

SENATE BILL No. 904

December 1, 1999, Introduced by Senator PETERS and referred to the Committee on Families, Mental Health and Human Services.

A bill to amend 1996 PA 263, entitled
"Juvenile boot camp act,"
by amending sections 2, 3, 4, 5, 6, and 7 (MCL 400.1302,
400.1303, 400.1304, 400.1305, 400.1306, and 400.1307), as amended
by 1998 PA 527.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. As used in this act:

2 (A) "AUTHORITY" MEANS THE MICHIGAN YOUTH AUTHORITY CREATED
3 IN SECTION 3 OF THE MICHIGAN YOUTH AUTHORITY ACT.

4 (B) ~~—(a)—~~ "County juvenile agency" means that term as
5 defined in section 2 of the county juvenile agency act, 1998
6 PA 518, MCL 45.622.

7 ~~—(b)— "Department" means the family independence agency.~~

1 (c) "Juvenile" means an individual within the court's
2 jurisdiction under section 2(a)(1) of chapter XIIA of THE PROBATE
3 CODE OF 1939, 1939 PA 288, MCL 712A.2.

4 Sec. 3. The ~~department~~ AUTHORITY shall establish 1 or
5 more juvenile boot camps, OR CONTINUE TO OPERATE ANY JUVENILE
6 BOOT CAMP ESTABLISHED BY THE FAMILY INDEPENDENCE AGENCY UNDER
7 THIS ACT, to house and train juveniles who are ordered to partic-
8 ipate in a juvenile boot camp program under section 18 of chapter
9 XIIA of THE PROBATE CODE OF 1939, 1939 PA 288, MCL 712A.18, or
10 who are placed in a juvenile boot camp program after commitment
11 under that section to a county juvenile agency for placement in a
12 juvenile boot camp program. ~~To implement this section, the~~
13 ~~department may use the authority granted under~~
14 ~~sections 115a(1)(f) and 117a(4) of the social welfare act, 1939~~
15 ~~PA 280, MCL 400.115a and 400.117a, as appropriate.~~

16 Sec. 4. The ~~department~~ AUTHORITY shall develop 1 or more
17 juvenile boot camp programs, OR CONTINUE TO OPERATE A JUVENILE
18 BOOT CAMP PROGRAM DEVELOPED BY THE FAMILY INDEPENDENCE AGENCY
19 UNDER THIS ACT, for juveniles ordered to participate in such a
20 program or placed in such a program by a county juvenile agency.
21 A juvenile boot camp program shall provide a program of physi-
22 cally strenuous work and exercise, patterned after military basic
23 training, and other programming as the ~~department~~ AUTHORITY
24 determines, including at a minimum educational and substance
25 abuse programs, and counseling. A juvenile boot camp program
26 shall be restricted to juveniles of the same sex. ~~To implement~~
27 ~~this section, the department may use the authority granted under~~

1 ~~sections 115a(1)(f) and 117a(4) of the social welfare act, 1939~~
2 ~~PA 280, MCL 400.115a and 400.117a, as appropriate.~~

3 Sec. 5. (1) After a juvenile is placed in a juvenile boot
4 camp program, the ~~department~~ AUTHORITY shall verify that the
5 juvenile meets the requirements of section 18(1)(m)(ii), (iii),
6 and (iv) of chapter XIIA of THE PROBATE CODE OF 1939, 1939
7 PA 288, MCL 712A.18, and that there is an opening in a juvenile
8 boot camp program. If the juvenile does not meet those require-
9 ments, there is no opening in a juvenile boot camp program, or
10 the county juvenile agency is unable to place the juvenile in a
11 juvenile boot camp program, the juvenile shall be returned to the
12 court that entered the order of disposition for alternative
13 disposition.

14 (2) A juvenile's placement in a juvenile boot camp shall not
15 be less than 90 days or more than 180 days. However, if during
16 that period the juvenile misses more than 5 days of program par-
17 ticipation due to medical excuse for illness or injury occurring
18 after he or she was placed in the program, the placement period
19 shall be increased by the number of days missed, beginning with
20 the sixth day of medical excuse up to a maximum of 20 days. A
21 physician's statement shall verify a medical excuse and a copy
22 shall be sent to the court entering the disposition. A juvenile
23 who is medically unable to participate in a juvenile boot camp
24 program for more than 25 days shall be returned to the court that
25 entered the order of disposition for alternative disposition.

26 (3) Following his or her stay in a juvenile boot camp, the
27 juvenile shall complete a period of not less than 120 days or

1 more than 180 days of intensive supervised community
2 reintegration in the local community.

3 Sec. 6. When a juvenile is placed in a juvenile boot camp
4 or committed to a county juvenile agency for placement in a juve-
5 nile boot camp, the clerk of the court entering the order of dis-
6 position shall mail the ~~department~~ AUTHORITY and the county
7 juvenile agency a certified copy of the disposition within 5
8 business days after placement or commitment.

9 Sec. 7. (1) At any time during a juvenile's stay in a juve-
10 nile boot camp, but not less than 5 days before the juvenile's
11 expected date of release, the ~~department~~ AUTHORITY shall cer-
12 tify to the court that entered the order of disposition and, if
13 applicable, the county juvenile agency whether the juvenile has
14 satisfactorily completed the course of training at the juvenile
15 boot camp.

16 (2) A juvenile who fails to perform satisfactorily at the
17 juvenile boot camp program shall be reported to the court that
18 entered the order of disposition for alternative disposition.

19 Enacting section 1. This amendatory act does not take
20 effect unless Senate Bill No. 901

21 of the 90th Legislature is enacted into
22 law.