

HOUSE BILL No. 5811

May 24, 1990, Introduced by Reps. Perry Bullard, Gubow, Stabenow, Jondahl, Murphy, Palamara, Wallace, Leland, Joe Young, Jr., Hunter, Webb, Berman and Pitoniak and referred to the Committee on Judiciary.

A bill to amend section 4 of Act No. 293 of the Public Acts of 1968, entitled

"An act to establish the status of minors; to define the rights of parents; and to establish the conditions for emancipation of minors,"

as amended by Act No. 403 of the Public Acts of 1988, being section 722.4 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 4 of Act No. 293 of the Public Acts of
2 1968, as amended by Act No. 403 of the Public Acts of 1988, being
3 section 722.4 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 4. (1) Emancipation may occur by operation of law or
6 pursuant to a petition filed by a minor with the probate court as
7 provided in this act.

1 (2) An emancipation occurs by operation of law:

2 (a) When a minor is validly married.

3 (b) When a person reaches the age of 18 years.

4 (c) During the period when the minor is on active duty with
5 the armed forces of the United States.

6 (D) FOR THE PURPOSES OF CONSENTING TO ROUTINE, NONSURGICAL
7 MEDICAL CARE OR EMERGENCY TREATMENT TO A MINOR, DURING THE PERIOD
8 WHEN THE MINOR IS A PRISONER UNDER THE JURISDICTION OF THE
9 DEPARTMENT OF CORRECTIONS OR THE PERIOD WHEN THE MINOR IS A PRO-
10 BATIONER RESIDING IN A SPECIAL ALTERNATIVE INCARCERATION UNIT
11 ESTABLISHED UNDER THE SPECIAL ALTERNATIVE INCARCERATION ACT, ACT
12 NO. 287 OF THE PUBLIC ACTS OF 1988, BEING SECTIONS 798.11 TO
13 798.18 OF THE MICHIGAN COMPILED LAWS.

14 (E) ~~(d)~~ For the purposes of consenting to routine, nonsur-
15 gical medical care or emergency medical treatment to a minor,
16 when the minor is in the custody of a law enforcement agency and
17 the minor's parent or guardian cannot be promptly located. The
18 minor or the minor's parent shall remain responsible for the cost
19 of any medical care or treatment rendered pursuant to this
20 subdivision. An emancipation pursuant to this subdivision shall
21 end upon the termination of medical care or treatment or upon the
22 minor's release from custody, whichever occurs first.

23 (3) An emancipation occurs by court order pursuant to a
24 petition filed by a minor with the probate court as provided in
25 sections 4a to 4e.