



SENATE BILL No. 526

May 11, 1995, Introduced by Senator SHUGARS and referred to the Committee on Health Policy and Senior Citizens.

A bill to amend chapter XIIIA of Act No. 288 of the Public Acts of 1939, entitled as amended

"An act to revise and consolidate the statutes relating to certain aspects of the organization and jurisdiction of the probate court of this state, the powers and duties of such court and the judges and other officers thereof, certain aspects of the statutes of descent and distribution of property, and the statutes governing the change of name of adults and children, the adoption of adults and children, and the jurisdiction of the juvenile division of the probate court; to prescribe the powers and duties of the juvenile division of the probate court, and the judges and other officers thereof; to prescribe the manner and time within which actions and proceedings may be brought in the juvenile division of the probate court; to prescribe pleading, evidence, practice, and procedure in actions and proceedings in the juvenile division of the probate court; to provide for appeals from the juvenile division of the probate court; to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties for the violation of this act,"

as amended, being sections 712A.1 to 712A.31 of the Michigan Compiled Laws, by adding section 2d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Chapter XIIIA of Act No. 288 of the Public Acts
2 of 1939, as amended, being sections 712A.1 to 712A.31 of the
3 Michigan Compiled Laws, is amended by adding section 2d to read
4 as follows:

5 CHAPTER XIIIA

6 SEC. 2D. IF A CHILD IS ACCUSED OF AN ACT, THE NATURE OF
7 WHICH CONSTITUTES A VIOLATION OF SECTION 3 OF THE YOUTH TOBACCO
8 ACT OR OF AN ORDINANCE SUBSTANTIALLY CORRESPONDING TO SECTION 3
9 OF THE YOUTH TOBACCO ACT, THEN NOTWITHSTANDING OTHER PROVISIONS
10 OF THIS CHAPTER ALL OF THE FOLLOWING PROCEDURES APPLY:

11 (A) A PETITION IS NOT REQUIRED, BUT THE PROBATE COURT MAY
12 ACT UPON A COPY OF THE WRITTEN NOTICE TO APPEAR GIVEN TO THE
13 ACCUSED CHILD UNDER CHAPTER 87 OF THE REVISED JUDICATURE ACT OF
14 1961, ACT NO. 236 OF THE PUBLIC ACTS OF 1961, BEING SECTIONS
15 600.8701 TO 600.8735 OF THE MICHIGAN COMPILED LAWS, OR CHAPTER 88
16 OF ACT NO. 236 OF THE PUBLIC ACTS OF 1961, BEING SECTIONS
17 600.8801 TO 600.8835 OF THE MICHIGAN COMPILED LAWS.

18 (B) THE PROVISIONS OF SECTION 2B(B) AND (C).

19 Section 2. This amendatory act shall not take effect unless
20 Senate Bill No. 442 of the 88th Legislature is enacted into law.