

State Bar of Michigan | 2016-2017 COMMITTEE ANNUAL REPORT

Article VI § 6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and sub entity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or sub entity.

Justice Initiatives: Criminal Issues Initiative

Jurisdiction: Examines collateral civil consequences of criminal convictions and representational issues in the criminal justice system.

Co-Chair

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Term Ending: 2017

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P45431 Katherine L. Hansen, Des Moines
P65478 Bernard Anthony Jocus, Lapeer
P65387 Gennelia Capobres Laluna-Schaeffer, Saint Jose
P75351 Douglas Edward Mains, Lansing
P41498 Hon. Mabel Johnson Mayfield, Saint Joseph
P40633 Janet A. Napp, Royal Oak
P47291 Valerie R. Newman, Detroit
P61654 Hon. Angela Kay Sherigan, Shelby Township
P76019 Amanda Louise Tringl, Lansing
P54840 Jolene J. Weiner-Vatter, Grand Rapids

State Bar Liaison

Peter Cunningham, Lansing
Carrie Sharlow, Lansing

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

**Please keep meeting descriptions brief.*

Meeting Type	Date	Location
Meeting Type Regularly Scheduled Meeting	5/12/16	Teleconference
Description		
Meeting Type Regularly Scheduled Meeting	11/17/16	Teleconference
Description		
Meeting Type Regularly Scheduled Meeting	12/6/16	Teleconference
Description		
Meeting Type Regularly Scheduled Meeting	1/5/17	Teleconference
Description		
Meeting Type Regularly Scheduled Meeting	2/6/17	Teleconference
Description		
Meeting Type Regularly Scheduled Meeting	3/6/17	Teleconference
Description		

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Resources provided by the State Bar of Michigan in support of committee work:

The Criminal Issues Initiative received the following support from State Bar of Michigan (SBM):

1. Financial support from the SBM budget, including Collateral Consequences Program funding.
2. After discussion with the co-chairs of the Committee on Justice Initiatives, relevant legislation and proposed court rule amendments were referred to the Initiative for its review and consideration, including background materials and information and conducting additional inquiries and research when requested.
3. SBM staff coordinated the Initiative meetings, including scheduling times, informing and reminding members of meetings, arranging conference calls, preparing agendas, and circulating materials for meetings.
4. SBM staff provided support during Initiative meetings, including taking attendance, ensuring quorum, taking notes, and drafting minutes, and arranging e-voting when quorum was not reached.
5. SBM staff also provided assistance in drafting Initiative's public policy position statements for consideration by the Committee on Justice Initiatives and the SBM Board of Commissioners and carrying out the necessary review by the Committee on Justice Initiatives.

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Committee Activities:

Over the past 10 months, Criminal Issues Initiative met on the following dates:

May 12, 2016 - Teleconference only

October 10, 2016 - In person and teleconference at the Justice Initiatives Kick-off

November 17, 2016 - Teleconference only

December 6, 2016 - Teleconference only

January 5, 2017 - Teleconference only

February 6, 2017 - Teleconference only

March 3, 2017 - Teleconference regarding March 25th program

March 6, 2017 - Teleconference only

In between meetings, various discussions were held over email concerning programing, projects, and public policy.

From May 2016 to March 2017, the Initiative discussed four proposed court rule amendment orders and two pieces of legislation.

In addition, the Initiative proactively worked on a number of projects. The Initiative is currently exploring how to change the law to allow criminal cases where a conviction was based in part on scientific expert testimony to be reopened when new scientific information indicates that the prior scientific expert testimony is not reliable. The Initiative is currently researching this topic with the assistance of various Innocence Project groups and expects to present a proposal for consideration at the Representative Assembly meeting on September 28, 2017.

The Initiative also organized and co-sponsored a follow-up program to the Collateral Consequences for Juvenile Adjudication, which was presented during the 2015 Annual Meeting. This year's program was co-sponsored with the Equal Access Initiative and the Benton Harbor-St. Joseph Alumnae Chapter of Delta Sigma Theta Sorority, Inc. On Saturday, March 25th, around 80 individuals met at the Lake Michigan College in Benton Harbor for a presentation on the juvenile justice system. A group of panelists was moderated by Judge Mabel Johnson Mayfield and included the following participants: Jason Engram (a local attorney), Heather J. Garretson (CII co-chair), Gennelia C. Laluna-Schaeffer (a local attorney), Mark D. McWilliams (director of public policy at Michigan Protection & Advocacy), Russell W. Szwabowski (a county prosecutor), and Beth Zilberman (a teaching fellow with MSU College of Law's immigration law clinic). The program was a success and the Initiative hopes for a repeat performance in the future. Additional materials from the program are attached.

Future Goals and Activities:

The Initiative expects to meet in April, May, June, and September to discuss various projects and public policy. The Initiative will continue to review proposed court rule amendments and legislation that fall under its jurisdiction. It also plans to work to present a proposal to the Representative Assembly at its September 28, 2017 meeting.

Other Information:

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Approved by	Approved	Name
Chair		
Co-chair		
Staff Liaison		
Other		

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What Do You Mean I Can't Do That? The Collateral Consequences of a Juvenile Adjudication

Youth in the juvenile justice system often face issues and challenges that extend beyond the courtroom. This presentation shows how juvenile adjudications may impact children and families long after the court case has closed. Fines, housing, employment, and education opportunities are among the topics to be highlighted in this informative presentation. A panel will examine real-life experiences illustrating the need for systemic change.

Saturday, March 25
10 a.m.-2 p.m.
Lake Michigan College
2755 E. Napier Avenue
Benton Harbor, MI 49022

Register here: <https://www.surveymonkey.com/r/collateralcon>

Discussion topics:

- Juvenile pleas and their long-term impacts
- Alternatives to formal court involvement
- The school-to-prison pipeline
- The importance of collateral consequences
- Ideas for systemic change
- Interactive question-and-answer session

Moderator:

Hon. Mabel Johnson Mayfield, Judge, Berrien County Probate Court

Program Co-Sponsors



Delta Sigma Theta Sorority, Inc., Benton Harbor-St. Joseph Alumnae Chapter
The Criminal Issues Initiative and the
Equal Access Initiative of the Committee on Justice Initiatives