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BILL ANALYSIS

Senate Fiscal Agency

• Lansing, Michigan 48909

• (517) 373-5383

Senate Bill 789

Sponsor: Senator Doug Cruce

Committee: Criminal Justice and Urban Affairs

Date Completed: 9-10-90

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SUMMARY OF SENATE BILL 789 as introduced 2-6-90:

The bill would amend the Code of Criminal Procedure to specify that a person indicted for a criminal offense pursuant to a grand jury inquiry would not be entitled to a preliminary examination. Under the Code, the State and accused are "entitled to a prompt examination and determination by the examining magistrate in all criminal causes". The bill specifies that the entitlement would be to a preliminary examination, and the bill would exempt from that entitlement a person indicted for a criminal charge by a grand jury.

MCL 766.1, 766.4, and 767.4

Legislative Analyst: P. Affholter

FISCAL IMPACT

The bill would generate indeterminate savings to courts in the State. Costs of a preliminary examination for persons indicted for a criminal offense pursuant to a grand jury inquiry would be saved under this bill. Savings estimates, however, would vary greatly among local courts.

Fiscal Analyst: F. Sanchez

S.B. 789 (9-10-90)

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.