

CRIMINAL LAW SECTION  
Respectfully submits the following position on:

\*  
SB 0318 & SB 0319

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The Criminal 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 Criminal Law 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 Criminal Law Section is 2,186.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 24. The number who voted in favor to this position was 12. The number who voted opposed to this position was 5. The number who abstained was 1.

## Report on Public Policy Position

**Name of section:**

Criminal Law Section

**Contact person:**

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**Bill Numbers:**

[SB 0318](#) (Jones) Corrections; parole; parole of certain juvenile offenders; allow under certain circumstances. Amends sec. 34 of [1953 PA 232](#) (MCL [791.234](#)).

[SB 0319](#) (Jones) Criminal procedure; sentencing; procedures for determining whether juvenile convicted of murder should be sentenced to imprisonment without parole eligibility; provide for. Amends [1927 PA 175](#) (MCL [760.1 - 777.69](#)) by adding secs. 32 & 33 to ch. IX.

**Date position was adopted:**

October 15, 2013

**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:**

24

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

12 Voted for position

5 Voted against position

1 Abstained from vote

6 Did not vote

**Position:**

Support and Amend

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

The Council recommends that the legislation should be retroactive as a matter of fundamental fairness.

**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?2013-SB-0318>

<http://legislature.mi.gov/doc.aspx?2013-SB-0319>