

SENATE BILL No. 172

February 6, 2007, Introduced by Senators CLARK-COLEMAN, JACOBS, SCHAUER, GLEASON, BRATER, SCOTT, ANDERSON, BARCIA and CLARKE and referred to the Committee on Families and Human Services.

A bill to amend 1939 PA 288, entitled "Probate code of 1939," (MCL 710.21 to 712A.32) by adding section 11a to chapter XIIA.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XIIA

SEC. 11A. (1) IF, AT THE TIME INFORMATION IS GIVEN TO THE COURT UNDER SECTION 11 OF THIS CHAPTER OR THE COURT AUTHORIZES A PETITION TO BE FILED CONCERNING A CHILD, THE CHILD IS RESIDING WITH HIS OR HER RELATIVE, THE COURT SHALL NOT ISSUE AN ORDER TO REMOVE THE CHILD FROM THE RELATIVE'S CARE UNLESS THE COURT FINDS THAT THE CHILD IS AT RISK OF BEING HARMED. IF THE RELATIVE INTENDS TO BECOME THE CHILD'S FOSTER PARENT, GUARDIAN, OR ADOPTIVE PARENT, THE COURT SHALL NOT ORDER REMOVAL OF THE CHILD FROM THE RELATIVE UNTIL THE PROCEEDINGS REGARDING THE CHILD'S PLACEMENT ARE CONCLUDED, UNLESS

SENATE BILL No. 172

1 THE COURT FINDS THAT THE CHILD IS AT RISK OF BEING HARMED.

2 (2) AS USED IN THIS SECTION, "RELATIVE" MEANS AN ADULT WHO IS
3 THE CHILD'S GRANDPARENT, BROTHER, SISTER, STEPSISTER, STEPBROTHER,
4 UNCLE, OR AUNT BY MARRIAGE, BLOOD, OR ADOPTION.