

SENATE BILL No. 542

October 9, 1991, Introduced by Senators MILLER, KELLY and O'BRIEN and referred to the Committee on Judiciary.

A bill to amend section 7 of Act No. 150 of the Public Acts of 1974, entitled
"Youth rehabilitation services act,"
as amended by Act No. 90 of the Public Acts of 1991, being section 803.307 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 7 of Act No. 150 of the Public Acts of
2 1974, as amended by Act No. 90 of the Public Acts of 1991, being
3 section 803.307 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 7. (1) A youth accepted by the department shall remain
6 a ward of the state until discharged from state wardship with the
7 approval of any of the following and, if placed in an
8 institution, shall remain until released with the approval of any
9 of the following:

1 ~~(a) Until June 1, 1991 and except as otherwise provided in~~
2 ~~subdivisions (b) and (d), with the approval of the youth parole~~
3 ~~and review board under section 121 of the social welfare act, Act~~
4 ~~No. 280 of the Public Acts of 1939, being section 400.121 of the~~
5 ~~Michigan Compiled Laws.~~

6 (A) ~~-(b)-~~ If the youth was committed to the department under
7 section 18(1)(e) of chapter XIIIA of Act No. 288 of the Public
8 Acts of 1939, being section 712A.18 of the Michigan Compiled
9 Laws, for an offense ~~which~~ THAT, if committed by an adult,
10 would be punishable by imprisonment for more than 1 year or an
11 offense expressly designated by law to be a felony, with the
12 approval of the juvenile division of the probate court.

13 (B) ~~-(c)-~~ If the youth was committed to the department under
14 section 18(1)(e) of chapter XIIIA of Act No. 288 of the Public
15 Acts of 1939, and the youth was adjudicated as being in the
16 court's jurisdiction under section 2(a) of chapter XIIIA of Act
17 No. 288 of the Public Acts of 1939, being section 712A.2 of the
18 Michigan Compiled Laws, with the approval of the juvenile divi-
19 sion of the probate court. This subdivision ~~shall take~~ TAKES
20 effect June 1, 1991 and applies to a youth in the custody of the
21 department on or after that date regardless of when the youth was
22 committed to the department.

23 (C) ~~-(d)-~~ If the youth was committed to the department under
24 section 1 of chapter IX of the code of criminal procedure, Act
25 No. 175 of the Public Acts of 1927, being section 769.1 of the
26 Michigan Compiled Laws, with the approval of the court of general
27 criminal jurisdiction under section 1b of chapter IX of ~~the code~~

1 ~~of criminal procedure,~~ Act No. 175 of the Public Acts of 1927,
2 being section 769.1b of the Michigan Compiled Laws.

3 (2) Except as otherwise provided in this subsection, a youth
4 accepted as a state ward shall be automatically discharged from
5 state wardship upon reaching the age of 19. A youth committed to
6 the department under section 18(1)(e) of chapter XIIIA of Act
7 No. 288 of the Public Acts of 1939 ~~— for an offense which~~
8 THAT, if committed by an adult, would be a violation or attempted
9 violation of section 72, 83, 84, 88, 89, 91, 316, 317, 349, 520b,
10 520c, 520d, 520g, 529, 529A, or 530 of the Michigan penal code,
11 Act No. 328 of the Public Acts of 1931, being sections 750.72,
12 750.83, 750.84, 750.88, 750.89, 750.91, 750.316, 750.317,
13 750.349, 750.520b, 750.520c, 750.520d, 750.520g, 750.529,
14 750.529A, and 750.530 of the Michigan Compiled Laws, or section
15 7401(2)(a)(i) or 7403(2)(a)(i) of the public health code, Act
16 No. 368 of the Public Acts of 1978, being sections 333.7401 and
17 333.7403 of the Michigan Compiled Laws, shall be automatically
18 discharged from state wardship upon reaching the age of 21. A
19 youth committed to the department under section 1 of chapter IX
20 of ~~the code of criminal procedure,~~ Act No. 175 of the Public
21 Acts of 1927 ~~—, being section 769.1 of the Michigan Compiled~~
22 ~~Laws,~~ shall be automatically discharged from state wardship upon
23 reaching the age of 21.

24 Section 2. This amendatory act shall not take effect unless
25 Senate Bill No. 507 of the 86th Legislature is enacted into law.