



**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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**DRAFT**  
**Senate Committee on Judiciary**

A meeting of the Senate Committee on Judiciary was held on Tuesday, May 31, 2011 at 2:30 p.m. in Room 110 of the Farnum Building.

The meeting was called to order at 2:31 p.m.

Members present: Senators Jones, Schuitmaker, and Bieda  
Members absent: Senator Rocca

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Senator Jones called the meeting to order.

Senator Jones announced that the agenda for the committee:

Approval of Minutes

- |        |              |   |
|--------|--------------|---|
| SB 387 | Sen. Gleason | Crimes; fleeing and eluding; penalties for crime of fleeing and eluding a law enforcement officer; provide mandatory minimum sentence.                    |
| SB 388 | Sen. Nofs    | Criminal procedure; sentencing guidelines; sentencing guidelines for crime of fleeing and eluding a peace officer; revise to reflect increased penalties. |
| SB 393 | Sen. Jones   | Corrections; jails; population requirement for municipalities eligible to seek reimbursement from inmates; remove.  |

Senator Schuitmaker moved to adopt the minutes from May 17<sup>th</sup>, 2011 with unanimous consent. Without objection, the minutes were adopted.

Senator Bieda moved to adopt the minutes from May 24<sup>th</sup>, 2011 with unanimous consent. Without objection, the minutes were adopted.

Senator Jones placed before the committee Senate Bill 393 (Sen. Jones). Senator Jones testified in explanation of his bill and then answered questions from the committee members.

The following persons testified on Senate Bill 393 and answered questions from committee members:

- Julie Liebler, Chief of Police for the East Lansing Police Department—Support

Senator Schuitmaker moved that Senate Bill 393 be 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, Bieda (3/4)

Nays: none (0)

Pass: none (0)

Absent: Rocca (1)

Senator Bieda moved to recommend immediate effect for Senate Bill 393. Without objection, the committee further recommended that the bill be given immediate effect by unanimous consent.

Senator Jones placed before the committee Senate Bills 387 and 388 (Sens. Gleason and Nofs) and indicated that the bills would be heard for testimony only at the day's meeting. Senators Gleason and Nofs testified in explanation of the legislation to the committee members. The Senators then answered questions.

Senator Schuitmaker left the committee room at 2:50 p.m.

The following persons testified on Senate Bills 387 & 388 and answered questions from the committee members:

- Mike Nichols, representing the Criminal Defense Attorneys of Michigan—Oppose (Organization also submitted written testimony on file with clerk)
- John Buczek, representing the Fraternal Order of Police—Support

The following persons submitted cards, but did not wish to testify, on Senate Bills 387 & 388:

- Terry Jungel, representing the Michigan Sheriffs Association—Support
- Jim Miller, representing the Michigan District Judges Association—Oppose
- Erik Hingst, representing the Deputy Sheriff Association—Support
- Tim Ward, representing the Police Officers Association of Michigan—Support
- Rich Weiler, representing the Michigan Association of Police Organizations—Support
- Elizabeth Lyon, representing the State Bar of Michigan—Oppose (Organization also submitted written testimony on file with clerk)

Senator Jones indicated that work would continue on the bills.

Senator Jones adjourned the committee at 3:11 p.m.

6/7/2011

Date Approved by Committee

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