

Act No. 80
Public Act of 1988
Approved by the Governor
March 28, 1988
Filed by the Secretary of State
March 29, 1988

**STATE OF MICHIGAN
84TH LEGISLATURE
REGULAR SESSION OF 1988**

Introduced by Senators Smith, Nichols, Welborn, Cruce, Fessler, Binsfeld, O'Brien, Gast, Dillingham, Cropsey, Geo. Hart, DiNello and Arthurhultz

ENROLLED SENATE BILL No. 80

AN ACT to amend section 3 of Act No. 189 of the Public Acts of 1966, entitled "An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts," being section 780.653 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 3 of Act No. 189 of the Public Acts of 1966, being section 780.653 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 3. The magistrate's finding of reasonable or probable cause shall be based upon all the facts related within the affidavit made before him or her. The affidavit may be based upon information supplied to the complainant by a named or unnamed person if the affidavit contains 1 of the following:

(a) If the person is named, affirmative allegations from which the magistrate may conclude that the person spoke with personal knowledge of the information.

(b) If the person is unnamed, affirmative allegations from which the magistrate may conclude that the person spoke with personal knowledge of the information and either that the unnamed person is credible or that the information is reliable.

Section 2. This amendatory act shall take effect June 1, 1988.

This act is ordered to take immediate effect.

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Secretary of the Senate.

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Clerk of the House of Representatives.

Approved.....

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Governor.