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August 3, 2011

The Honorable Charles Brunner
State Representative
State Capitol
P.O. Box 30014
Lansing, MI 48909-7514

Re: HB 4327 Testimony of a Vulnerable Adult

Dear Representative Brunner:

At its July 22, 2011 meeting, the State Bar of Michigan's Board of Commissioners voted to **support HB 4327** provided that the two-way interactive technology is used instead of video recording. In the Board's consideration, it reviewed a recommendation from the State Bar's Criminal Jurisprudence and Practice Committee that noted the importance of using two-way interactive video testimony in order to preserve a defendant's constitutional right to confrontation.

However, the State Bar believes this subject matter is more properly handled within the jurisdiction of the Michigan Supreme Court. The State Bar has historically supported that such policy changes should be made in court rule or in rules of evidence.

If you would like to discuss this position in further detail or have questions, please contact me directly at your convenience.

Sincerely,

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CC. W. Anthony Jenkins, President
Nell Kuhnmuensch, Governmental Consultant Services, Inc.