

PROBATE & ESTATE PLANNING SECTION  
Respectfully submits the following position on:

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SB 0539

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The Probate & Estate Planning 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 Probate & Estate Planning 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 Probate & Estate Planning Section is 4,128.

The position was adopted by discussion and vote at a regular scheduled meeting. The number of members in the decision-making body is 23. The number who voted in favor to this position was 19. The number who voted opposed to this position was 0.

## Report on Public Policy Position

**Name of section:**

Probate & Estate Planning Section

**Contact person:**

Thomas F. Sweeney

**E-Mail:**

[tsweeney@clarkhill.com](mailto:tsweeney@clarkhill.com)

**Bill Number:**

[SB 0539](#) (Schuitmaker) Probate; guardians and conservators; appointment in this state of guardians and conservators appointed in other jurisdictions; allow. Amends secs. 5313 & 5433 of [1998 PA 386](#) (MCL [700.5313](#) & [700.5433](#)) & adds secs. 5202a & 5301a.

**Date position was adopted:**

July 18, 2011

**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:**

23

**Number who voted in favor and opposed to the position:**

19 Voted for position

0 Voted against position

0 Abstained from vote

4 Did not vote

**Position:**

Support

**Explanation of the position, including any recommended amendments:**

Establishes the concept of application for appointment of a foreign guardian in Michigan and that objections to appointment would not automatically suspend guardian, absent court ruling.

**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?2011-SB-0539>