



**House
Legislative
Analysis
Section**

Olds Plaza Building, 10th Floor
Lansing, Michigan 48909
Phone: 517/373-6466

GUARDIANS AD LITEM

**House Bill 4974
Sponsor: Rep. Sandra Hill
Committee: Judiciary**

Complete to 10-1-93

A SUMMARY OF HOUSE BILL 4974 AS INTRODUCED 7-22-93

The Revised Probate Code authorizes the probate court to appoint a guardian ad litem to appear for a minor or legally incapacitated person, to represent the person in any matter pending before the court, or to "prosecute" any matter or proceeding in the person's behalf. The bill would require a guardian ad litem to meet with the minor or legally incapacitated person before the commencement of proceedings in which the guardian ad litem was to represent the person. The guardian ad litem would have to explain the nature of the proceedings to the person to the extent that he or she could comprehend. The court would not order compensation for the guardian ad litem until he or she had complied with this requirement and filed a signed statement describing the consultation. The court could waive the consultation requirement in the case of a child under six years old who was unable to adequately understand the nature of the proceedings.

MCL 700.24

HOUSE BILL 4974 (10-1-93)