

CRIMINAL LAW SECTION
Respectfully submits the following position on:

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HB 4210

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The Criminal Law Section is not the State Bar of Michigan itself, but rather a Section which members of the State Bar choose voluntarily to join, based on common professional interest.

The position expressed is that of the Criminal Law Section only and is not the position of the State Bar of Michigan.

The State Bar position on this matter is to support HB 4210 as passed by the House of Representatives on May 3, 2017. At this time, the State Bar does not have a position on HB 4210 Substitute S-1, as reported out of the Senate Judiciary Committee on May 18, 2017.

The total membership of the Criminal Law Section is 2,399.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 17. The number who voted in favor to this position was 17. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Criminal Law Section

Contact person:

Joshua Blanchard

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Bill Number:

[HB 4210](#) (Lucido) Courts; juries; increase in juror compensation; provide for. Amends sec. 151e of [1961 PA 236](#) (MCL [600.151e](#)).

Date position was adopted:

May 16, 2017

Process used to take the ideological position:

Position adopted after discussion and vote at a scheduled meeting.

Number of members in the decision-making body:

17

Number who voted in favor and opposed to the position:

17 Voted for position

0 Voted against position

0 Abstained from vote

0 Did not vote (absent)

Position:

Oppose

Explanation of the position, including any recommended amendments:

We oppose because it is a misuse of the juror compensation fund to pay for software development and SCAO staff from the juror compensation fund. The section supported the provision of the bill that allowed reversion to the original compensation rates, if the juror compensation fund couldn't support it.

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.

<http://legislature.mi.gov/doc.aspx?2017-HB-4210>

FOR LEGISLATIVE ISSUES ONLY:

This position falls within the following Keller-permissible category:

- The regulation and discipline of attorneys
- ✓ The improvement of the functioning of the courts
- The availability of legal services to society
- The regulation of attorney trust accounts
- The regulation of the legal profession, including the education, the ethics, the competency, and the integrity of the profession.

Keller-permissible explanation:

Juror compensation is important to the functioning of the court.