

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

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SB 0978 – SB 0980

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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 after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 23. The number who voted in favor to this position was 20. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Probate & Estate Planning Section

Contact person:

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Bill Number:

[SB 0978](#) (Schuitmaker) Probate; trusts; trust decanting; allow. Amends secs, 7103, 7401, 7602, 7603 & 7815 of [1998 PA 386](#) (MCL [700.7103](#) et seq.) & adds sec. 7820a.

[SB 0979](#) (Schuitmaker) Probate; trusts; personal property trust perpetuities act; modify to account for decanted trusts. Amends secs. 2 & 3 of [2008 PA 148](#) (MCL [554.92](#) & [554.93](#)).

[SB 0980](#) (Schuitmaker) Probate; trusts; powers of appointment; revise. Amends secs. 2, 5, 12, 14 & 20 of [1967 PA 224](#) (MCL [556.112](#) et seq.) & adds sec. 5a.

Date position was adopted:

March 17, 2012

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:

20 Voted for position

0 Voted against position

0 Abstained from vote

3 Did not vote

Position:

Support in Principle

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?2012-SB-0978>

<http://legislature.mi.gov/doc.aspx?2012-SB-0979>

<http://legislature.mi.gov/doc.aspx?2012-SB-0980>