



SENATE BILL No. 316

February 21, 1995, Introduced by Senators VAN REGENMORTER, SHUGARS and CISKY and referred to the Committee on Judiciary.

A bill to amend chapter V of Act No. 175 of the Public Acts of 1927, entitled as amended "The code of criminal procedure," as amended, being sections 765.1 to 765.31 of the Michigan Compiled Laws, by adding section 5a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Chapter V of Act No. 175 of the Public Acts of
2 1927, as amended, being sections 765.1 to 765.31 of the Michigan
3 Compiled Laws, is amended by adding section 5a to read as
4 follows:

CHAPTER V

5
6 SEC. 5A. (1) A DEFENDANT RELEASED ON BAIL OR RECOGNIZANCE
7 PURSUANT TO THIS CHAPTER, BY ACCEPTING THE CONDITIONS OF THAT
8 RELEASE, AGREES TO PERMIT THE COURT TO PROCEED IN THE CAUSE OF
9 ACTION IF THE DEFENDANT FAILS TO APPEAR AS REQUIRED BY THE COURT

1 AND WAIVES ANY CLAIM OR DEFENSE ARISING OUT OF THAT FAILURE TO
2 APPEAR.

3 (2) THIS SECTION DOES NOT APPLY IF THE FAILURE TO APPEAR IS
4 BASED UPON CIRCUMSTANCES THAT REASONABLY PREVENT THE DEFENDANT
5 FROM APPEARING AS REQUIRED.