

NEGLIGENCE LAW SECTION
Respectfully submits the following position on:

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HB 4770 – HB 4772

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The Negligence Law 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 Negligence Law 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 Negligence Law Section is 2,112.

The position was adopted after an electronic discussion and vote. The number of members in the decision-making body is 15. The number who voted in favor to this position was 13. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Negligence Law Section

Contact person:

Todd Tennis

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Bill Number:

[HB 4770](#) (Lipton) Law enforcement; reports; requirements for gaining access to motor vehicle accident reports within 30 days of the report being filed; establish, and provide penalties for noncompliance. Amends [1949 PA 300](#) (MCL [257.1](#) - [257.923](#)) by adding sec. 503.

[HB 4771](#) (Graves) Crimes; other; intentionally contacting individual who has sustained personal injury or family member of that individual with direct solicitation to provide service; prohibit under certain circumstances and provide a penalty. Amends [1931 PA 328](#) (MCL [750.1](#) - [750.568](#)) by adding sec. 410b.

[HB 4772](#) (Cotter) Criminal procedure; sentencing guidelines; sentencing guidelines for crime of unlawfully accessing motor vehicle accident report; establish. Amends sec. 16x, ch. XVII of [1927 PA 175](#) (MCL [777.16x](#)).

Date position was adopted:

June 26, 2013

Process used to take the ideological position:

Position adopted after an electronic discussion and vote.

Number of members in the decision-making body:

15

Number who voted in favor and opposed to the position:

13 Voted for position

0 Voted against position

0 Abstained from vote

2 Did not vote

Position:

Support

Explanation of the position, including any recommended amendments:

The Section supports placing reasonable limits on access to police reports for auto accidents and solicitation of accident victims. The Section feels that such a law would be beneficial to accident victims and to the public perception of attorneys.

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?2013-HB-4770>

<http://legislature.mi.gov/doc.aspx?2013-HB-4771>

<http://legislature.mi.gov/doc.aspx?2013-HB-4772>