

# 2017/2018 At the Capitol

**The results of all Board and Assembly votes on proposals to support or oppose legislation will be posted on the State Bar website as soon as possible after the vote and published in the next *Michigan Bar Journal*. A comprehensive list of all State Bar positions can be found on the website at [www.michbar.org/publicpolicy/home](http://www.michbar.org/publicpolicy/home).**

The vote by which the position on a bill was adopted will be listed, if not unanimous. Any member who would like more information concerning the rationale for positions taken can refer to the website at [www.michbar.org/publicpolicy/home](http://www.michbar.org/publicpolicy/home) or contact Peter Cunningham at the State Bar of Michigan, 306 Townsend St., Lansing, MI 48933-2012, (800) 968-1442. For the most current status information, visit [www.michiganlegislature.org](http://www.michiganlegislature.org).

**HB 4754** (Barrett) Courts: jurisdiction; Courts: contempt; Courts: probate court. Courts: jurisdiction; inter-circuit concurrent jurisdiction plan; authorize. Amends secs. 401, 405, 841 & 8304 of 1961 PA 236 (MCL 600.401 *et seq.*) & adds sec. 403.

**POSITION:** Support with an amendment addressing the training needs for specialty courts

**HB 5073** (Kesto) Civil procedure: alternate dispute resolution. Civil procedure; alternate dispute resolution; procedures for mediation and case evaluation of civil actions; revise. Amends heading of ch. 49 & secs. 4901, 4903, 4905, 4907, 4909, 4911, 4913, 4915, 4917, 4919, 4921 & 4923 of 1961 PA 236 (MCL 600.4901 *et seq.*); adds sec. 4902 & repeals ch. 49A of 1961 PA 236 (MCL 600.4951–600.4969).

**POSITION:** Oppose because the subject matter of the bill is more appropriately addressed in court rules

## In the Hall of Justice

**Amendments of Rules 1.109, 2.107, 2.113, 2.114, 3.206, 3.901, 3.931, 3.961, 4.302, 5.113, 5.114, 6.001, 6.101, 8.117, and 8.119 of the Michigan Court Rules (ADM File No. 2002-37)**—Court Records Defined; Document Defined; Filing Standards; Signatures; and Access; Service and Filing of Pleadings and Other Papers; Form of Pleadings and Other Papers; Signature of Attorneys and Parties; Verification; Effect; Sanctions; Pleading; Applicability of Rules; Initiating Delinquency Proceedings; Initiating Child Protective Proceedings; Statement of Claim; Papers; Form and Filing; Signing and Authentication of Papers; The Complaint; Case Classification Codes; Court Records and Reports; Duties of Clerks (See *Michigan Bar Journal* November 2017, p 70.)

**STATUS:** Comment Period Expired 1/1/18;

**Public Hearing to Be Scheduled**

**POSITION:** Support with amendments based on recommendations from committees and sections

**Proposed Model Criminal Jury Instructions 13.1, 13.2, and 13.5** (See *Michigan Bar Journal* November 2017, p 68.)

**POSITION:** Support

**Proposed Model Criminal Jury Instructions 15.23, 15.24, and 15.25** (See *Michigan Bar Journal* October 2017, p 68.)

**POSITION:** Support

**Proposed Amendments to Local Rule 5.3 of the United States District Court for the Eastern District of Michigan**—Civil Material Filed Under Seal

**STATUS:** Comment Period Expired 12/1/17

**POSITION:** Support with the following amendments:

- Strike “narrowly tailored” condition in (b)(2);
- Strike the last sentence in the 2017 comments regarding third parties; and
- Standardize the usage of “subrule,” “section,” and “subsection.”