

Act No. 66  
Public Acts of 1994  
Approved by the Governor  
April 10, 1994  
Filed with the Secretary of State  
April 11, 1994

**STATE OF MICHIGAN  
87TH LEGISLATURE  
REGULAR SESSION OF 1994**

Introduced by Senators Kelly Smith Berryman, Pollack and Stabenow

# **ENROLLED SENATE BILL No. 813**

AN ACT to amend section 15a of chapter IV of Act No 175 of the Public Acts of 1927 entitled as amended An act to revise consolidate and codify the laws relating to criminal procedure and to define the jurisdiction powers and duties of courts judges and other officers of the court under the provisions of this act to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations to provide for the examination of persons accused of criminal offenses to regulate the procedure relative to grand juries indictments informations and proceedings before trial to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases to provide a uniform system of probation throughout this state and the appointment of probation officers to prescribe the powers duties and compensation of probation officers to provide penalties for the violation of the duties of probation officers to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime to provide for fees of officers witnesses and others in criminal and ordinance violation cases to set forth miscellaneous provisions as to criminal procedure in certain cases to provide penalties for the violation of certain provisions of this act and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act as amended by Act No 471 of the Public Acts of 1980 being section 764 15a of the Michigan Compiled Laws

*The People of the State of Michigan enact*

Section 1 Section 15a of chapter IV of Act No 175 of the Public Acts of 1927 as amended by Act No 471 of the Public Acts of 1980 being section 764 15a of the Michigan Compiled Laws is amended to read as follows

## CHAPTER IV

Sec 15a A peace officer may arrest an individual for violating section 81 or 81a of the Michigan penal code Act No 328 of the Public Acts of 1931 as amended being sections 750 81 and 750 81a of the Michigan Compiled Laws regardless of whether the peace officer has a warrant or whether the violation was committed in his or her presence if the peace officer has reasonable cause to believe both of the following

- (a) That the violation occurred or is occurring
- (b) That the individual has had a child in common with the victim resides or has resided in the same household as the victim or is a spouse or former spouse of the victim

Section 2 This amendatory act shall take effect July 1 1994

This act is ordered to take immediate effect

Secretary of the Senate

Co Clerk of the House of Representatives

Approved

Governor