



HOUSE BILL No. 4044

January 11, 1995, Introduced by Reps. Hammerstrom, Llewellyn, Dalman, Crissman, Rhead, Walberg, Fitzgerald, McNutt and Bullard and referred to the Committee on Judiciary and Civil Rights.

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. 198 of the Public Acts of 1994, 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. 198 of the Public Acts of 1994, 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) If the youth was committed to the department under
2 section 18(1)(e) of chapter XIIIA of Act No. 288 of the Public
3 Acts of 1939, being section 712A.18 of the Michigan Compiled
4 Laws, for an offense that, if committed by an adult, would be
5 punishable by imprisonment for more than 1 year or an offense
6 expressly designated by law to be a felony, with the approval of
7 the juvenile division of the probate court.

8 (b) If the youth was committed to the department under
9 section 18(1)(e) of chapter XIIIA of Act No. 288 of the Public
10 Acts of 1939 and the youth was adjudicated as being in the
11 court's jurisdiction under section 2(a) of chapter XIIIA of Act
12 No. 288 of the Public Acts of 1939, being section 712A.2 of the
13 Michigan Compiled Laws, with the approval of the juvenile divi-
14 sion of the probate court. This subdivision takes effect June 1,
15 1991 and applies to a youth in the custody of the department on
16 or after that date regardless of when the youth was committed to
17 the department.

18 (c) If the youth was committed to the department under sec-
19 tion 1 of chapter IX of the code of criminal procedure, Act
20 No. 175 of the Public Acts of 1927, being section 769.1 of the
21 Michigan Compiled Laws, with the approval of the court of general
22 criminal jurisdiction under section 1b of chapter IX of the code
23 of criminal procedure, Act No. 175 of the Public Acts of 1927,
24 being section 769.1b of the Michigan Compiled Laws.

25 (2) Except as otherwise provided in this subsection, a youth
26 accepted as a state ward shall be automatically discharged from
27 state wardship upon reaching the age of 19. A youth committed to

1 the department under section 18(1)(e) of chapter XIIIA of Act
 2 No. 288 of the Public Acts of 1939 for an offense that, if com-
 3 mitted by an adult, would be a violation or attempted violation
 4 of section 72, 83, 84, 88, 89, 91, 110A(2), 316, 317, 349, 520b,
 5 520c, 520d, 520g, 529, 529a, or 530 of the Michigan penal code,
 6 Act No. 328 of the Public Acts of 1931, being sections 750.72,
 7 750.83, 750.84, 750.88, 750.89, 750.91, 750.110A, 750.316,
 8 750.317, 750.349, 750.520b, 750.520c, 750.520d, 750.520g,
 9 750.529, 750.529a, and 750.530 of the Michigan Compiled Laws, or
 10 section 7401(2)(a)(i) or 7403(2)(a)(i) of the public health code,
 11 Act No. 368 of the Public Acts of 1978, being sections 333.7401
 12 and 333.7403 of the Michigan Compiled Laws, shall be automati-
 13 cally discharged from state wardship upon reaching the age of
 14 21. A youth committed to the department under section 1 of chap-
 15 ter IX of Act No. 175 of the Public Acts of 1927 shall be auto-
 16 matically discharged from state wardship upon reaching the age of
 17 21.

18 Section 2. This amendatory act shall not take effect unless
 19 all of the following bills of the 88th Legislature are enacted
 20 into law:

21 (a) Senate Bill No. ____ or House Bill No. 4039 (request
 22 no. 01934'95).

23 (b) Senate Bill No. ____ or House Bill No. 4040 (request
 24 no. 01934'95 a).

25 (c) Senate Bill No. ____ or House Bill No. 4041 (request
 26 no. 01934'95 b).

1 (d) Senate Bill No. ____ or House Bill No. 4042 (request
2 no. 01934'95 c).

3 (e) Senate Bill No. ____ or House Bill No. 4043 (request
4 no. 01934'95 d).