

SENATE BILL No. 755

October 13, 2011, Introduced by Senator JONES and referred to the Committee on Judiciary.

A bill to amend 1966 PA 189, entitled

"An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts,"

by amending section 2a (MCL 780.652a), as added by 1996 PA 186.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2a. (1) If the court has probable cause to believe that
2 an individual violated section 520b(1)(b)(ii) or (h)(i),
3 520c(1)(b)(ii) or (h)(i), **OR** 520d(1)(d) ~~, or 520e(1)(g)~~ of the
4 Michigan penal code, ~~Act No. 328 of the Public Acts of 1931, being~~
5 ~~sections 750.520b, 750.520c, 750.520d, and 750.520e of the Michigan~~
6 ~~Compiled Laws, 1931 PA 328, MCL 750.520B, 750.520C, AND 750.520D,~~
7 the court shall, upon proper petition for a search warrant,
8 authorize the search and seizure of hair or tissue, or blood or

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1 other fluid samples from all of the following:

2 (a) Any individual whom the court has probable cause to
3 believe committed that violation.

4 (b) If the court has probable cause to believe that the
5 violation resulted in the birth of a child, that child.

6 (c) If the court has probable cause to believe that the
7 violation resulted in a pregnancy that was terminated before the
8 birth of a child, the remains of that unborn child.

9 (2) This section does not prohibit the court from issuing a
10 search warrant for other evidence as considered appropriate by the
11 court.

<<Enacting section 1. This amendatory act takes effect July 1,
2012.>>

12 Enacting section <<2>>. This amendatory act does not take effect
13 unless Senate Bill No. 596 of the 96th Legislature is enacted into
14 law.