



HOUSE BILL No. 5045

September 14, 1995, Introduced by Rep. Bullard and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 31 of Act No. 294 of the Public Acts of 1982, entitled as amended "Friend of the court act," as amended by Act No. 37 of the Public Acts of 1994, being section 552.531 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 31 of Act No. 294 of the Public Acts of
2 1982, as amended by Act No. 37 of the Public Acts of 1994, being
3 section 552.531 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 31. (1) "Bureau" means the state friend of the court
6 bureau created in section 19.

7 (2) "Chief judge" means the following:

8 (a) The circuit judge in a judicial circuit having only 1
9 circuit judge.

1 (b) Except in the county of Wayne, the chief judge of the
2 circuit court in a judicial circuit having 2 or more circuit
3 judges.

4 (c) In the county of Wayne, the executive chief judge of the
5 circuit court in the third judicial circuit and the recorder's
6 court of the city of Detroit.

7 (3) "Consumer reporting agency" means a person that, for
8 monetary fees or dues, or on a cooperative nonprofit basis, regu-
9 larly engages in whole or in part in the practice of assembling
10 or evaluating consumer credit information or other information on
11 consumers for the purpose of furnishing consumer reports to third
12 parties, and that uses any means or facility of interstate com-
13 merce for the purpose of preparing or furnishing consumer
14 reports. As used in this subsection, "consumer report" means
15 that term as defined in section 603 of THE FAIR CREDIT REPORTING
16 ACT, title VI of the consumer credit protection act, Public Law
17 90-321, 15 U.S.C. 1681a.

18 (4) "Court" means the circuit court.

19 (5) "Domestic relations mediation" means a process by which
20 the parties are assisted by a domestic relations mediator in vol-
21 untarily formulating an agreement to resolve a dispute concerning
22 child custody or visitation that arises from a domestic relations
23 matter.

24 (6) "Domestic relations matter" means a circuit court pro-
25 ceeding as to child custody or visitation, or child or spouse
26 support, that arises out of litigation under a statute of this
27 state, including but not limited to the following:

1 (a) Chapter 84 of the Revised Statutes of 1846, being
2 sections 552.1 to 552.45 of the Michigan Compiled Laws.

3 (b) The family support act, Act No. 138 of the Public Acts
4 of 1966, being sections 552.451 to 552.459 of the Michigan
5 Compiled Laws.

6 (c) The child custody act of 1970, Act No. 91 of the Public
7 Acts of 1970, being sections 722.21 to 722.29 of the Michigan
8 Compiled Laws.

9 (d) Act No. 293 of the Public Acts of 1968, being sections
10 722.1 to 722.6 of the Michigan Compiled Laws.

11 (e) The paternity act, Act No. 205 of the Public Acts of
12 1956, being sections 722.711 to 722.730 of the Michigan Compiled
13 Laws.

14 (f) Revised uniform reciprocal enforcement of support act,
15 Act No. 8 of the Public Acts of 1952, being sections 780.151 to
16 780.183 of the Michigan Compiled Laws.

17 (7) "Friend of the court" means the person serving under
18 section 21(1) or appointed pursuant to section 23, as the head of
19 the office of the friend of the court.

20 (8) "Medical assistance" means medical assistance as estab-
21 lished under title XIX of the social security act, chapter 531,
22 49 Stat. 620, 42 U.S.C. 1396 to 1396g and 1396i to 1396v.

23 (9) "Office" and "office of the friend of the court" mean
24 the agency created in section 3.

25 (10) "Payer" means a person ordered by the circuit court to
26 pay support.

1 (11) "Public assistance" means aid to families with
2 dependent children, general assistance, foster care maintenance,
3 or a combination of those items.

4 (12) "Recipient of support" means the following:

5 (a) The spouse, if the support order orders support for the
6 spouse.

7 (b) The custodial parent or guardian, if the support order
8 orders support for a minor child or a child who is 18 years of
9 age or older.

10 (c) The state department of social services, if support has
11 been assigned to the state department.

12 (13) "Support" means ~~either~~ ALL of the following:

13 (a) The payment of money for a child or a spouse ordered by
14 the circuit court, whether the order is embodied in an interim,
15 temporary, permanent, or modified order or judgment. Support may
16 include payment of the expenses of medical, dental, and other
17 health care, child care expenses, and educational expenses.

18 (b) The payment of money ordered by the circuit court under
19 the paternity act, Act No. 205 of the Public Acts of 1956, for
20 the necessary expenses incurred by or for the mother in connec-
21 tion with her confinement or of other expenses in connection with
22 the pregnancy of the mother.

23 (C) A SURCHARGE ACCUMULATED UNDER SECTION 3A OF THE SUPPORT
24 AND VISITATION ENFORCEMENT ACT, BEING SECTION 552.603A OF THE
25 MICHIGAN COMPILED LAWS.

1 (14) "Support and visitation enforcement act" means Act
2 No. 295 of the Public Acts of 1982, being sections 552.601 to
3 552.650 of the Michigan Compiled Laws.

4 (15) "Support order" means an order entered by the circuit
5 court for the payment of support in a sum certain, whether in the
6 form of a lump sum or a periodic payment.

7 Section 2. This amendatory act shall not take effect unless
8 Senate Bill No. _____ or House Bill No. 5028 (request
9 no. 05747'95) of the 88th Legislature is enacted into law.