

Act No. 263
Public Acts of 1996
Approved by the Governor
June 11, 1996
Filed with the Secretary of State
June 12, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Reps. Nye, Hill, Voorhees, Varga, Bullard, Walberg, Hammerstrom, LeTarte, Lowe, McBryde, Dalman, DeLange, Cropsey, Byl, Kaza, Law, Horton, Pitoniak, Dobb, DeMars, Geiger, Bush, Rhead, Willard, Baade and Weeks
Reps. Brackenridge, Curtis, Freeman, Gagliardi, Gernaat, Gnodtke, Goschka, Green, Gustafson, Jaye, Jellema, Jersevic, Johnson, Kukuk, Llewellyn, Mathieu, McManus, McNutt, Middleton, Olshove, Oxender, Palamara, Perricone, Randall, Rocca, Ryan, Sikkema and Tesanovich named co-sponsors

ENROLLED HOUSE BILL No. 4723

AN ACT to establish juvenile boot camps and programs; and to prescribe the powers and duties of certain courts and departments.

The People of the State of Michigan enact:

Sec. 1. This act shall be known and may be cited as the "juvenile boot camp act".

Sec. 2. As used in this act:

(a) "Department" means the family independence agency.

(b) "Juvenile" means an individual within the jurisdiction of the juvenile division of the probate court under section 2(a)(1) of chapter XIIA of Act No. 288 of the Public Acts of 1939, being section 712A.2 of the Michigan Compiled Laws.

Sec. 3. The department shall establish 1 or more juvenile boot camps to house and train juveniles who are ordered to participate in a juvenile boot camp program by a disposition entered under section 18 of chapter XIIA of Act No. 288 of the Public Acts of 1939, being section 712A.18 of the Michigan Compiled Laws. To implement this section, the department may use the authority granted under sections 115a(1)(f) and 117a(4) of the social welfare act, Act No. 280 of the Public Acts of 1939, being sections 400.115a and 400.117a of the Michigan Compiled Laws, as appropriate.

Sec. 4. The department shall develop 1 or more juvenile boot camp programs for juveniles ordered to participate in such a program. A juvenile boot camp program shall provide a program of physically strenuous work and exercise, patterned after military basic training, and other programming as the department determines, including at a minimum educational and substance abuse programs, and counseling. A juvenile boot camp program shall be restricted to juveniles of the same sex. To implement this section, the department may use the authority granted under sections 115a(1)(f) and 117a(4) of the social welfare act, Act No. 280 of the Public Acts of 1939, being sections 400.115a and 400.117a of the Michigan Compiled Laws, as appropriate.

Sec. 5. (1) After a juvenile is placed in a juvenile boot camp program, the department shall verify that the juvenile meets the requirements of section 18(1)(m)(ii), (iii), and (iv) of chapter XIIA of Act No. 288 of the Public Acts of 1939, being section 712A.18 of the Michigan Compiled Laws, and that there is an opening in a juvenile boot camp program. If

the juvenile does not meet those requirements, or if there is not an opening in a juvenile boot camp program, the juvenile shall be returned to the probate court that entered the disposition for alternative disposition.

(2) A juvenile's placement in a juvenile boot camp shall not be less than 90 days or more than 180 days. However, if during that period the juvenile misses more than 5 days of program participation due to medical excuse for illness or injury occurring after he or she was placed in the program, the placement period shall be increased by the number of days missed, beginning with the sixth day of medical excuse up to a maximum of 20 days. A physician's statement shall verify a medical excuse and a copy shall be sent to the court entering the disposition. A juvenile who is medically unable to participate in a juvenile boot camp program for more than 25 days shall be returned to the probate court that entered the disposition for alternative disposition.

(3) Following his or her stay in a juvenile boot camp, the juvenile shall complete a period of not less than 120 days or more than 180 days of intensive supervised community reintegration in the local community.

Sec. 6. When a juvenile is placed in a juvenile boot camp, the clerk of the probate court entering the disposition shall mail the department a certified copy of the disposition within 5 business days after placement.

Sec. 7. (1) At any time during a juvenile's stay in a juvenile boot camp, but not less than 5 days before the juvenile's expected date of release, the department shall certify to the probate court that entered the disposition whether the juvenile has satisfactorily completed the course of training at the juvenile boot camp.

(2) A juvenile who fails to perform satisfactorily at the juvenile boot camp program shall be reported to the probate court that entered the disposition for alternative disposition.

Sec. 8. This act shall take effect August 1, 1996.

Sec. 9. This act shall not take effect unless all of the following bills of the 88th Legislature are enacted into law:

(a) Senate Bill No. 681.

(b) Senate Bill No. 696.

This act is ordered to take immediate effect.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved _____

Governor.