

Report on Public Policy Position**Name of section:**

Criminal Law Section

Contact person:

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The proposed amendments of Rules 6.425 and 6.610 of the Michigan Court Rules were submitted by the Representative Assembly of the State Bar of Michigan and would increase the time within which a court is required to provide copies of the presentence report to the prosecutor, the defendant's lawyer, or the defendant if not represented by a lawyer, to two business days before the day of sentencing. If the report is not made available at least two days before sentencing, the defendant's lawyer, or the defendant, if not represented by a lawyer, would be entitled to adjournment to prepare necessary corrections, additions, or deletions to present to the court. The proposed revisions of these rules also would prohibit the inclusion of specific information in the report about the victim or witness.

Date position was adopted:

October 20, 2009

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:

13

Number who voted in favor and opposed to the position:

10 Voted for position

1 Voted against position

3 Abstained from vote

0 Did not vote

Position:

Support

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report. <http://courts.michigan.gov/supremecourt/Resources/Administrative/2008-39.pdf>