

# HOUSE BILL NO. 5658

March 12, 2020, Introduced by Reps. Howell, Alexander, Elder and Tate and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 29 of chapter VII (MCL 767.29), as amended by 1988 PA 90.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1

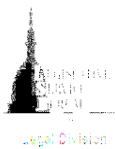
CHAPTER VII

2

Sec. 29. A prosecuting attorney shall not enter a nolle

3

prosequi upon an indictment, or discontinue or abandon the



1 indictment, without stating on the record the reasons for the  
2 discontinuance or abandonment and without the leave of the court  
3 having jurisdiction to try the offense charged, entered in its  
4 minutes. ~~If a defendant is charged with a major controlled~~  
5 ~~substance offense, in addition to the requirements of this section,~~  
6 ~~the requirements of section 7415 of the public health code, Act No.~~  
7 ~~368 of the Public Acts of 1978, being section 333.7415 of the~~  
8 ~~Michigan Compiled Laws, shall apply upon the prosecuting attorney's~~  
9 ~~motion to dismiss the charge.~~

10 Enacting section 1. This amendatory act does not take effect  
11 unless Senate Bill No. \_\_\_\_ or House Bill No. 5627 (request no.  
12 06126'20) of the 100th Legislature is enacted into law.

