



Report on Public Policy Position

Name of Section:

Probate & Estate Planning Section

Contact Person:

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Phone:

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Bill Number:

SB 1051

Date position was adopted:

November 15, 2003

Process used to take the ideological position:

These proposed technical amendments to the Estates and Protected Individuals Code were drafted by our Council in cooperation with the Michigan Bankers Association, and we engaged a lobbyist to advance this legislation.

Number of members in the decision-making body:

20

Number who voted in favor and opposed to the position:

20 in favor

FOR SECTIONS ONLY:

- ✓ This subject matter of this position is within the jurisdiction of the section.
- ✓ The position was adopted in accordance with the Section's bylaws.
- ✓ The requirements of SBM Bylaw Article VIII have been satisfied.

If the boxes above are checked, SBM will notify the Section when this notice is received, at which time the Section may advocate the position.

Position:

N/A

The text (may be provided by hyperlink) of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report:

<http://www.michiganlegislature.org/mileg.asp?page=getObject&objName=2004-SB-1051>

RECOMMEND STATE BAR ACTION ON THIS ISSUE:

Arguments for the position:

N/A

Arguments against the position (if any):

N/A

If the State Bar currently has a position on this subject matter, state the position, and an analysis of whether the recommended position and the current State Bar position are in conflict.

N/A

Fiscal implications of the recommended policy to the State Bar of Michigan:

N/A

FOR LEGISLATIVE ISSUES ONLY:

This position falls within the following Keller-permissible category (to be completed for legislative issues only):

- 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 competence, and the integrity of the profession.

Keller- permissible explanation:

Technical amendments to statute dealing with administration of estates and trusts.