

HOUSE BILL No. 4593

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

A bill to amend the title and section 4 of Act No. 203 of the Public Acts of 1958, entitled as amended

"An act providing for the joinder of this state in an interstate compact on juveniles; to provide the terms of the compact; and to prescribe the powers and duties of the department of social welfare and the jurisdiction of the probate courts,"

being section 3.704 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and section 4 of Act No. 203 of the
2 Public Acts of 1958, being section 3.704 of the Michigan Compiled
3 Laws, are amended to read as follows:

TITLE

5 An act providing for the joinder of this state in an inter-
6 state compact on juveniles; to provide the terms of the compact;
7 and to prescribe the powers and duties of the department of

1 social ~~welfare~~ SERVICES and the jurisdiction of the ~~probate~~
2 ~~courts~~ DOMESTIC RELATIONS COURT.

3 Sec. 4. ~~All proceedings~~ EACH PROCEEDING under this act
4 shall be in the ~~probate~~ DOMESTIC RELATIONS court, ~~juvenile~~
5 ~~division~~, and to that end this act shall be considered supple-
6 mentary to chapter ~~+2A~~ 96 OF THE REVISED JUDICATURE ACT OF
7 1961, Act No. ~~-288~~ 236 of the Public Acts of ~~+939~~ 1961, being
8 sections ~~-7+2A.1 to 7+2A.28~~ 600.9601 TO 600.9647 of the MICHIGAN
9 Compiled Laws. ~~of 1948.~~ For the purpose of establishing juris-
10 diction under the compact when this state is the demanding state,
11 the phrase "proceeding for the adjudication of the juvenile as a
12 delinquent, neglected or dependent juvenile" as used in the com-
13 pact shall be ~~deemed~~ CONSIDERED to refer to a proceeding under
14 section ~~-2 of chapter +2A~~ 9602 of Act No. ~~-288~~ 236 of the
15 Public Acts of ~~+939, as amended~~ 1961, BEING SECTION 600.9602 OF
16 THE MICHIGAN COMPILED LAWS, following the authorization of the
17 filing of a petition by the court; and the phrase "adjudged
18 delinquent" shall be ~~deemed~~ CONSIDERED to refer to ~~children~~ A
19 CHILD who ~~are~~ IS subject to the jurisdiction of the ~~probate~~
20 DOMESTIC RELATIONS court, ~~juvenile division~~ under ~~the provi-~~
21 ~~sions of subdivisions (a) or (d) of said section 2~~ SECTION 9602
22 (1)(A) OR (D) OF ACT NO. 236 OF THE PUBLIC ACTS OF 1961. The
23 words "absconded", "escaped", or "runaway" shall not be ~~deemed~~
24 CONSIDERED to apply to the case of a child who is in the custody
25 of a parent in ~~a distant~~ ANOTHER state when ~~there is pending~~
26 ~~in this state~~ an action for divorce or separate maintenance by
27 the parents IS PENDING IN THIS STATE or, the parents having been

1 divorced, the child is subject to a custody order issued by the
2 ~~circuit~~ court granting the divorce. A demand shall not be made
3 by this state under this act for the return of ~~any~~ A child
4 18 years of age or older.

5 Section 2. This amendatory act shall take effect
6 January 1, 1990.

7 Section 3. This amendatory act shall not take effect unless
8 Senate Bill No. _____ or House Bill No. 4567 (request
9 no. 01659'89) of the 85th Legislature is enacted into law.