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BILL ANALYSIS

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House Bill 5716 (Substitute H-1 as reported without amendment)
Sponsor: Representative Andrew Meisner
House Committee: Judiciary
Senate Committee: Judiciary

CONTENT

The bill would amend the juvenile code to authorize a court to order participation in a drug treatment court as a condition of probation.

Under the code, if the family division of circuit court (family court) finds that a juvenile is within the code, the court may enter various orders of disposition, including an order placing the juvenile on probation. The bill also would allow the court to order the juvenile to participate in a juvenile drug treatment court.

Presently, the family court has jurisdiction over adults as provided in the code. The bill also would give the court jurisdiction over adults as provided in proposed Chapter 10a of the Revised Judicature Act. (Under Senate Bill 998, a drug court could obtain jurisdiction over a juvenile participant's parents or guardian in order to assist in ensuring the juvenile's continued participation and successful completion of the drug court.)

The bill is tie-barred to Senate Bill 998, which would add Chapter 10a ("Drug Courts") to the Revised Judicature Act, to authorize circuit and district courts to adopt drug treatment courts and authorize family courts to adopt juvenile drug treatment courts.

MCL 712A.6 & 712A.18

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

To the extent that the availability of drug court participation as a sanction for juvenile offenders would decrease the likelihood of judges' using residential programs or imposing incarceration, the bill could potentially decrease State and local juvenile justice and corrections costs.

Date Completed: 6-3-04

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