

SENATE BILL NO. 96

February 07, 2019, Introduced by Senators HOLLIER, SANTANA, IRWIN, WOJNO, ALEXANDER, CHANG, BULLOCK, HERTEL, MCMORROW and MOSS and referred to the Committee on Judiciary and Public Safety.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 139 (MCL 750.139), as amended by 1998 PA 510.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 139. (1) ~~Except as provided in subsection (2), a~~ **A** child
2 under ~~16-18~~ years of age while under arrest, confinement, or
3 conviction for ~~any a~~ crime, ~~shall~~ **must** not be placed in ~~any an~~
4 apartment or cell of ~~any a~~ prison or place of confinement with ~~any~~
5 ~~adult~~ **1 or more adults** who ~~is~~ **are** under arrest, confinement, or
6 conviction for ~~any a~~ crime, ~~or be permitted to remain in any court~~

~~room during the trial of adults,~~ or be transported in ~~any~~ **a** vehicle
of transportation in company **used to transport inmates** with adults
charged with or convicted of **a** crime.

~~(2) Subsection (1) does not apply to prisoners being
transported to or from, or confined in a youth correctional
facility operated by the department of corrections or a private
vendor under section 20g of 1953 PA 232, MCL 791.220g.~~

(2) ~~(3)~~ All cases involving the commitment or trial of
children under ~~16~~ **18** years of age for any crime or misdemeanor,
before any court, ~~shall~~ **must** be heard and determined by the court
at a suitable time, ~~to be designated by it,~~ **designated by the**
court, separate and apart from the trial of other criminal cases.

(3) ~~(4)~~ ~~Any~~ **A** person who violates this section is guilty of a
misdemeanor.

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

Enacting section 2. This amendatory act does not take effect
unless all of the following bills of the 100th Legislature are
enacted into law:

(a) Senate Bill No. 97.

(b) Senate Bill No. 91.