

Act No. 90  
Public Acts of 1991  
Approved by the Governor  
July 29, 1991  
Filed with the Secretary of State  
July 31, 1991

**STATE OF MICHIGAN  
86TH LEGISLATURE  
REGULAR SESSION OF 1991**

Introduced by Rep. Jondahl

# **ENROLLED HOUSE BILL No. 4933**

AN ACT to amend section 7 of Act No. 150 of the Public Acts of 1974, entitled "An act to provide for the acceptance and care of youths committed to the department of social services as state wards; to prescribe the liability of counties for the cost of services for state wards; to prescribe procedures for the return of state wards who absent themselves without permission; to provide a penalty for the violation of this act; and to repeal certain acts and parts of acts," as amended by Act No. 76 of the Public Acts of 1988, being section 803.307 of the Michigan Compiled Laws.

*The People of the State of Michigan enact:*

Section 1. Section 7 of Act No. 150 of the Public Acts of 1974, as amended by Act No. 76 of the Public Acts of 1988, being section 803.307 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 7. (1) A youth accepted by the department shall remain a ward of the state until discharged from state wardship with the approval of any of the following and, if placed in an institution, shall remain until released with the approval of any of the following:

(a) Until June 1, 1991 and except as otherwise provided in subdivisions (b) and (d), with the approval of the youth parole and review board under section 121 of the social welfare act, Act No. 280 of the Public Acts of 1939, being section 400.121 of the Michigan Compiled Laws.

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

(c) If the youth was committed to the department under section 18(1)(e) of chapter XIIA of Act No. 288 of the Public Acts of 1939, and the youth was adjudicated as being in the court's jurisdiction under section 2(a) of chapter XIIA of Act No. 288 of the Public Acts of 1939, being section 712A.2 of the Michigan Compiled Laws, with the approval of the juvenile division of the probate court. This subdivision shall take effect June 1, 1991 and applies to a youth in the custody of the department on or after that date regardless of when the youth was committed to the department.

(d) If the youth was committed to the department under section 1 of chapter IX of the code of criminal procedure, Act No. 175 of the Public Acts of 1927, being section 769.1 of the Michigan Compiled Laws, with the approval of the court of general criminal jurisdiction under section 1b of chapter IX of the code of criminal procedure, Act No. 175 of the Public Acts of 1927, being section 769.1b of the Michigan Compiled Laws.

(2) Except as otherwise provided in this subsection, a youth accepted as a state ward shall be automatically discharged from state wardship upon reaching the age of 19. A youth committed to the department under section 18(1)(e) of chapter XIIA of Act No. 288 of the Public Acts of 1939, for an offense which, if committed by an adult, would be a violation or attempted violation of section 72, 83, 84, 88, 89, 91, 316, 317, 349, 520b, 520c, 520d, 520g, 529, or 530 of the Michigan penal code, Act No. 328 of the Public Acts of 1931, being sections 750.72, 750.83, 750.84, 750.88, 750.89, 750.91, 750.316, 750.317, 750.349, 750.520b, 750.520c, 750.520d, 750.520g, 750.529, and 750.530 of the Michigan Compiled Laws, or section 7401(2)(a)(i) or 7403(2)(a)(i) of the public health code, Act No. 368 of the Public Acts of 1978, being sections 333.7401 and 333.7403 of the Michigan Compiled Laws, shall be automatically discharged from state wardship upon reaching the age of 21. A youth committed to the department under section 1 of chapter IX of the code of criminal procedure, Act No. 175 of the Public Acts of 1927, being section 769.1 of the Michigan Compiled Laws, shall be automatically discharged from state wardship upon reaching the age of 21.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved.....

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Governor.