



MEMBERS:

SEN. TONYA SCHUITMAKER, VICE CHAIRMAN
SEN. TORY ROCCA
SEN. STEVE BIEDA, MINORITY VICE CHAIR

THE SENATE
COMMITTEE ON JUDICIARY
SENATOR RICK JONES
CHAIRMAN

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Senate Committee on Judiciary
Minutes

A meeting of the Senate Committee on Judiciary was held on Tuesday, February 18, 2014 at 2:30 p.m. in Room 110 of the Farnum Building.

The meeting was called to order at 2:30 p.m.

Members present: Senators Jones, Schuitmaker, Rocca and Bieda
Members excused: None

Senator Jones called the meeting to order and announced the order of business for the meeting:

- HB 4567 (Rep. Kowall) – Crimes; intoxication or impairment; penalties for certain alcohol- and drug-related driving violations; increase.
- HB 4568 (Rep. Kowall) – Criminal procedure; sentencing guidelines; sentencing guidelines for certain alcohol- and controlled substance-related driving violations; revise.
- HB 5262 (Rep. Schmidt) – Crime victims; other; definition of a victim; include in certain circumstances.
- HB 5263 (Rep. O'Brien) – Crime victims; other; definition of a victim; include parents in certain circumstances.
- SB 783 (Sen. Jones) – Health; medical marihuana; authorization of medical marihuana in certain places; restrict.

Senator Schuitmaker moved to adopt the minutes from February 11, 2014 with unanimous consent. Without objection, the minutes were adopted.

The Chairman invited Kari Bearman, of Representative Kowall's office, forward to explain House Bill 4567 and House Bill 4568, as well as answer questions for committee members

The following people submitted testimony cards but did not wish to speak concerning House Bill 4567 and House Bill 4568:

- David Richmond, Secretary of State – Support
- Mike Pendy, Prosecuting Attorneys Association of Michigan – Support

Senator Bieda moved that House Bill 4567 reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: (0)

Pass: none (0)

Excused: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that House Bill 4567 be given immediate effect by unanimous consent.

Senator Schuitmaker moved that House Bill 4568 reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: (0)

Pass: none (0)

Excused: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that House Bill 4568 be given immediate effect by unanimous consent.

The Chairman invited Alex Morris, of Representative O'Brien's office, forward to explain House Bill 5262 and House Bill 5263, as well as answer questions for committee members

The following people submitted testimony cards but did not wish to speak concerning House Bill 5262 and House Bill 5263:

- Paul Stankewitz, Michigan Catholic Conference – Support
- Mike Pendy, Prosecuting Attorneys Association of Michigan – Support

Senator Bieda moved that House Bill 5262 reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: (0)

Pass: none (0)

Excused: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that House Bill 5262 be given immediate effect by unanimous consent.

Senator Bieda moved that House Bill 5263 reported out of committee with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: (0)

Pass: none (0)

Excused: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that House Bill 5263 be given immediate effect by unanimous consent.

Senator Jones explained Senate Bill 783 for committee members and answered questions.

The following people submitted testimony cards wishing to speak concerning Senate Bill 783:

- Tim Beck, Coalition for a Safer Detroit – Neutral
- Thomas Lavigne, Cannabis Council – Oppose
- Brandy Zink, Americans for Safer Access Michigan Chapter – Oppose
- Denise Pollicella, Cannabis Attorneys of Michigan – Oppose
- Robin Schneider, National Patients Rights Association – Neutral
- Josey Scoggin, Sons & Daughters United – Oppose
- Charity Henkelman, Koetse Communities and Property Management Association of Michigan & West Michigan – Support
- Michelle Foley, Mill Creek Townhomes – Support

The following people submitted testimony cards but did not wish to speak concerning Senate Bill 783:

- Evie Sweeney, Michigan Housing Council – Support
- Mia McNeil, Property Management Association of Michigan – Support
- Maria Green, Free Bree Foundation – Oppose
- Steve Green, The Human Solution – Oppose
- Tabitha Zimny, Rental Property Owners Association of Michigan – Support

Senator Schuitmaker left the meeting at 3:04 p.m.

Senator Bieda offered an amendment to Senate Bill 783.

Senator Jones moved that the Bieda Amendment to Senate Bill 783 be adopted. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Rocca, Bieda (3/4)

Nays: (0)

Pass: none (0)

Excused: none (0)

Senator Jones moved that Senate Bill 783 reported out of committee as amended as a clean substitute with the recommendation that the bill then pass. The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Jones, Schuitmaker, Rocca, Bieda (4/4)

Nays: (0)

Pass: none (0)

Excused: none (0)

Senator Jones moved the committee recommend immediate effect. Without objection, the committee further recommended that Senate Bill 783 be given immediate effect by unanimous consent.

With no further business before the committee, the Chairman adjourned the meeting at 3:19 p.m.

Date Approved by Committee: March 4, 2014

**An audio recording of this committee meeting is available upon request for a minimal fee.