



**House
Legislative
Analysis
Section**

Olds Plaza Building, 10th Floor
Lansing, Michigan 48909
Phone: 517/373-8488

DOMESTIC ASSAULT DISCHARGES

House Bill 4308
Sponsor: Rep. Floyd Clack
Committee: Judiciary

Complete to 4-15-92

A SUMMARY OF HOUSE BILL 4308 AS INTRODUCED 2-18-93

The Code of Criminal Procedure allows the discharge and dismissal of domestic assault charges if the accused successfully completes the terms and conditions of probation, including any court-ordered counseling. The bill would reduce from two to one the number of times this alternative may be used; it also would require the court to check with the state police for prior instances of domestic assault. The court would explicitly be required to enter a judgement of guilt if the accused committed a crime of violence against the victim during the probationary period, if the accused failed to complete court-ordered counseling, or if the accused contacted the victim in violation of a court order.

MCL 769.4a

House Bill 4308 (4-15-93)