

Report on Public Policy Position

Name of section:

Prisons & Corrections Section

Contact person:

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Bill Number:

[HB 4472](#) (Pscholka) Corrections; parole; appointment of legal counsel for prisoner based upon appeal of parole by victim or prosecutor; prohibit under certain circumstances. Amends sec. 34 of [1953 PA 232](#) (MCL [791.234](#)).

Date position was adopted:

May 7, 2011

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:

13

Number who voted in favor and opposed to the position:

10 Voted for position

0 Voted against position

1 Abstained from vote

2 Did not vote

Position:

Oppose

Explanation of the position, including any recommended amendments:

The Prisons and Corrections Section voted to oppose HB 4472, which would prohibit the appointment of legal counsel for prisoners who have been granted parole and must defend against an appeal by the prosecutor or victim.

Background: The Criminal Law Section also voted to oppose, as reported in the State Bar of Michigan's Public Policy Update, April 18-24, 2011, Volume 9 Issue 17.

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?2011-HB-4472>