

ELDER LAW & DISABILITY RIGHTS SECTION
Respectfully submits the following position on:

*
SB 0901 – SB 0903

*

The Elder Law & Disability Rights 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 Elder Law & Disability Rights 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 Elder Law & Disability Rights Section is 1,739.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 15. The number who voted in favor to this position was 15. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Elder Law & Disability Rights Section

Contact person:

Rosemary H. Buhl

Phone:

517-853-6900

Bill Number:

[SB 0901](#) (Schuitmaker) Civil procedure; alternate dispute resolution; condominium act; revise arbitration provisions to reflect adoption of uniform arbitration act. Amends sec. 144 of [1978 PA 59](#) (MCL [559.244](#)).

[SB 0902](#) (Schuitmaker) Civil procedure; alternate dispute resolution; arbitration; make arbitration provisions of the revised judicature act subject to uniform arbitration act. Amends sec. 5070 of [1961 PA 236](#) (MCL [600.5070](#)); adds sec. 5037 to ch. 50 & repeals (See bill).

[SB 0903](#) (Schuitmaker) Civil procedure; alternate dispute resolution; uniform arbitration act; enact. Creates new act.

Date position was adopted:

February 4, 2012

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:

15

Number who voted in favor and opposed to the position:

15 Voted for position

0 Voted against position

Position:

Oppose

Explanation of the position, including any recommended amendments:

The Elder Law and Disability Rights Section condemns these bills as a violation of due process and an attempt to undermine the rights of seniors and people with disabilities as they allow contracts of adhesion.

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?2012-SB-0901> ; <http://legislature.mi.gov/doc.aspx?2012-SB-0902> ; <http://legislature.mi.gov/doc.aspx?2012-SB-0903>