

Act No. 481
Public Acts of 1996
Approved by the Governor
December 21, 1996
Filed with the Secretary of State
December 27, 1996

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

Introduced by Senator Rogers

ENROLLED SENATE BILL No. 1026

AN ACT to amend Act No. 150 of the Public Acts of 1974, entitled "An act to provide for the acceptance and care of youths committed to the department of social services as state wards; to prescribe the liability of counties for the cost of services for state wards; to prescribe procedures for the return of state wards who absent themselves without permission; to provide a penalty for the violation of this act; and to repeal certain acts and parts of acts," as amended, being sections 803.301 to 803.309 of the Michigan Compiled Laws, by adding section 6a.

The People of the State of Michigan enact:

Section 1. Act No. 150 of the Public Acts of 1974, as amended, being sections 803.301 to 803.309 of the Michigan Compiled Laws, is amended by adding section 6a to read as follows:

Sec. 6a. (1) If a state ward described in subsection (2) escapes from a facility or residence in which he or she has been placed, other than his or her own home or the home of his or her parent or guardian, the individual at that facility or residence having responsibility for maintaining custody of the state ward at the time of the escape shall immediately notify 1 of the following of the escape or cause 1 of the following to be immediately notified of the escape:

(a) If the escape occurs in a city, village, or township that has a police department, the police department of that city, village, or township.

(b) Except as provided in subdivision (a), 1 of the following:

(i) The sheriff department of the county in which the escape occurs.

(ii) The department of state police post having jurisdiction over the area in which the escape occurs.

(2) Subsection (1) applies if the state ward is a state ward pursuant to an order of any of the following:

(a) The juvenile division of the probate court or the family division of circuit court under section 2(a)(1) of chapter XIII A of Act No. 288 of the Public Acts of 1939, being section 712A.2 of the Michigan Compiled Laws.

(b) The circuit court under section 606 of the revised judicature act of 1961, Act No. 236 of the Public Acts of 1961, being section 600.606 of the Michigan Compiled Laws.

(c) The recorder's court of the city of Detroit under section 10a(1)(c) of Act No. 369 of the Public Acts of 1919, being section 725.10a of the Michigan Compiled Laws.

(3) A police agency that receives notification of an escape under subsection (1) shall enter that notification into the law enforcement information network without undue delay.

(4) As used in this section, "escape" means to leave without lawful authority or to fail to return to custody when required.

Section 2. This amendatory act shall take effect January 1, 1997.

Section 3. This amendatory act shall not take effect unless all of the following bills of the 88th Legislature are enacted into law:

- (a) Senate Bill No. 1027.
- (b) Senate Bill No. 1028.

This act is ordered to take immediate effect.

Secretary of the Senate.

Clerk of the House of Representatives.

Approved -----

Governor.

