

HOUSE BILL No. 4685

April 24, 1989, Introduced by Reps. Spaniola, Rocca, Clack and Stabenow and referred to the Committee on Judiciary.

A bill to amend section 9 of chapter 84 of the Revised Statutes of 1846, entitled
"Of divorce,"
being section 552.9 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 9 of chapter 84 of the Revised Statutes
2 of 1846, being section 552.9 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 9. (1) A judgment of divorce shall not be granted by a
5 court in this state in an action for divorce unless the complain-
6 ant or defendant has resided in this state for 180 days immedi-
7 ately preceding the filing of the complaint and, EXCEPT AS OTHER-
8 WISE PROVIDED IN SUBSECTION (2), the complainant or defendant has
9 resided in the county in which the complaint is filed for 10 days
10 immediately preceding the filing of the complaint.

1 (2) A PERSON MAY FILE A COMPLAINT FOR DIVORCE WITHOUT
2 MEETING THE 10-DAY REQUIREMENT SET FORTH IN SUBSECTION (1) IF THE
3 COMPLAINT IS FILED IN INGHAM COUNTY AND ALL OF THE FOLLOWING
4 APPLY AND ARE SET FORTH IN THE COMPLAINT:

5 (A) THE DEFENDANT WAS BORN IN, OR IS A CITIZEN OF, A COUNTRY
6 OTHER THAN THE UNITED STATES OF AMERICA.

7 (B) THE PARTIES TO THE DIVORCE ACTION HAVE A MINOR CHILD OR
8 CHILDREN.

9 (C) THERE IS INFORMATION THAT WOULD ALLOW THE COURT TO REA-
10 SONABLY CONCLUDE THAT THE MINOR CHILD OR CHILDREN ARE AT RISK OF
11 BEING TAKEN OUT OF THE UNITED STATES OF AMERICA AND RETAINED IN
12 ANOTHER COUNTRY BY THE DEFENDANT.