



# SENATE BILL No. 498

March 11, 1993, Introduced by Senator WELBORN and referred to the Committee on Family Law, Criminal Law, and Corrections.

A bill 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:

1 Section 1. Section 4 of Act No. 293 of the Public Acts of  
2 1968, as amended by Act No. 403 of the Public Acts of 1988, being  
3 section 722.4 of the Michigan Compiled Laws, is amended to read  
4 as follows:

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

1 (2) An emancipation occurs by operation of law UNDER ANY OF  
2 THE FOLLOWING CIRCUMSTANCES:

3 (a) When a minor is validly married.

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

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

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

16 (E) FOR THE PURPOSES OF CONSENTING TO HIS OR HER OWN PREVEN-  
17 TIVE HEALTH CARE OR MEDICAL CARE INCLUDING SURGERY, DENTAL CARE,  
18 OR MENTAL HEALTH CARE, DURING THE PERIOD WHEN THE MINOR IS A  
19 PRISONER UNDER THE JURISDICTION OF THE DEPARTMENT OF CORRECTIONS  
20 OR THE PERIOD WHEN THE MINOR IS A PROBATIONER RESIDING IN A SPE-  
21 CIAL ALTERNATIVE INCARCERATION UNIT ESTABLISHED UNDER THE SPECIAL  
22 ALTERNATIVE INCARCERATION ACT, ACT NO. 287 OF THE PUBLIC ACTS OF  
23 1988, BEING SECTIONS 798.11 TO 798.18 OF THE MICHIGAN COMPILED  
24 LAWS.

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