



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

MINUTES OF THE COMMITTEE
ON
LAW AND JUSTICE

Tuesday, May 16, 2017

9:00 a.m.

Room 327 House Office Building

The House Standing Committee on Law and Justice was called to order by Chairman Kesto.

Members present: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Wittenberg.

Members absent/excused: Rep. Liberati.

Representative Lucido moved to adopt the minutes of May 9, 2017. There being no objection, the motion prevailed by unanimous consent.

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

Chairman Kesto laid the following bills before the committee:

HB 4302 (LaSata) Crimes; penalties; assault of court personnel; increase penalties.

HB 4303 (Schor) Crimes; assaultive; crime of assaulting a prosecuting attorney and other public officers; amend.

HB 4304 (Singh) Criminal procedure; sentencing guidelines; sentencing guidelines for crime of assaulting or obstructing certain officials that causes serious impairment; reflect increase in penalty.

Kimberly Buddin, representing the American Civil Liberties Union of Michigan, submitted a card in opposition to the bills, but did not wish to speak.

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

Tom Clement, representing the State Court Administrative Office.

Justin Dickman, representing the Michigan Townships Association.

Mike Pendy, representing the Prosecuting Attorneys Association of Michigan.

Sgt. Tim Fitzgerald, representing the Michigan State Police.

Representative Lucido moved to report out HB 4302 with recommendation. The motion prevailed, the vote being 7-1-3.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Theis, Albert, Chang, Guerra.

Nays: Rep. Robinson.

Pass: Reps. Howrylak, Roberts, Wittenberg.

Representative Theis moved to adopt substitute (H-3) to HB 4303. The motion prevailed, the vote being 9-1-1.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Guerra.

Nays: Rep. Robinson.

Pass: Rep. Wittenberg.

Representative Graves moved to report out HB 4303 with recommendation, as substitute (H-3). The motion prevailed, the vote being 7-1-3.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Theis, Albert, Chang, Guerra.

Nays: Rep. Robinson.

Pass: Reps. Howrylak, Roberts, Wittenberg.

Representative Chang moved to report out HB 4304 with recommendation. The motion prevailed, the vote being 7-1-3.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Theis, Albert, Chang, Guerra.

Nays: Rep. Robinson.

Pass: Reps. Howrylak, Roberts, Wittenberg.

Chairman Kesto laid the following bill before the committee:

HB 4463 (VanSingel) Civil procedure; evictions; limited liability companies; allow members and others with personal knowledge to represent in certain situations.

Representative VanSingel testified in support of the bill. Questions and discussion followed.

Judge Bradley Knoll, representing the Michigan District Judges Association, testified in opposition to the bill. Questions and discussion followed.

Peter Cunningham and Kathryn Hennessey, representing the State Bar of Michigan, testified in opposition to the bill. Questions and discussion followed.

Kevin Tucci, representing himself as a property manager, testified in support of the bill. Questions and discussion followed.

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

Tabitha Zimny, representing Real Property Law Section of the State Bar of Michigan.
Judge Ray Voet, representing the Michigan District Judges Association.

Louis Sesti, representing the Rental Property Owners Association, testified in support of the bill.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 10:21 a.m.

Representative Klint Kesto, Chair _____

Angie Lake, Acting Committee Clerk
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