts.

HB 4417 (Rep. Filler)

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 236 (MCL 257.236), as amended by 2000 PA 64.

HB 4418 (Rep. Breen)

A bill to amend 1998 PA 433, entitled "Michigan uniform transfers to minors act," by amending sections 10 and 11 (MCL 554.530 and 554.531).

HB 4419 (Rep. Breen)

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80312 (MCL 324.80312), as amended by 2000 PA 65.

The following person submitted a card in support of HB 4416, HB 4417, HB 4418 and HB 4419, but did not wish to speak:

Becky Bechler, representing the Probate and Estate Planning Section of the State Bar.

Representative Edwards moved to report out HB 4416 with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.

Nays: None.

Pass: None.

Representative Tyrone Carter moved to adopt substitute (H-1) to HB 4417. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.

Nays: None.

Pass: None.

Representative Hope moved to report out HB 4417 with recommendation, as substitute (H-1). The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.
Nays: None.
Pass: None.

Representative Arbit moved to report out HB 4418 with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.
Nays: None.
Pass: None.

Representative Dievendorf moved to adopt substitute (H-1) to HB 4419. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.
Nays: None.
Pass: None.

Representative Hoskins moved to report out HB 4419 with recommendation, as substitute (H-1). The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.
Nays: None.
Pass: None.

The Chair laid HB 4523, HB 4524 and HB 4525 before the committee:

HB 4523 (Rep. Hope)	A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1093 (MCL 600.1093), as amended by 2018 PA 591.
HB 4524 (Rep. Andrews)	A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1074 (MCL 600.1074), as added by 2004 PA 224.
HB 4525 (Rep. Filler)	A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1064 and 1066 (MCL 600.1064 and 600.1066), as added by 2004 PA 224.

The following people submitted a card in support of HB 4523, HB 4524 and HB 4525, but did not wish to speak:

Samantha Gibson, representing the Michigan Association of Counties.
Nathan Triplett, representing the State Bar of Michigan.
Stephanie Johnson, representing the Mental Health Association of Michigan.
Judge Harvey Hoffman, representing the Michigan Association of Treatment Court Professionals.
Brandon Lanyon, representing the Prosecuting Attorneys Association of Michigan.

Representative Tsernoglou moved to adopt substitute (H-1) to HB 4523. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.
Nays: None.
Pass: None.

Representative Hope moved to report out HB 4523 with recommendation, as substitute (H-1). The motion prevailed 8-0-4:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
Nays: None.
Pass: Reps. Fink, Wendzel, Outman, Johnsen.

Representative Edwards moved to report out HB 4524 with recommendation. The motion prevailed 8-0-4:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.
Nays: None.
Pass: Reps. Fink, Wendzel, Outman, Johnsen.

Representative Tyrone Carter moved to adopt substitute (H-1) to HB 4525. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Outman, Johnsen.
Nays: None.
Pass: None.

Representative Arbit moved to report out HB 4525 with recommendation, as substitute (H-1). The motion prevailed 8-0-4:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: None.

Pass: Reps. Fink, Wendzel, Outman, Johnsen.

At 10:46 AM, the Chair laid the committee at ease.

At 10:51 AM, the Chair called the committee back to order.

The Chair laid SB 56 before the committee:

SB 56	(Sen. Chang)	A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 335 (MCL 750.335), as amended by 2002 PA 672.
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Senator Chang and Marshall Hunt, representing the Michigan Association of Certified Public Accountants / Accounting Aid Society, testified together in support of SB 56. Questions and discussion followed.

The following people submitted a card in support of SB 56, but did not wish to speak:

Trooper Kristina Lidak Droste, representing the Michigan State Police.

Merissa Kovach, representing the ACLU of Michigan.

The Chair laid SB 236 before the committee:

SB 236	(Sen. Irwin)	A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520a (MCL 750.520a), as amended by 2014 PA 64.
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Senator Irwin testified in support of SB 236. Questions and discussion followed.

The following person submitted a card in support of SB 236, but did not wish to speak:

Jess Averill, representing the Michigan Domestic and Sexual Violence Prevention Treatment Board.

Representative Fink moved to excuse Representative Wozniak from the meeting. There being no objection the motion prevailed by unanimous consent.

There being no further business before the committee, Chair Breen adjourned the meeting at 11:16 AM.

Representative Kelly Breen, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov