

SENATE BILL NO. 893

April 28, 2020, Introduced by Senator SANTANA and referred to the Committee on Judiciary and Public Safety.

A bill to amend 1974 PA 150, entitled
"Youth rehabilitation services act,"
by amending section 7 (MCL 803.307), as amended by 1998 PA 517.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 7. (1) A youth accepted by a youth agency remains a
2 public ward until discharged from public wardship with the approval
3 of any of the following and, if placed in an institution, shall
4 remain until released with the approval of any of the following:
5 (a) If the youth was committed to a youth agency under section

1 18(1)(e) of chapter XIIIA of **the probate code of 1939**, 1939 PA 288,
2 MCL 712A.18, and the youth was adjudicated as being in the court's
3 jurisdiction under section 2(a) of chapter XIIIA of **the probate code**
4 **of 1939**, 1939 PA 288, MCL 712A.2, with the approval of the family
5 division of circuit court.

6 (b) If the youth was committed to a youth agency under section
7 1 of chapter IX of the code of criminal procedure, 1927 PA 175, MCL
8 769.1, with the approval of the court of general criminal
9 jurisdiction under section 1b of chapter IX of the code of criminal
10 procedure, 1927 PA 175, MCL 769.1b.

11 (2) Except as otherwise provided in this section, a youth
12 accepted as a public ward shall be automatically discharged from
13 public wardship upon reaching the age of 19. Except as provided in
14 subsection (3), a youth committed to a youth agency under section
15 18(1)(e) of chapter XIIIA of **the probate code of 1939**, 1939 PA 288,
16 MCL 712A.18, for an offense that, if committed by an adult, would
17 be a violation or attempted violation of section 72, 83, 84, 86,
18 88, 89, 91, 110a(2), 186a, 316, 317, 349, 520b, 520c, 520d, 520g,
19 529, 529a, 530, or 531 of the Michigan penal code, 1931 PA 328, MCL
20 750.72, 750.83, 750.84, 750.86, 750.88, 750.89, 750.91, 750.110a,
21 750.186a, 750.316, 750.317, 750.349, 750.520b, 750.520c, 750.520d,
22 750.520g, 750.529, 750.529a, 750.530, and 750.531, or section
23 7401(2)(a)(i) or 7403(2)(a)(i) of the public health code, 1978 PA
24 368, MCL 333.7401 and 333.7403, shall be automatically discharged
25 from public wardship upon reaching the age of 21. Except as
26 provided in subsection (4), a youth committed to a youth agency
27 under section 1 of chapter IX of the code of criminal procedure,
28 1927 PA 175, MCL 769.1, shall be automatically discharged from
29 public wardship upon reaching the age of 21.

1 (3) If the family division of circuit court imposes a delayed
2 sentence on the youth under section ~~18(1)(n)~~**18(1)(p)** of chapter
3 XIIIA of **the probate code of 1939**, 1939 PA 288, MCL 712A.18, the
4 youth shall be discharged from public wardship and committed under
5 the court's order.

6 (4) If a court of general criminal jurisdiction sentences the
7 youth to a sentence provided by law for an adult offender under
8 section 1b of chapter IX of the code of criminal procedure, 1927 PA
9 175, MCL 769.1b, the youth shall be discharged from public wardship
10 and committed under the court's order.

11 Enacting section 1. This amendatory act takes effect 90 days
12 after the date it is enacted into law.

13 Enacting section 2. This amendatory act does not take effect
14 unless Senate Bill No. 700 of the 100th Legislature is enacted into
15 law.