



MICHIGAN  
HOUSE OF REPRESENTATIVES  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

Minutes of the House Standing Committee  
on  
Oversight and Ethics

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Thursday, February 11, 2016                      10:30 a.m.                      Room 326 House Office Building

The House Standing Committee on Oversight and Ethics was called to order by Representative Ed McBroom, Chair.

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The Clerk called the roll; members present were **Representatives McBroom, Howrylak, Graves, Theis, Robinson, and Pagan. (6/6)**

The Clerk announced that a quorum was present.

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The Chair laid before the committee the minutes of February 4, 2016 as amended.

**Representative Theis moved to adopt the minutes of February 4, 2016 as printed. There being no objection the motion prevailed by unanimous consent of the members present; the minutes were adopted as amended.**

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The Chair laid before the committee two Auditor General Reports.

Representative Potvin, Chair of the from the House Appropriations Subcommittee on Education, who had requested the Chair of Oversight to refer two Auditor General Reports: the Performance Audit of the Office of Field Services, Report Number 313-0300-14 and the Performance Audit of the Office of Special Education, Report Number 313-0180-14 on Thursday, May 7, 2015. Representative Potvin briefed the committee on his subcommittee's findings. A copy of his Memo is attached.

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The Chair laid before the committee House Bill 4629.

**HB 4629 (Lucido)**                      Criminal procedure; forfeiture; requirement for property owner to provide cash bond to contest forfeiture proceedings and to pay costs and expenses of forfeiture proceedings under certain circumstances; eliminate.

Representative Lucido, the bill sponsor, explained the bill and the substitute (H-1) to the committee members. Discussion and questions followed.

The Chair offered the substitute (H-1) for House Bill 4629.

**Representative Graves moved to adopt the substitute (H-1) for House Bill 4629.**

**The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

**Yeas: Representatives McBroom, Howrylak, Graves, Theis, Robinson, and Pagan, (6/6)**

**Nays: None. (0)**

The substitute was adopted.

Shelli Weisberg, Legislative Director for the American Civil Liberties Union of Michigan, testified in support of the bill. Questions followed.

Sargent Timothy Fitzgerald, Legislative Liaison for the Office of the Director in the Michigan Department State Police, testified in opposition of the bill. Questions followed.

The following individuals submitted a testimony card in opposition to the bill, but did not wish to speak:

Emily Corwin, Director of Grants at Wayne County Prosecuting Attorney's Office; and Sheriff Terry Jungel Executive Director Michigan Sheriffs' Association.

Charles S. Owens, State Director for the National Federation of Independent Business, submitted a testimony card in support of the bill, but did not wish to speak. A copy of his written testimony is attached.

Representative Robinson submitted a November 12, 2015 MILive news article of a forfeiture case in Grand Rapids, which is attached.

The Chair opened the floor to committee members for discussion on the bill.

There being no other business before the committee; **Representative Graves moved to adjourn the meeting.**

The motion prevailed, the time being 11:23 a.m.

The Chair declared the Committee adjourned.

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Ed McBroom, Chair  
House Standing Committee on Oversight and Ethics

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Joy Brewer, Committee Clerk

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Date approved by the committee