

Report on Public Policy Position

Name of Committee:

Domestic Violence Committee

Contact Person:

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Bill Number:

[HB 4222](#) (Ebli) Civil procedure; personal protection orders; victims of posting certain messages on the internet, furnishing obscene publications to minors, or criminal sexual conduct; allow to petition for personal protection orders. Amends sec. 2950a of [1961 PA 236](#) (MCL [600.2950a](#)).

Date position was adopted:

July 25, 2009

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:

17

Number who voted in favor and opposed to the position:

8 Voted for position

0 Voted against position

3 Abstained from vote

6 Did not vote

Position:

Support and Amend

Explanation of the position, including any recommended amendments:

The committee supports this bill because it would fill a gap in the stalking PPO statute by permitting a victim of a sexual assault by a non-intimate partner to obtain a PPO after only one incident. However, the committee was concerned that the reference in the bill to obscene material is not adequately defined and may be confused with pornography. Therefore, the committee suggests that the definition be clarified.

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?2009-HB-4222>

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.

Keller-permissible explanation:

Would increase the availability of protection orders to a larger class of domestic and sexual assault victims.