

HOUSE BILL No. 4572

April 10, 1989, Introduced by Reps. Terrell, DeMars, Hunter, Stallworth, Honigman, Bennane, Harrison, Leland, Joe Young, Sr., Power, Sikkema, Martin, Bandstra and Clack and referred to the Committee on Judiciary.

A bill to amend the title and section 1 of Act No. 138 of the Public Acts of 1966, entitled as amended "The family support act," as amended by Act No. 196 of the Public Acts of 1983, being section 552.451 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and section 1 of Act No. 138 of the
2 Public Acts of 1966, as amended by Act No. 196 of the Public Acts
3 of 1983, being section 552.451 of the Michigan Compiled Laws, are
4 amended to read as follows:

TITLE

5
6 An act to confer jurisdiction upon the ~~circuit courts~~
7 DOMESTIC RELATIONS COURT to order and enforce the payment of
8 money for the support, in certain cases, of parents having
9 physical custody of minor children and of minor children by

1 noncustodial parents; to provide for the termination of the
2 effectiveness of the orders; and to provide for the payment of
3 fees and assessment of costs in those cases.

4 Sec. 1. Any married parent who has a minor child or chil-
5 dren living with him or her and who is living separate and away
6 from his or her spouse who is the noncustodial parent of the
7 child or children, and who is refused financial assistance by the
8 noncustodial parent to provide necessary shelter, food, care, and
9 clothing for the child or children, if the spouse is of suffi-
10 cient financial ability to provide such assistance, may complain
11 to the ~~circuit court~~ DOMESTIC RELATIONS COURT for the county
12 where either parent resides for an order for support for himself
13 or herself and the minor child or children. The proceedings
14 shall be commenced by the filing of a complaint verified by the
15 petitioner and by issuance of a summons which shall be personally
16 served upon the noncustodial parent of the children and spouse of
17 the petitioner. A complaint shall not be filed nor shall any
18 summons issue if divorce or separate maintenance proceedings are
19 then pending between the petitioner and his or her spouse.

20 Section 2. (1) This amendatory act shall take effect
21 January 1, 1990.

22 (2) This amendatory act shall not take effect unless Senate
23 Bill No. _____ or House Bill No. 4567 (request no. 01659'89) of
24 the 85th Legislature is enacted into law.