

**STATE BAR OF MICHIGAN – CHILDREN’S LAW SECTION**  
**Date: Thursday, April 20, 2023, at 5:30 p.m.**  
**Via Zoom Conference: Meeting ID: 898 0408 0383 Passcode: Thursday**

**REGULAR MEETING AGENDA**

- I. Administrative Matters**
  - a. Call to Order
  - b. Introduction of Attendees
  - c. Minutes of March 16, 2023 Regular Meeting - emailed w/ agenda
  - d. Chair’s Report (Terina Carte)
  - e. Secretary’s Report (Tiffany Burks)
  - f. Treasurer’s Report (Deborah Paruch) – reports emailed w/ agenda
  
- II. Standing Committee Reports**
  - a. Legislation/Agency (Chair - Josh Pease) – info emailed thru SBM Connect on 4/13/23
  - b. Amicus (Chair - Paula Aylward)
  - c. Publications (Chair - Deborah Paruch)
  - d. Education (Chair - Stephanie Cardenas)
  - e. Membership/Social (Chair - Erin House)
  - f. Scholarship (Chair - Deborah Paruch)
  - g. Youth Representation (Chair - Josh Pease)
  - h. Technology (Chair - Steve Heisler)
  
- III. Liaison Reports**
  - a. RAM (Lynn Perry) – next meeting April 21, 2023
  - b. Criminal Law (Chris Piatkowski) – need new liaison?
  - c. Family Law (Josh Pease)
  - d. American Indian Law (Hon. Tina Yost-Johnson)
  
- IV. Announcements/New Business**
  - a. Annual Meeting Planning
  - b. Confirmed with the bar that SBM Connect is a listserv so we are in compliance with our bylaws
  - c. Wayne County Juvenile Detention Situation – improvement?
  
- V. Discussion Topic: Known/Unknown/Putative & Legal Fathers – Optional to participate**
  - a. How does your jurisdiction handle for jurisdiction and termination trials?
    - i. Appoint attorney?
    - ii. Publish notice?
    - iii. Make findings for jurisdiction and/or termination?
  - b. What has been your experience over the past few years with the accuracy of the agency’s representation of a legal/putative father in their petitions?

***NEXT MEETINGS: 3<sup>RD</sup> THURSDAY OF THE MONTH AT 5:30PM:***

- *May 18, 2023*
- *June 15, 2023*
- *July 20, 2023*
- *August 17, 2023*
- *September 2023 + annual meeting - TBD*

**DETAILED TRIAL BALANCE FOR 2023**  
 State Bar of Michigan  
 General Ledger

Ranges: From: To:  
 Date: 10/1/2022 3/31/2023  
 Account: 1-9-99-550-1127 1-9-99-550-1987

Subtotal By: No Subtotals  
 Sorted By: Segment1  
 Include: Posting

Account:		1-9-99-550-1127		Description:	Legislation		Beginning Balance:		\$0.00	
Trx Date	Jrnl No.	Description	Reference	Orig. Master Number	Orig Master ID	Orig. Master Name	Debit	Credit		
10/20/2022	169,903	Purchases	October 2022 Children Law	12260	KHOURY JOHNSON	Khoury Johnson Leavitt LLC	\$500.00			
11/9/2022	170,766	Purchases	November 2022 Children Law	12320	KHOURY JOHNSON	Khoury Johnson Leavitt LLC	\$500.00			
12/7/2022	171,551	Purchases	December 2022 Children Law	12387	KHOURY JOHNSON	Khoury Johnson Leavitt LLC	\$500.00			
1/4/2023	171,908	Purchases	January 2023 Children Law	12449	KHOURY JOHNSON	Khoury Johnson Leavitt LLC	\$500.00			
2/16/2023	172,655	Purchases	February 2023 Children Law	12513	KHOURY JOHNSON	Khoury Johnson Leavitt LLC	\$500.00			
3/9/2023	173,037	Purchases	March 2023 Children Law	12580	KHOURY JOHNSON	Khoury Johnson Leavitt LLC	\$500.00			
							<b>Net Change</b>	<b>Ending Balance</b>		
Account:		1-9-99-550-1127		<b>Totals:</b>			<b>\$3,000.00</b>	<b>\$3,000.00</b>	<b>\$3,000.00</b>	<b>\$0.00</b>

  

Account:		1-9-99-550-1276		Description:	Meetings		Beginning Balance:		\$0.00	
Trx Date	Jrnl No.	Description	Reference	Orig. Master Number	Orig Master ID	Orig. Master Name	Debit	Credit		
2/9/2023	172,557	Purchases	Children Law Zoom	CHILDREN LAW ZOOM	CARTE,TERINA	Terina Carte	\$111.22			
							<b>Net Change</b>	<b>Ending Balance</b>		
Account:		1-9-99-550-1276		<b>Totals:</b>			<b>\$111.22</b>	<b>\$111.22</b>	<b>\$111.22</b>	<b>\$0.00</b>

  

Account:		1-9-99-550-1987		Description:	Miscellaneous		Beginning Balance:		\$0.00	
Trx Date	Jrnl No.	Description	Reference	Orig. Master Number	Orig Master ID	Orig. Master Name	Debit	Credit		
3/31/2023	173,414		Oct 22 - March 2023 2% CC Fee				\$180.80			
							<b>Net Change</b>	<b>Ending Balance</b>		
Account:		1-9-99-550-1987		<b>Totals:</b>			<b>\$180.80</b>	<b>\$180.80</b>	<b>\$180.80</b>	<b>\$0.00</b>

	<u>Accounts</u>	<u>Beginning Balance</u>	<u>Net Change</u>	<u>Ending Balance</u>	<u>Debit</u>	<u>Credit</u>
<b>Grand Totals:</b>	3	\$0.00	\$3,292.02	\$3,292.02	\$3,292.02	\$0.00

4/10/2023

State Bar of Michigan  
Children's Law Section  
For the Six Months Ending Friday, March 31, 2023

	Current Activity March 2023	Year To Date March 2023	Year to Date March 2022
Revenue:			
1-7-99-550-1050 Children's Law Section Dues	200.00	17,360.00	17,800.00
Total Revenue	200.00	17,360.00	17,800.00
Expenses:			
1-9-99-550-1127 Legislation	500.00	3,000.00	3,000.00
1-9-99-550-1276 Meetings		111.22	
1-9-99-550-1987 Miscellaneous	180.80	180.80	200.00
1-9-99-550-1145 ListServ			120.00
Total Expenses	680.80	3,292.02	3,320.00
Net Income	(480.80)	14,067.98	14,480.00
Beginning Fund Balance:			
1-5-00-550-0001 Fund Bal-Children		28,581.14	22,879.66
Total Beginning Fund Balance		28,581.14	22,879.66
Ending Fund Balance		42,649.12	37,359.66

**STATE BAR OF MICHIGAN – CHILDREN’S LAW SECTION**

Date: Thursday, March 16, 2023, at 5:30 p.m.

Via Zoom Conference: Meeting ID: 898 0408 0383 Passcode: Thursday

**I. Administrative Matters**

A. Call to Order at 5:35 p.m.

B. Introduction of Attendees

**Council Members Present:**

Joshua Pease  
Tiffany Burks  
Eric Scott  
Bill Ladd  
Karen Cook  
Erin Diaz  
Karen Gullberg Cook  
Suzanne Stephan  
Elizabeth McCree  
Lynda McGhee  
Amanda Pollard  
Steven Heisler  
Traci Akins

**General Section Members Present:**

Paula Aylward  
Jason Wine  
Stephanie Cardenas

**Council Members Absent:**

Deborah Paruch  
Terina Carte  
Lynn Perry  
Shannon Urbon  
Erin House  
Nichole Smithson  
Tina Yost Johnson

C. Minutes of February 16, 2023 Regular Meeting - emailed w/ agenda

Minutes from the February 16, 2023 Regular Meeting were emailed with the Agenda. Submitted for approval. Tiffany Burks moved to approve the minutes. William Ladd seconded. Minutes approved unanimously.

D. Chair Report (Terina Carte)

No report.

E. Secretary's Report (Tiffany Burks)

No report.

F. Treasurer's Report (Deborah Paruch)

Reports were emailed w/ agenda.

## II. Standing Committee Reports

A. Legislation/Agency (Chair - Josh Pease) – report emailed w/ agenda

1. Life without parole elimination bill 119-123 SBs 119, 120, 121, 122, & 123 – This is a package of bills which would eliminate life without parole for an offense committed when the defendant was younger than 19. The bills would have the following effect:
  - a. 119: No life without parole if the defendant was younger than 19 at the time of the offense.
  - b. 120: Parole eligible after 10 years if convicted of or serving a sentence for a crime for which the punishment is presently mandatory LWOP if the defendant was younger than 19 at the time of the offense; three criteria for the parole board to consider.
  - c. 121: No LWOP for designated cases.
  - d. 122 & 123: 10 year minimum and 60 year maximum for offenses with mandatory LWOP if defendant was younger than 19 at time of offense; adding 750.506b barring LWOP if defendant was younger than 19 at the time of offense.

The committee voted to support the bills with one amendment. In SB 120, we supported changing the first sentence of (9)(b) from “The prisoner may be represented at the interview by an individual of the prisoner's choice” to “The prisoner may have present at the interview an individual of the prisoner's choice” to avoid the possibility of the unauthorized practice of law.

Josh Pease moved to support the senate bills with the stated modification. Seconded by Steven Heisler. Motion passed 10-1.

2. SBs 137 & 138 – These two bills would amend the statutes providing subsidy in juvenile guardianships to allow guardians to receive subsidy if the guardianship order came from a tribal court or a court outside of Michigan. The committee was generally supportive of the proposals but felt that the statute as a whole could use revision. Members of the committee are drafting alternative language for us

to consider at the April meeting.

3. HB 4019 – This bill is a reintroduction of the reinstatement of parental rights bill from last session. We had hoped that the sponsor, Rep. Graham Filler, could attend our committee meeting this month, but he could not. We understand that he may be at the April meeting. Either way, we intend to take this bill up at the April meeting.

B. Amicus (Chair - Paula Aylward)

**In re Bourbeau Minors**, MSC #165225; COA #360286, pending on application in MSC. The Amicus Committee has decided not to take action on this until the Supreme Court decides.

**In re Holbrook Minor**, MSC #164489; COA #359504, pending on application in MSC. The Council held an e-vote allowing a brief to be filed concurring with the LGAL.

C. Publications (Chair - Deborah Paruch)

No report.

D. Education (Chair – Stephanie Cardenas)

Training scheduled for this month. An SBM Connect message went out to the section.

E. Membership/Social (Chair - Erin House)

No report.

F. Scholarship (Chair - Deborah Paruch)

No report.

G. Youth Representation (Chair - Josh Pease)

The Youth Representation Committee met on March 13. Seven committee members were present. They focused on two main topics, one of which is an action item:

1. Encouraging LGALs to file appeals. This evolved into a discussion about training for LGALs and reviving the SCAO child welfare trainings which stopped with COVID. They intend to speak with SCAO about what needs to be done to restart the trainings or, alternatively, institute new LGAL trainings. This would include training regarding appellate practice and representing children on appeal.

2. Mentorship. The committee agreed that a mentorship program through our section would benefit younger and less experienced attorneys in children's law. They could accomplish this through periodic (1-2 times per month) open forums on Zoom for attorneys to meet, socialize, network, and consult on cases while also allowing for more private conversations and consultations through breakout rooms. This forum could further serve to establish more traditional mentor-mentee relationships by connecting practitioners with each other. Council support needed before setting up this forum.

Josh Pease moved to allow exploration of at least monthly Zoom meetings for the purpose of establishing a mentorship program. Seconded by Amanda Pollard. Josh withdrew this motion.

Josh Pease moved for Council approval to create a plan for Zoom forums for discussion of children's law issues. Seconded by Bill Ladd. Motion passed unanimously.

3. Supreme Court is creating a taskforce for legal representation in child welfare cases.

#### H. Technology (Chair - Steve Heisler)

The bylaws reference a couple types of listservs and we do not have a listserv. Steve has a financial interest in a company that provides a listserv and they are willing to provide three (3) months for free. Bylaws need to be updated if we do not use a listserv.

Steve moved to set up a listserv for Council using the company he has an interest in – free of charge for the first 90 days. Seconded by Eric Scott. Motion failed 9 in favor, 0 opposed, 1 abstention.

Steve would like the bylaws updated if SBM Connect is not a listserv.

### **III. Liaison Reports**

#### A. RAM (Lynn Perry)

No update.

#### B. Criminal Law (Chris Piatkowski)

No update.

#### C. Family Law (Josh Pease)

No update.

D. American Indian Law (Hon. Tina Yost-Johnson)

No update.

#### **IV. Announcements/New Business**

What to do about the annual meeting. Should it be in-person? Some discussion was had and will be discussed again at the next meeting.

**Meeting Ended at 6:29 p.m.**

***NEXT MEETINGS: 3<sup>RD</sup> THURSDAY OF THE MONTH AT 5:30PM***

- *April 20, 2023*
- *May 18, 2023*
- *June 15, 2023*
- *July 20, 2023*
- *August 17, 2023*
- *September 2023 + annual meeting - TBD*