

**SUBSTITUTE FOR
HOUSE BILL NO. 4696**

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
(MCL 760.1 to 777.69) by adding section 1m to chapter IX.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER IX

1
2 **SEC. 1M. (1) THE STATE COURT ADMINISTRATOR SHALL DEVELOP AND**
3 **PROVIDE AN ANNUAL REPORT TO THE LEGISLATURE REGARDING JUVENILES**
4 **LESS THAN 18 YEARS OF AGE TRIED FOR FELONIES OR MISDEMEANORS IN A**
5 **COURT OF GENERAL CRIMINAL JURISDICTION IN THE SAME MANNER AS**
6 **ADULTS. THE REPORT MUST BE PROVIDED TO THE LEGISLATURE**
7 **ELECTRONICALLY AND MUST INCLUDE, BUT NOT BE LIMITED TO, ALL OF THE**
8 **FOLLOWING:**

9 **(A) THE NUMBER OF JUVENILES IN THIS STATE PROSECUTED AS ADULTS**
10 **IN A COURT HAVING GENERAL CRIMINAL JURISDICTION FOR A FELONY,**

1 MISDEMEANOR, OR TRAFFIC OFFENSE, AND IF CONVICTED, THE SENTENCE
2 ENTERED BY THE COURT.

3 (B) THE NUMBER OF MOTIONS UNDER SECTION 4 OF THE PROBATE CODE
4 OF 1939, 1939 PA 288, MCL 712A.4, BY THE PROSECUTOR OF EACH COUNTY
5 TO TRANSFER JUVENILE MATTERS FROM A PROBATE COURT TO A COURT HAVING
6 GENERAL CRIMINAL JURISDICTION OF THE OFFENSE.

7 (C) FOR THOSE JUVENILES WHO ARE TRIED FOR FELONIES OR
8 MISDEMEANORS IN A COURT OF GENERAL CRIMINAL JURISDICTION IN THE
9 SAME MANNER AS ADULTS, WHETHER THOSE INDIVIDUALS WERE REPRESENTED
10 BY COUNSEL, AND IF SO, WHETHER THE COUNSEL WAS APPOINTED OR
11 RETAINED.

12 (D) THE RATE OF RECIDIVISM FOR JUVENILES TRIED FOR FELONIES OR
13 MISDEMEANORS IN A COURT OF GENERAL CRIMINAL JURISDICTION IN THE
14 SAME MANNER AS ADULTS.

15 (2) THE ANNUAL REPORT MUST INCLUDE BOTH OF, BUT NOT BE LIMITED
16 TO, THE FOLLOWING DEMOGRAPHIC AND GEOGRAPHIC DATA FOR EACH JUVENILE
17 TRIED FOR A FELONY OR MISDEMEANOR CRIMINAL OFFENSE IN A COURT OF
18 GENERAL CRIMINAL JURISDICTION IN THE SAME MANNER AS AN ADULT:

19 (A) A JUVENILE'S CUSTODY STATUS AND CUSTODY HISTORY IF THE
20 JUVENILE WAS IN THE LEGAL CUSTODY OF AN INDIVIDUAL OTHER THAN HIS
21 OR HER BIOLOGICAL PARENT AT ANY TIME BEFORE HIS OR HER
22 INCARCERATION.

23 (B) A JUVENILE'S EDUCATIONAL AND SCHOOL HISTORY INCLUDING
24 SCHOOLS ATTENDED, GRADES COMPLETED, AND SUSPENSIONS OR EXPULSIONS.

25 Enacting section 1. This amendatory act takes effect January
26 1, 2021.