

HOUSE BILL NO. 4636

May 23, 2023, Introduced by Reps. Dievendorf, Hope, Wilson, Tsernoglou, Paiz, Morse, Miller, Byrnes, Young, Pohutsky, Rheingans, Wegela, Hood, Grant, O'Neal, Breen, Price, Tyrone Carter, Brixie, Hoskins, Morgan, MacDonell, Brenda Carter, Edwards, Brabec, Arbit, Glanville, Scott and Aiyash and referred to the Committee on Criminal Justice.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 4803 (MCL 600.4803), as amended by 1996 PA 374.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4803. (1) ~~A~~**Except as otherwise provided in subsection**
2 **(3), a** person who fails to pay a penalty, fee, or costs in full
3 within 56 days after that amount is due and owing is subject to a
4 late penalty equal to 20% of the amount owed. The court shall
5 inform a person subject to a penalty, fee, or costs that the late
6 penalty will be applied to any amount that continues to be unpaid
7 56 days after the amount is due and owing. Penalties, fees, and

1 costs are due and owing at the time they are ordered unless the
2 court directs otherwise. The court shall order a specific date on
3 which the penalties, fees, and costs are due and owing. If the
4 court authorizes delayed or installment payments of a penalty, fee,
5 or costs, the court shall inform the person of the date on which,
6 or time schedule under which, the penalty, fee, or costs, or
7 portion of the penalty, fee, or costs, will be due and owing. A
8 late penalty may be waived by the court upon the request of the
9 person subject to the late penalty.

10 (2) Within 30 days after receiving a late penalty, the clerk
11 of the court shall transmit the amount received to the treasurer or
12 chief financial officer of the funding unit of the court, for
13 deposit in the general fund of the funding unit.

14 **(3) This section does not apply to a juvenile within the**
15 **jurisdiction of the court under section 2 of chapter XIIA of the**
16 **probate code of 1939, 1939 PA 288, MCL 712A.2.**

17 (4) ~~(3)~~—As used in this section, "funding unit" means 1 of the
18 following as applicable:

19 (a) For the circuit court, each county in the circuit.

20 (b) For the recorder's court of the city of Detroit, the
21 county.

22 (c) For the district court, the district funding unit of the
23 district, as defined in section 8104.

24 (d) For a municipal court, the political unit where the
25 municipal court is located.

26 Enacting section 1. This amendatory act takes effect July 1,
27 2024.