



HOUSE BILL No. 5828

April 30, 1996, Introduced by Reps. McNutt, Randall, Horton, Cropsey, Hammerstrom, Bodem, McBryde, Oxender, Gubow, Jaye, Goschka and Dalman and referred to the Committee on Mental Health.

A bill to amend section 457 of Act No. 258 of the Public Acts of 1974, entitled as amended
"Mental health code,"
being section 330.1457 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 457 of Act No. 258 of the Public Acts of
2 1974, being section 330.1457 of the Michigan Compiled Laws, is
3 amended to read as follows:
4 Sec. 457. The prosecuting attorney of the county in which a
5 court has its principal office shall participate, ~~either~~ in
6 person or by assistant, OR BY THE PROSECUTING ATTORNEY OR ASSIST-
7 ANT FROM ANOTHER COUNTY, in hearings convened by the court of his
8 OR HER county under this chapter, except that a prosecutor need
9 not participate in or be present at a hearing whenever a
10 petitioner or some other appropriate person has retained private

1 counsel who will be present in court and will present to the
2 court the case for requiring treatment or for a finding of
3 incompetence.