

# SENATE BILL No. 897

April 29, 1992, Introduced by Senators CISKY, DUNASKISS,  
EMMONS, VAN REGENMORTER and GAST and referred to the  
Committee on Technology and Energy.

A bill to amend section 152 of Act No. 642 of the Public  
Acts of 1978, entitled as amended  
"Revised probate code,"  
being section 700.152 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 152 of Act No. 642 of the Public Acts of  
2 1978, being section 700.152 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4       Sec. 152. (1) A will of a nonresident decedent ~~which~~ THAT  
5 was admitted to probate at the domicile of the decedent in any  
6 other state or IN A FOREIGN country may be admitted to probate in  
7 ~~any~~ A county of this state in which the decedent left property  
8 upon the filing of an authenticated copy of the will and of the  
9 record admitting that will to probate.

1       (2) Upon proof being shown that the authenticated copy of  
2 the will and of the record admitting the will of a nonresident  
3 decedent is in existence in a foreign country but has not been  
4 secured from the foreign country within 6 months after request  
5 ~~is~~ WAS made ~~therefor~~ FOR THE COPY, a certified ~~photostat~~  
6 ~~copy~~ REPRODUCTION of the will PURSUANT TO THE RECORDS MEDIA ACT  
7 may be admitted to probate if secured through the office of the  
8 United States consul for the foreign country.

9       (3) A final order of a court of another state determining  
10 testacy made in a proceeding ~~shall be~~ IS uncontestable and  
11 shall be accepted as determinative by the probate court in this  
12 state if it includes, or is based upon, a finding that the dece-  
13 dent was domiciled at his OR HER death in the state where the  
14 final order was made.

15       (4) A will from the place of decedent's domicile, which does  
16 not provide for probate of a will after death, may be proved for  
17 admission to probate in this state by a duly authenticated cer-  
18 tificate of the legal custodian of the will that the copy intro-  
19 duced is a true copy and that the will became effective under the  
20 laws of decedent's domicile.

21       Section 2. This amendatory act shall not take effect unless  
22 House Bill No. 4438

23                       of the 86th Legislature is enacted into law.