

**MEETING OF THE COUNCIL OF THE
OF THE PROBATE AND ESTATE PLANNING SECTION
OF THE STATE BAR OF MICHIGAN**

Friday, December 16, 2022 @ 10:00 AM

University Club of Michigan State University
3435 Forest Rd, Lansing, MI 48910
and
Remote

Minutes

- I. **Call to Order and Welcome** (Mark Kellogg)
 - a. Chairperson Mark E. Kellogg called the meeting to order at 10:00 AM noting that the meeting was being recorded and that the resulting recording is to be deleted once the minutes of the meeting have been submitted by the Secretary and accepted by the Council.
- II. **Zoom Roll Call Confirmation of Attendees** (Mark Kellogg)
 - a. In Person: Katie Lynwood, Mike Lichterman, Richard Mils, Ryan Phillips, David Sprague, Melisa Mysliwicz, Dan Hilker, Elizabeth Sietker, and Nathan Piwowarski
 - b. Remote: Angela Hentkowski, Christine Savage, Daniel Borst, Elizabeth McLachlan, Georgette David, James F. Anderton, James P. Spica, Kenneth Silver, Michael Shelton, Neal Nusholtz, Rebecca Wrock, Sean Bloom, Sandra D. Glazier, and Warren Krueger Marguerite Munson Lentz, Katie Szymanski, Kurt Olson, Sean Blume, Ryan Phillips, Robert B. Labe, David Lentz, Stephen J. Dunn, Kathleen M. Goetsch, Kathleen A. Cieslik, Lindsey A. DiCesare (ICLE), Rebecca Bechler (Public Affairs Associates), and Andrea Neighbors (Administrative Assistant)
- III. **Excused Absences** (Mark Kellogg)
 - a. Honorable Shauna Dunning
 - b. Andy Mayoras
- IV. **Lobbyist's Report** (Public Affairs Associates)
 - a. Legislature has adjourned. All unpassed proposals died.
 - b. EPIC Omnibus was on the Senate floor. Graham Filler is willing and able to reintroduce. New co-sponsor from Democratic Caucus will be needed. Asked re: packaging with TOD.
 - c. Assisted Reproductive Technology proposal again seems viable.
 - d. Remote Notarization and Witnessing. Lightner is coming back. Probably should identify co-sponsor from the Democratic Caucus.
 - e. On Jan 11, the committee lists and chairs made public. Judiciary will be separated from Criminal Justice.
 - f. Asked to consider a new sponsor for the UPOA.
 - g. Jim identified several drafts bills that may need new sponsors or reintroductions:
 - i. Unitrust proposal (Wozniak)
 - ii. Amendment to MCL 554.75 USRAP. 0350721 draft 1.
 - iii. April 24, 2021, council approved various technical amendments. MCL 556.124, 556.115a of 03508-21 draft 1. (note: proposals from that same meeting have

been dealt with elsewhere—MCL 554.94 PIPPA (PA 154) was enacted.
700.7820a (admin decanting provision) now in the Omnibus.)

V. **Monthly Reports**

- a. **Minutes of Prior Council Meeting** – November (Nathan Piwowarski) –Attachment 1
 - i. Motion by Sprague, second by Mysliwiec. Approved.
- b. **Chair's Report** (Mark Kellogg)
 - i. Received communication from State Bar Young Lawyers Section. Their section is assigning liaison to each section. Miriam Saffo (of the firm, Nichols Sacks Slank Sendelbach Buiteweg & Solomon PC) is our liaison. Mr. Kellogg is connecting her with our outreach committee.
- c. **Treasurer's Report** (Rick Mills)
 - i. Audited EOY financials received shortly before this meeting.
 - ii. Our fund balance is down about \$3,000, and our income was stable. All other revenue and expenses were largely in line with the budget.
 - iii. Suggested council member donation to Hearts & Flowers is \$35.
 - iv. Motion by Nusholz, second by Shelton. Approved.
- d. **Committee on Special Projects** (Melisa Mysliwiec)
 - i. The CSP received updates from each of the ad hoc committees.
 - ii. The CSP received a solicitation for the upcoming theme issue of the Bar Journal.
 - iii. Spica willing to serve as ULC Advisor to Marital Agreements Committee.
- e. **Amicus Committee** (Andy Mayoras)
- f. **Tax Committee Tax Nugget** (JV Anderton) – Attachment 2. Stephen Dunn reviewed the articles included in Attachment 2.

VI. **Written Report Only**

- a. **Community Property Trusts Ad Hoc Committee** (Neal Nusholtz) –Attachment 3.

VII. **Other Business.**

- a. Lindsey DiCesare, our new ICLE Liaison, was warmly welcomed.

VIII. **Adjournment**

- a. There being no other business before the Council, the Chairperson declared the meeting adjourned at 10:35 AM.

Respectfully Submitted,

Nathan Piwowarski, Secretary

The next Council meeting will be held on Friday, January 13, 2022.