



Report on Public Policy Position

Name of Section:

Criminal Law Section

Contact Person:

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Bill Numbers:

SB 199 (Brater) Criminal procedure; other; diversion from jail for certain individuals under certain circumstances; amend code of criminal procedure to allow. Amends 1927 PA 175 (MCL 760.1 - 777.69) by adding sec. 85 to ch. VII. TIE BAR WITH: SB 0200'07

SB 200 (Brater) Mental health; other; priority for providing mental health services to individuals diverted from jail; require under certain circumstances. Amends sec. 208 of 1974 PA 258 (MCL 330.1208). TIE BAR WITH: SB 0199'07

Date position was adopted:

April 24, 2007

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:

18

Number who voted in favor and opposed to the position:

14 Voted for position

1 Voted against position

0 Abstained from vote

Position:

Support in principle

Explanation of the position, including any recommended amendments:

RESOLVED, that the Criminal Law Section of the State Bar of Michigan strongly supports in principle, the creation of a diversionary treatment program through Mental Health Courts for individuals who suffer from mental illness, emotional disturbance, developmental disability or mental retardation who are charged with a criminal act.

The text (may be provided by hyperlink) of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report:

<http://legislature.mi.gov/doc.aspx?2007-SB-0199>

<http://legislature.mi.gov/doc.aspx?2007-SB-0200>