



SENATE BILL No. 974

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

A bill to amend Act No 642 of the Public Acts of 1978,
entitled as amended

"Revised probate code,"

as amended, being sections 700 1 to 700 993 of the Michigan
Compiled Laws, by adding section 444a

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Act No 642 of the Public Acts of 1978, as
2 amended, being sections 700 1 to 700 993 of the Michigan Compiled
3 Laws, is amended by adding section 444a to read as follows

4 SEC 444A (1) UPON ENTRY OF AN ORDER FINDING THAT A PERSON
5 IS LEGALLY INCAPACITATED, THE COURT SHALL IMMEDIATELY ORDER THE
6 DEPARTMENT OF STATE POLICE TO ENTER THE ORDER INTO THE LAW
7 ENFORCEMENT INFORMATION NETWORK

8 (2) UPON ENTRY OF AN ORDER FINDING THAT A PERSON IS NO
9 LONGER LEGALLY INCAPACITATED, THE COURT SHALL IMMEDIATELY ORDER

1 THE DEPARTMENT OF STATE POLICE TO REMOVE FROM THE LAW ENFORCEMENT
2 INFORMATION NETWORK THE COURT ORDER ENTERED INTO THE LAW ENFORCE-
3 MENT INFORMATION NETWORK UNDER SUBSECTION (1) THAT FOUND THAT THE
4 PERSON WAS LEGALLY INCAPACITATED

5 (3) THE DEPARTMENT OF STATE POLICE SHALL IMMEDIATELY ENTER
6 AN ORDER INTO THE LAW ENFORCEMENT INFORMATION NETWORK OR SHALL
7 IMMEDIATELY REMOVE AN ORDER FROM THE LAW ENFORCEMENT INFORMATION
8 NETWORK AS ORDERED BY THE COURT UNDER THIS SECTION

9 (4) BEFORE THE EXPIRATION OF 1 YEAR AFTER THE EFFECTIVE DATE
10 OF THIS SECTION, THE COURT SHALL EXAMINE ITS RECORDS FOR THE
11 1-YEAR PERIOD OF TIME BEFORE THE EFFECTIVE DATE OF THIS SECTION
12 AND ENTER AN ORDER UNDER SUBSECTION (1) FOR EACH PERSON FOR WHOM
13 THE COURT WOULD HAVE ENTERED AN ORDER UNDER SUBSECTION (1) IF
14 THIS SECTION HAD BEEN IN EFFECT DURING THAT TIME PERIOD THIS
15 SUBSECTION APPLIES ONLY IF THE PERSON IS STILL SUBJECT TO THE
16 COURT ORDER FINDING HIM OR HER LEGALLY INCAPACITATED FOR WHICH AN
17 ORDER WOULD HAVE BEEN ENTERED UNDER SUBSECTION (1)

18 Section 2 This amendatory act shall not take effect unless
19 Senate Bill No 972

20 of the 87th Legislature is enacted into law