

PRISONS & CORRECTIONS SECTION  
Respectfully submits the following position on:

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HB 4947 – HB 4954

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The Prisons & Corrections 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 Prisons & Corrections Section only and is not the position of the State Bar of Michigan.

To date, the State Bar does not have a position on this matter.

The total membership of the Prisons & Corrections Section is 170.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 19. The number who voted in favor to this position was 12. The number who voted opposed to this position was 1.

## Report on Public Policy Position

**Name of section:**

Prisons & Corrections Section

**Contact person:**

Jacqueline Ouvry

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**Bill Numbers:**

[HB 4947](#) (Lucido) Juveniles; criminal procedure; age of juvenile court jurisdiction and location of juvenile detention in some instances; modify. Amends secs. 1, 3 & 11, ch. XIIA of [1939 PA 288](#) (MCL 712A.1 et seq.).

[HB 4948](#) (Howrylak) Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise code of criminal procedure to reflect increase in age limit and factors for consideration. Amends sec. 27, ch. IV of [1927 PA 175](#) (MCL [764.27](#)).

[HB 4949](#) (Pagel) Juveniles; criminal procedure; age of juvenile court jurisdiction in juvenile diversion act; modify. Amends secs. 2 & 8 of [1988 PA 13](#) (MCL [722.822](#) & [722.828](#)).

[HB 4950](#) (Garrett) Juveniles; criminal procedure; age of juvenile jurisdiction in youth rehabilitation services act; modify. Amends sec. 2 of [1974 PA 150](#) (MCL [803.302](#)).

[HB 4951](#) (Forlini) Mental health; other; age of juvenile in disposition of persons found not guilty by reason of insanity; modify. Amends sec. 1060a of [1974 PA 258](#) (MCL [330.2060a](#)).

[HB 4952](#) (Webber) Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration. Amends sec. 15b, ch. IV of [1927 PA 175](#) (MCL [764.15b](#)).

[HB 4953](#) (Afendoulis) Juveniles; criminal procedure; definition of adult in Michigan indigent defense commission act; modify. Amends sec. 3 of [2013 PA 93](#) (MCL [780.983](#)).

[HB 4954](#) (Santana) Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration. Amends sec. 11, ch. II of [1927 PA 175](#) (MCL [762.11](#)).

**Date position was adopted:**

January 9, 2016

**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:**

19

**Number who voted in favor and opposed to the position:**

12 Voted for position

1 Voted against position

0 Abstained from vote

6 Did not vote (absent)

**Position:**

Support

**Explanation of the position, including any recommended amendments:**

The Section supports the Bills in principle.

**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?2015-HB-4947>

<http://legislature.mi.gov/doc.aspx?2015-HB-4948>

<http://legislature.mi.gov/doc.aspx?2015-HB-4949>

<http://legislature.mi.gov/doc.aspx?2015-HB-4950>

<http://legislature.mi.gov/doc.aspx?2015-HB-4951>

<http://legislature.mi.gov/doc.aspx?2015-HB-4952>

<http://legislature.mi.gov/doc.aspx?2015-HB-4953>

<http://legislature.mi.gov/doc.aspx?2015-HB-4954>