

PRISONS & CORRECTIONS SECTION
Respectfully submits the following position on:

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HB 4679 – HB 4680

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The Prisons & Corrections 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 Prisons & Corrections 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 Prisons & Corrections Section is 140.

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. The number who abstained was 2.

Report on Public Policy Position

Name of Section:

Prisons & Corrections Section

Contact person:

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Bill Numbers:

[HB 4679](#) (Brunner) Crime victims; rights; review by crime victim of certain documentation presented to parole board; allow. Amends secs. 19 & 21 of [1985 PA 87](#) (MCL [780.769](#) & [780.771](#)).

[HB 4680](#) (Brunner) Corrections; parole; review by crime victim of certain documentation presented to parole board; allow. Amends sec. 35 of [1953 PA 232](#) (MCL [791.235](#)).

Date position was adopted:

January 4, 2014

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

2 Abstained from vote

2 Did not vote

Position:

Oppose and Amend

Explanation of the position, including any recommended amendments:

The Section Council opposes the legislation unless amended to exempt from disclosure otherwise confidential documents and records considered by the Parole Board, such as presentence investigation reports, mental health records, and other health records. As proposed, the legislation would require full disclosure of all materials considered by the Parole Board concerning the prisoner. State and federal laws, for example, strictly limit disclosure of health records to specific individuals.

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-4679>

<http://legislature.mi.gov/doc.aspx?2013-HB-4680>