

Act No. 257
Public Acts of 1993
Approved by the Governor
November 29, 1993
Filed with the Secretary of State
November 29, 1993

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1993**

Introduced by Senator Welborn

ENROLLED SENATE BILL No. 498

AN ACT to amend section 4 of Act No. 293 of the Public Acts of 1968, entitled as amended "An act to establish the status of minors; to define the rights and duties of parents; to establish rights and duties to provide support for a child after the child reaches the age of majority under certain circumstances; and to establish the conditions for emancipation of minors," as amended by Act No. 403 of the Public Acts of 1988, being section 722.4 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 4 of Act No. 293 of the Public Acts of 1968, as amended by Act No. 403 of the Public Acts of 1988, being section 722.4 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 4. (1) Emancipation may occur by operation of law or pursuant to a petition filed by a minor with the probate court as provided in this act.

(2) An emancipation occurs by operation of law under any of the following circumstances:

(a) When a minor is validly married.

(b) When a person reaches the age of 18 years.

(c) During the period when the minor is on active duty with the armed forces of the United States.

(d) For the purposes of consenting to routine, nonsurgical medical care or emergency medical treatment to a minor, when the minor is in the custody of a law enforcement agency and the minor's parent or guardian cannot be promptly located. The minor or the minor's parent shall remain responsible for the cost of any medical care or treatment rendered pursuant to this subdivision. An emancipation pursuant to this subdivision shall end upon the termination of medical care or treatment or upon the minor's release from custody, whichever occurs first.

(e) For the purposes of consenting to his or her own preventive health care or medical care including surgery, dental care, or mental health care, except vasectomies or any procedure related to reproduction, during the period when the minor is a prisoner under the jurisdiction of the department of corrections or the period when the minor is a probationer residing in a special alternative incarceration unit established under the special alternative incarceration act, Act No. 287 of the Public Acts of 1988, being sections 798.11 to 798.18 of the Michigan Compiled Laws, but only if a parent or guardian of the minor cannot promptly be located by the department of corrections.

(3) An emancipation occurs by court order pursuant to a petition filed by a minor with the probate court as provided in sections 4a to 4e.

Secretary of the Senate.

Co-Clerk of the House of Representatives.

Approved -----

Governor.