



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

MINUTES OF THE COMMITTEE
ON
ELECTIONS AND ETHICS

Wednesday, September 19, 2017 8:15 a.m. Room 308 House Office Building

The House Standing Committee on Elections and Ethics was called to order by Chairman Miller.

Chairman Miller laid the committee at ease, the time being 8:17 a.m.

Chairman Miller called the committee back to order, the time being 8:23 a.m.

Members present: Reps. Miller, Calley, Garcia, Webber, Lilly, Guerra, Zemke, Moss.

Members absent/excused: Rep. Kesto.

Representative Lilly moved to adopt the minutes of September 6, 2017. There being no objection, the motion prevailed by unanimous consent.

Representative Garcia moved to excuse the absent member. There being no objection, the motion prevailed by unanimous consent.

Chairman Miller laid the following bills before the committee:

SB 335 (Robertson) Campaign finance; other; general amendments to the Michigan campaign finance act; provide for.

SB 336 (Robertson) Criminal procedure; sentencing guidelines; independent expenditure committee contribution violations; provide for in sentencing guidelines.

Senator Robertson and Erica Farley, from Senator Robertson's office, testified in support of the bills. Questions and discussion followed.

Chairman Miller invited Kieran Marion, representing the Michigan Department of Secretary of State, to come forward to address questions. Discussion followed.

Craig Mauger, representing the Michigan Campaign Finance Network, testified in opposition to SB 335. Questions and discussion followed.

Matt Smego, representing the Michigan Farm Bureau, submitted a card in support of SB 335 and SB 336, but did not wish to speak.

The following people submitted a card in support of SB 335, but did not wish to speak:

Jim Holcomb, representing the Michigan Chamber of Commerce.
Eric Ooster, representing himself.

The following people submitted a card in opposition to SB 335, but did not wish to speak:

Judith Foy, representing Foy Communications, LLC.
Robert Gordon, representing the Sierra Club.
Judy Karandjeff, representing the League of Women Voters of Michigan.

Kieran Marion and Mike Batterbee, representing the Michigan Department of Secretary of State, submitted a card with a neutral position on SB 335 and SB 336, and willing to speak as needed.

The following people submitted written correspondence in opposition to SB 335 and SB 336:

Danielle LaVaque-Manty, representing herself.
Laurie Williams, representing herself.
Marie Knoerl, representing herself.
Mary Eldridge, representing herself.

The following people submitted written correspondence in opposition to SB 335:

Kimberly Crafton, representing herself.
John Baublitt, representing himself.
Mary Danielski, representing herself.

Chairman Miller laid the committee at ease, the time being 9:12 a.m.
Chairman Miller called the committee back to order, the time being 9:14 a.m.

Representative Guerra offered the following amendment to SB 335:

1. Amend page 46, following line 4, by inserting:
"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4365 of the 99th Legislature is enacted into law."

Representative Zemke moved to adopt the amendment to the bill. The motion did not prevail, the vote being 3-5-0.

UNFAVORABLE ROLL CALL

Yeas: Reps. Guerra, Zemke, Moss.
Nays: Reps. Miller, Calley, Garcia, Webber, Lilly.
Pass: None.

Representative Guerra offered the following amendment to SB 335:

1. Amend page 26, following line 6, by inserting:
"SEC. 30A. A PERSON SHALL NOT MAKE A CONTRIBUTION TO A COMMITTEE WITHIN 20 YEARS AFTER THAT PERSON RECEIVES MONEY FROM THE GOOD JOBS FOR MICHIGAN FUND CREATED IN SECTION 90J OF THE MICHIGAN STRATEGIC FUND ACT, 1984 PA 270, MCL 125.2090J."

Representative Zemke moved to adopt the amendment to the bill. The motion did not prevail, the vote being 3-5-0.

UNFAVORABLE ROLL CALL

Yeas: Reps. Guerra, Zemke, Moss.
Nays: Reps. Miller, Calley, Garcia, Webber, Lilly.
Pass: None.

Representative Zemke offered the following amendment to SB 335:

1. Amend page 46, following line 4, by inserting:
"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4345 of the 99th Legislature is enacted into law."

Representative Moss moved to adopt the amendment to the bill. The motion did not prevail, the vote being 3-5-0.

UNFAVORABLE ROLL CALL

Yeas: Reps. Guerra, Zemke, Moss.
Nays: Reps. Miller, Calley, Garcia, Webber, Lilly.
Pass: None.

Representative Moss offered the following amendment to SB 335:

1. Amend page 46, following line 4, by inserting:
"Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 99th Legislature are enacted into law:
(a) House Bill No. 4148.
(b) House Bill No. 4149.
(c) House Bill No. 4150.
(d) House Bill No. 4151.
(e) House Bill No. 4152.
(f) House Bill No. 4153.
(g) House Bill No. 4154.
(h) House Bill No. 4155.
(i) House Bill No. 4156.
(j) House Bill No. 4157."

Representative Moss moved to adopt the amendment to the bill. The motion did not prevail, the vote being 3-5-0.

UNFAVORABLE ROLL CALL

Yeas: Reps. Guerra, Zemke, Moss.

Nays: Reps. Miller, Calley, Garcia, Webber, Lilly.

Pass: None.

Representative Guerra explained and offered the substitute (H-1) to SB 335.

Representative Zemke moved to adopt the substitute (H-1) to SB 335. The motion did not prevail, the vote being 3-5-0.

UNFAVORABLE ROLL CALL

Yeas: Reps. Guerra, Zemke, Moss.

Nays: Reps. Miller, Calley, Garcia, Webber, Lilly.

Pass: None.

Representative Zemke explained and offered the substitute (H-2) to SB 335.

Representative Zemke moved to adopt substitute (H-2) to SB 335. The motion did not prevail, the vote being 3-5-0.

UNFAVORABLE ROLL CALL

Yeas: Reps. Guerra, Zemke, Moss.

Nays: Reps. Miller, Calley, Garcia, Webber, Lilly.

Pass: None.

Representative Lilly moved to report out SB 335 with recommendation. The motion prevailed, the vote being 5-3-0.

FAVORABLE ROLL CALL

Yeas: Reps. Miller, Calley, Garcia, Webber, Lilly.

Nays: Reps. Guerra, Zemke, Moss.

Pass: None.

Representative Lilly moved to report out SB 336 with recommendation. The motion prevailed, the vote being 5-3-0.

FAVORABLE ROLL CALL

Yeas: Reps. Miller, Calley, Garcia, Webber, Lilly.

Nays: Reps. Guerra, Zemke, Moss.

Pass: None.

There being no further business before the committee, Chairman Miller adjourned the meeting, the time being 9:32 a.m.

Representative Aaron Miller, Chair_____

Melissa Weipert, Committee Clerk
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