



SENATE BILL No. 973

January 18, 1994, Introduced by Senators Dingell, Welborn, Dillingham, Cherry, Arthurhultz and Cisky and referred to the Committee on Family Law, Mental Health, and Corrections

A bill to amend Act No 258 of the Public Acts of 1974, entitled as amended
"Mental health code,"
as amended, being sections 330 1001 to 330 2106 of the Michigan Compiled Laws, by adding section 464a

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Act No 258 of the Public Acts of 1974, as
2 amended, being sections 330 1001 to 330 2106 of the Michigan
3 Compiled Laws, is amended by adding section 464a to read as
4 follows
5 SEC 464A (1) UPON ENTRY OF A COURT ORDER DIRECTING THAT
6 AN INDIVIDUAL BE INVOLUNTARILY HOSPITALIZED OR THAT AN INDIVIDUAL
7 INVOLUNTARILY UNDERGO A PROGRAM OF ALTERNATIVE TREATMENT OR A
8 PROGRAM OF COMBINED HOSPITALIZATION AND ALTERNATIVE TREATMENT,
9 THE COURT SHALL IMMEDIATELY ORDER THE DEPARTMENT OF STATE POLICE

1 TO ENTER THE COURT ORDER INTO THE LAW ENFORCEMENT INFORMATION
2 NETWORK

3 (2) UPON ENTRY OF A COURT ORDER DIRECTING THAT AN INDIVIDUAL
4 WHO IS INVOLUNTARILY HOSPITALIZED UNDER COURT ORDER BE DISCHARGED
5 OR AN INDIVIDUAL WHO IS INVOLUNTARILY UNDERGOING A PROGRAM OF
6 ALTERNATIVE TREATMENT OR A PROGRAM OF COMBINED HOSPITALIZATION
7 AND ALTERNATIVE TREATMENT UNDER COURT ORDER HAVE THAT TREATMENT
8 PROGRAM TERMINATED, THE COURT SHALL IMMEDIATELY ORDER THE DEPART-
9 MENT OF STATE POLICE TO REMOVE FROM THE LAW ENFORCEMENT INFORMA-
10 TION NETWORK THE COURT ORDER ENTERED INTO THE LAW ENFORCEMENT
11 INFORMATION NETWORK UNDER SUBSECTION (1) FOR THAT COURT ORDERED
12 HOSPITALIZATION OR PROGRAM

13 (3) UPON RECEIPT OF NOTIFICATION FROM A DIRECTOR UNDER SEC-
14 TION 476 THAT AN INDIVIDUAL WHO WAS INVOLUNTARILY HOSPITALIZED
15 UNDER COURT ORDER HAS BEEN DISCHARGED, OR FROM A PROVIDER OF
16 TREATMENT UNDER SECTION 477 THAT AN INDIVIDUAL WHO WAS INVOLUN-
17 TARILY UNDERGOING A PROGRAM OF ALTERNATIVE TREATMENT OR A PROGRAM
18 OF COMBINED HOSPITALIZATION AND ALTERNATIVE TREATMENT UNDER COURT
19 ORDER HAS BEEN TERMINATED FROM THE TREATMENT PROGRAM, THE COURT
20 SHALL IMMEDIATELY ORDER THE DEPARTMENT OF STATE POLICE TO REMOVE
21 FROM THE LAW ENFORCEMENT INFORMATION NETWORK THE COURT ORDER
22 ENTERED INTO THE LAW ENFORCEMENT INFORMATION NETWORK UNDER SUB-
23 SECTION (1) FOR THAT COURT ORDERED HOSPITALIZATION OR PROGRAM

24 (4) THE DEPARTMENT OF STATE POLICE SHALL IMMEDIATELY ENTER
25 AN ORDER INTO THE LAW ENFORCEMENT INFORMATION NETWORK OR SHALL
26 IMMEDIATELY REMOVE AN ORDER FROM THE LAW ENFORCEMENT INFORMATION
27 NETWORK AS ORDERED BY THE COURT UNDER THIS SECTION

1 (5) BEFORE THE EXPIRATION OF 1 YEAR AFTER THE EFFECTIVE DATE
2 OF THIS SECTION, THE COURT SHALL EXAMINE ITS RECORDS FOR THE
3 1-YEAR PERIOD OF TIME BEFORE THE EFFECTIVE DATE OF THIS SECTION
4 AND ENTER AN ORDER UNDER SUBSECTION (1) FOR EACH INDIVIDUAL FOR
5 WHOM THE COURT WOULD HAVE ENTERED AN ORDER UNDER SUBSECTION (1)
6 IF THIS SECTION HAD BEEN IN EFFECT DURING THAT TIME PERIOD THIS
7 SUBSECTION APPLIES ONLY IF THE INDIVIDUAL IS STILL SUBJECT TO THE
8 COURT ORDERED HOSPITALIZATION OR PROGRAM FOR WHICH AN ORDER WOULD
9 HAVE BEEN ENTERED UNDER SUBSECTION (1)

10 Section 2 This amendatory act shall not take effect unless
11 Senate Bill No 972
12 of the 87th Legislature is enacted into law