

**BUSINESS LAW SECTION
Respectfully submits the following position on:**

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HB 4463

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The Business 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 Business Law Section only and is not the position of the State Bar of Michigan.

The State Bar position on this matter is to oppose the bill.

The total membership of the Business Law Section is 3,372.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 10. The number who voted in favor to this position was 10. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Business Law Section

Contact person:

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Bill Number:

[HB 4463](#) (VanSingel) Civil procedure; evictions; limited liability companies; allow members and others with personal knowledge to represent in certain situations. Amends [1961 PA 236](#) (MCL [600.101](#) - [600.9947](#)) by adding sec. 5707.

Date position was adopted:

June 6, 2017

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:

10

Number who voted in favor and opposed to the position:

10 Voted for position

0 Voted against position

0 Abstained from vote

0 Did not vote (absent)

Position:

Oppose

Explanation of the position, including any recommended amendments:

The Business Law Section agrees with the opposition to the bill by the Real Property Law Section. A trade-off for the benefits of adopting the form of a limited liability company, is the surrender of the right to be able to appear in court without an attorney. The Section disagrees with a change in this provision.

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?2017-HB-4463>

FOR LEGISLATIVE ISSUES ONLY:

This position falls within the following Keller-permissible category:

- ✓ The regulation and discipline of attorneys
 - ✓ The improvement of the functioning of the courts
 - ✓ The availability of legal services to society
- The regulation of attorney trust accounts
The regulation of the legal profession, including the education, the ethics, the competency, and the integrity of the profession.