



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

MINUTES OF THE COMMITTEE
ON
LAW AND JUSTICE

Tuesday, September 26, 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, Liberati, Wittenberg.

Members absent/excused: None.

Representative Lucido moved to adopt the minutes of September 19, 2017. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the following bill before the committee:

HB 4606 (Lucido) Crimes; controlled substances; provision related to transportation or possession of usable marihuana; repeal.

Sgt. Tim Fitzgerald, representing the Michigan State Police, submitted a card in support of the bill, but did not wish to speak.

Representative Lucido moved to report out HB 4606 with recommendation. The motion prevailed, the vote being 10-1-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: Rep. Albert.

Pass: None.

Chairman Kesto laid the following bill before the committee:

HB 4751 (Kesto) Family law; marriage and divorce; enforceability of prenuptial agreements; clarify.

James P. Cunningham and Robert B. Labe, testified together in support of the bill. Questions and discussion followed.

Stephanie Johnson, representing the Family Law Section of the Michigan State Bar, submitted a card in opposition to the bill, but did not wish to speak.

Chairman Kesto laid the committee at ease, the time being 9:25 a.m.

Vice-Chairman Lucido took the gavel and called the committee back to order, the time being 9:29 a.m.

Vice-Chairman Lucido laid the following bills before the committee:

HB 4585 (Yaroch) Crimes; public office and officers; prohibit and provide penalties for targeting a victim based on his or her actual or perceived employment criteria.

HB 4590 (Kesto) Crimes; public office and officers; protected individuals against intimidation or hate crimes; expand to include law enforcement officers, firefighters, and emergency medical services personnel.

HB 4591 (Iden) Criminal procedure; sentencing guidelines; guidelines for crime of targeting law enforcement officer or emergency medical personnel as victim; enact.

Chairman Kesto; Chief James Craig, representing the Detroit Police Department; and Chief Gregory Flynn, representing the West Bloomfield Fire Department, testified together in support of the bills. Questions and discussion followed.

Vice-Chairman Lucido laid the committee at ease, the time being 9:55 a.m.

Chairman Kesto returned to the gavel and called the committee back to order, the time being 9:56 a.m.

Representative Iden; Jed Wild, representing the Covert Township Fire Department; and Chief Mark Barnes, representing the Oshtemo Township Fire Department, testified together in support of the bills.

Representative Yaroch and John Gallagher, representing the Clinton Township Fire Department, testified together in support of the bills.

Kimberly Buddin, representing the American Civil Liberties Union of Michigan, submitted a card and written testimony 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:

Fire Chief Mike Burke, representing the Michigan State Firemen's Association.

Don Bigger, representing the Michigan Fire Service Instructors Association.

Jon Ichesco, representing the Michigan Fire Inspectors Society.

Mark Docherty, representing the Michigan Professional Fire Fighters Union.

Ron Farr, representing the Michigan Fire Service Coalition.

Blaine Koops, representing the Michigan Sheriffs' Association.

Megan Noland, representing the Oakland County Sheriff's Office.

Sgt. Tim Fitzgerald, representing the Michigan State Police.

Representative Lucido moved to adopt substitute (H-1) to HB 4585. The motion prevailed, the vote being 10-1-0.

FAVORABLE ROLL CALL

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

Nays: Rep. Robinson.

Pass: None.

Representative Lucido moved to adopt substitute (H-1) to HB 4590. The motion prevailed, the vote being 10-1-0.

FAVORABLE ROLL CALL

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

Nays: Rep. Robinson.

Pass: None.

Representative Graves moved to adopt substitute (H-1) to HB 4591. The motion prevailed, the vote being 10-1-0.

FAVORABLE ROLL CALL

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

Nays: Rep. Robinson.

Pass: None.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 10:11 a.m.

Representative Klint Kesto, Chair _____

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