

State Bar of Michigan
Domestic Violence Committee
Minutes of Meeting
Sept. 12, 2009

1. Minutes from the last meeting of July 25 were approved.

2. Old Business

- **Family Law Journal - scheduled submissions:**
 - Cathy Church article on PPO enforcement recently submitted.
 - Mary Lovik reported that the 3 upcoming Lundy Bancroft articles are on track.
 - Subsequent articles by Sarah Prout & Gail Krieger are on track.
 - Rebecca Shiemke noted that an attorney in her office is doing a lot of work for immigrants and will ask if she do an article on U-Visas or self petitioning for the March edition, due Feb. 24.
- **Leslie Hagen reported on the Tribal Law & Order Act of 2009, that is pending in Congress, and on other matters affecting Indian Country.**
 - The Act as passed committee with amendments focused on Alaska, which may delay the process. The Act would increase current limited tribal sentencing authority to a maximum of 3 years. It includes a pilot project for 100 most violent offenders to serve sentences in the bureau of prisons, due to lack of detention facilities on reservations.
 - The Act would require an annual report to Congress on the declination rate and reasons for declinations. Concerns with victim privacy have been addressed by a provision for submission of aggregate information only.
 - There has been an increased focus on training, esp. for tribal police, on their authority to arrest authority for federal offenses. DVD training materials are being prepared on federal options for tribal and bureau of Indian affairs officers.
 - Leslie's office has started listening sessions on issues of sexual assault in Indian Country. As a result, some major initiatives related to domestic violence and sexual assault are expected after October. Any committee initiatives on federal judge/probation officer training should wait until these come to fruition. Listening sessions were held or are to be held as follows:
 - Aug. 25-26 in Seattle.
 - Leslie has held local sessions.
 - Sept. 21-22 in Santa Ana pueblo.
 - Oct. 28-29 in Minnesota. Following this meeting, there will be an Office on Violence Against Women meeting at same location on Oct. 30.
- **August 2010 District Judges meeting:** Judge Kay Hansen reported on this event, as she is on the planning committee. The August 2009 meeting had 120-130 members present. Judge Hansen and Judge Tom Boyd presented. She

suggested that the committee present a proposal for training topics for August, 2010 by January of 2010. This will be added to the October agenda.

3. New Business

- **Pro Bono training:** Carlo Martina from the family law section had approached our committee to participate in a training event for October 2009. Last meeting the committee decided it would seek to do a training of this nature in the upcoming bar year 2009-2010 to allow more planning time. We will add this to the October agenda.
- **Michigan Bar Journal issue devoted to domestic violence:** We will discuss this at our meeting in October. The next available issues are in Aug./Nov./Dec. 2010. We must submit a proposal. The MBJ planning committee meets 4 times a year. Our proposal should be 1-2 pages in length with a rationale for the need for the issue and with suggested articles to include. We should expect to need a year to coordinate. We could reprint some already-published articles. We could either take a narrowly-focused or a more eclectic approach. We will discuss this issue again in October. Sarah Prout, Kay Hansen, Mary Lovik, and Rebecca Shiemke will form a subcommittee to come up with ideas to present to the committee in October. Amanda will send out a request to non-present members and to new members to see if they also want to participate in this subcommittee before the October meeting.
 - Leslie Hagen and Janet Prater noted that there is a lot of activity in the area of issues in Indian Country that could potentially be articles for the MBJ issue.
- **Amendments proposed to MCR 3.210, 3.211:**
 - Committee members voted to oppose these proposed amendments.
 - Rebecca Shiemke will report to the Bar on the committee's position and submit the report by Oct. 3.
- **Amendments proposed to MCR 6.302:**
 - Committee members voted to oppose these proposed amendments.
 - Mary Lovik will report to the Bar on the committee's position and submit the report by next Tuesday. Leslie Hagen will review Mary's draft submission first.
- **Members were advised how to comment on HB 5066** and other bills that are not Keller-permissible.
- **A list of members for the upcoming bar year was reviewed.**
- **Meeting schedule for 2009 / 2010:** Amanda will send a meeting wizard request.
- **Good of the order:** Janet Prater noted that a woman recently was charged with killing her police officer partner in Antrim County. There are allegations that the woman was a survivor of domestic abuse. Her preliminary exam recently took place.
- **The meeting was adjourned.**