

NEGLIGENCE LAW SECTION

Respectfully submits the following position on:

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SB 0652

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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 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 11. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Negligence Law Section

Contact person:

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Bill Number:

[SB 0652](#) (Jones) Courts; judges; court of claims; provide for certain number of court of appeals judges to serve as court of claims judges, and expand jurisdiction. Amends secs. 308, 841, 6404, 6407, 6410, 6413, 6419, 6421 & 8304 of [1961 PA 236](#) (MCL [600.308](#) et seq.) & repeals sec. 6419a of 1961 PA 236 (MCL [600.6419a](#)).

Date position was adopted:

October 30, 2013

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:

11 Voted for position

0 Voted against position

0 Abstained from vote

4 Did not vote

Position:

Oppose and Amend

Explanation of the position, including any recommended amendments:

The Section believes that the major shift in the Court of Claims is far too broad and is unnecessary. If there is concern about having the 30th Circuit Court being the sole Court of Claims, it should be expanded to include other counties such as Oakland, Wayne or Kent rather than shifted to the Court of Appeals - a body that is not suited to the task.

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-SB-0652>