

Act No. 291
Public Acts of 1994
Approved by the Governor
June 16, 1994
Filed with the Secretary of State
June 17, 1994

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1994**

Introduced by Rep Shugars

ENROLLED HOUSE BILL No. 5279

AN ACT to amend section 4 of chapter VI of Act No 175 of the Public Acts of 1927 entitled as amended An act to revise consolidate and codify the laws relating to criminal procedure and to define the jurisdiction powers and duties of courts judges and other officers of the court under the provisions of this act to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations to provide for the examination of persons accused of criminal offenses to regulate the procedure relative to grand juries indictments informations and proceedings before trial to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases to provide a uniform system of probation throughout this state and the appointment of probation officers to prescribe the powers duties and compensation of probation officers to provide penalties for the violation of the duties of probation officers to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime to provide for fees of officers witnesses and others in criminal and ordinance violation cases to set forth miscellaneous provisions as to criminal procedure in certain cases to provide penalties for the violation of certain provisions of this act and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act as amended by Act No 287 of the Public Acts of 1993 being section 766 4 of the Michigan Compiled Laws

The People of the State of Michigan enact

Section 1 Section 4 of chapter VI of Act No 175 of the Public Acts of 1927 as amended by Act No 287 of the Public Acts of 1993 being section 766 4 of the Michigan Compiled Laws is amended to read as follows

CHAPTER VI

Sec 4 Except as provided in section 4 of chapter XIIA of Act No 288 of the Public Acts of 1939 being section 712A 4 of the Michigan Compiled Laws the magistrate before whom any person is arraigned on a charge of having committed a felony shall set a day for a preliminary examination not exceeding 14 days after the arraignment At the preliminary examination a magistrate shall examine the complainant and the witnesses in support of the prosecution on oath and except as provided in section 2167 of the revised judicature act of 1961 Act No 236 of the Public Acts of 1961 being section 600 2167 of the Michigan Compiled Laws in the presence of the accused in regard to the offense charged and in regard to any other matters connected with the charge that the magistrate considers pertinent

Section 2 This amendatory act shall take effect October 1 1994

This act is ordered to take immediate effect

Co Clerk of the House of Representatives

Secretary of the Senate

Approved

Governor