

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:

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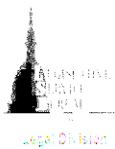
CHAPTER VII

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

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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.

