



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

MINUTES OF THE COMMITTEE
ON
LAW AND JUSTICE

Tuesday, October 31, 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 October 24, 2017. There being no objection, the motion prevailed by unanimous consent.

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

Chairman Kesto laid the following bill before the committee:

SB 44 (Hansen) Criminal procedure; other; recovery of certain costs for criminal contempt prosecution or retail fraud; provide for.

Senator Hansen and Detective Bruce Morningstar from the Norton Shores Police Department, testified in support of the bill. Questions and discussion followed.

Detective First Lieutenant James Grady, representing the Michigan State Police, testified in support of the bill. Questions and discussion followed.

Bruce Timmons, representing himself, submitted written testimony with a neutral position on the bill.

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

Judy Allen, representing the Michigan Townships Association.

Meghann Keit, representing the Michigan Association of Counties.

Jennifer Rigterink, representing the Michigan Municipal League.

Amy Drumm, representing the Michigan Retailers Association, and submitted written testimony.

The Michigan Association of Chiefs of Police.

Chairman Kesto laid the committee at ease, the time being 9:49 a.m.

Chairman Kesto called the committee back to order, the time being 9:50 a.m.

Chairman Kesto laid the following bills before the committee:

HB 4486 (Lucido) Criminal procedure; sentencing; penalties for third degree and fourth degree child abuse; modify.

HB 4487 (Lucido) Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of third degree and fourth degree child abuse; modify.

KC Steckelberg, representing the Prosecuting Attorneys Association of Michigan, submitted a card in support of the bills, but did not wish to speak:

Representative Lucido moved to adopt substitute (H-2) to HB 4486. The motion prevailed, the vote being 10-1-0.

FAVORABLE ROLL CALL

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

Nays: Rep. Robinson.

Pass: None.

Representative Lucido moved to report out HB 4486 with recommendation as substitute (H-2). The motion prevailed, the vote being 10-1-0.

FAVORABLE ROLL CALL

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

Nays: Rep. Robinson.

Pass: None.

Representative Lucido moved to adopt substitute (H-2) to HB 4487. The motion prevailed, the vote being 10-1-0.

FAVORABLE ROLL CALL

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

Nays: Rep. Robinson.

Pass: None.

Representative Lucido moved to report out HB 4487 with recommendation as substitute (H-2). The motion prevailed, the vote being 9-1-1.

FAVORABLE ROLL CALL

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

Nays: Rep. Robinson.

Pass: Rep. Howrylak.

Chairman Kesto laid the following bill before the committee:

HB 4766 (Howrylak) Civil rights; open meetings; remedies for violations of the open meetings act; revise.

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

Phillip L. Ellison, MBA, JD, Esq., representing Outside Legal Counsel, testified in support of the bill and submitted written testimony. Questions and discussion followed.

The following people submitted written testimony in support of the bill:

Paul R. McAdoo, representing Aaron Sanders, PLLC.

Herschel Fink, Legal Counsel.

Robin Luce Herrman, representing the Michigan Press Association.

Justin Dickman, representing the Michigan Townships Association, submitted a card in opposition to the bill, as introduced, but did not wish to speak.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 10:14 a.m.

Representative Klint Kesto, Chair_____

Melissa Weipert, Committee Clerk
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