

REVISED JUDICATURE ACT OF 1961 (EXCERPT)
Act 236 of 1961

600.859 Taking testimony; record; keeping index and original notes.

Sec. 859. (1) The following testimony before a probate judge shall be recorded:

- (a) Testimony in contested matters.
 - (b) Testimony in matters pertaining to the admission to a hospital or other facility for mentally ill or developmentally disabled persons.
 - (c) Testimony in matters pertaining to persons having a contagious disease.
 - (d) Testimony in other matters if requested by an interested party.
 - (e) Testimony and other proceedings required by supreme court rule.
- (2) In matters not governed by subsection (1), testimony before a probate judge, probate register, or deputy probate register may be given orally without a record being made of the testimony.
- (3) The court shall keep sufficient index of the testimony and the court shall keep the index and the original notes as prescribed by supreme court rules.

History: Add. 1978, Act 543, Eff. July 1, 1979;—Am. 1979, Act 69, Imd. Eff. July 25, 1979;—Am. 1986, Act 308, Eff. Jan. 1, 1987;—Am. 2005, Act 326, Imd. Eff. Dec. 27, 2005;—Am. 2013, Act 201, Imd. Eff. Dec. 18, 2013.