HOUSE BILL No. 5148

October 19, 1993, Introduced by Reps. Rivers, Dobronski, Joe Young, Jr., LeTarte and Willard and referred to the Committee on Judiciary.

A bill to amend section 22 of Act No. 87 of the Public Acts

of 1985, entitled as amended

"Crime victim's rights act,"

being section 780.772 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1   Section 1. Section 22 of Act No. 87 of the Public Acts of

2 1985, being section 780.772 of the Michigan Compiled Laws, is

3 amended to read as follows:

4   Sec. 22. (1) Upon the request of a victim, the prosecuting

5 attorney shall ~~, within 30 days of the final disposition of the~~

6 ~~case,~~ notify the victim in writing of the final disposition of

7 the case WITHIN 30 DAYS AFTER THAT FINAL DISPOSITION.

8   (2) IF A DEFENDANT APPLIES TO HAVE A CONVICTION FOR A

9 SPECIFIED CRIME SET ASIDE UNDER ACT NO. 213 OF THE PUBLIC ACTS OF

10 1965, BEING SECTIONS 780.621 TO 780.624 OF THE MICHIGAN COMPILED

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1 LAWS, THE PROSECUTING ATTORNEY SHALL NOTIFY THE VICTIM OF THAT

2 CRIME IN WRITING OF THE APPLICATION AND FORWARD A COPY OF THE

3 APPLICATION TO THE VICTIM. THE NOTICE SHALL BE BY FIRST-CLASS

4 MAIL TO THE VICTIM'S LAST KNOWN ADDRESS. THE VICTIM HAS THE

5 RIGHT TO APPEAR AT ANY PROCEEDING UNDER ACT NO. 213 OF THE PUBLIC

6 ACTS OF 1965 CONCERNING THAT CONVICTION AND MAKE A WRITTEN OR

7 ORAL STATEMENT.

8   (3) AS USED IN THIS SECTION, "SPECIFIED CRIME" MEANS AN

9 OFFENSE AGAINST AN INDIVIDUAL IN VIOLATION OF SECTION 82, 84, 86,

10 87, 88, 321, 397, 520C, 520D, 520E, 520G, OR 530 OF THE MICHIGAN

11 PENAL CODE, ACT NO. 328 OF THE PUBLIC ACTS OF 1931, BEING SEC-

12 TIONS 750.82, 750.84, 750.86, 750.87, 750.88, 750.321, 750.397,

13 750.520C, 750.520D, 750.520E, 750.520G, AND 750.530 OF THE

14 MICHIGAN COMPILED LAWS.

15   Section 2. This amendatory act shall not take effect unless

16 Senate Bill No. _____ or House Bill No. __5147__ (request

17 no. 03162'93) of the 87th Legislature is enacted into law.

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