HOUSE BILL No. 4959


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:

Sec. 139. (1) Except as provided in subsection (2), a child under 16 years of age while under arrest, confinement, or conviction for any crime, shall not be placed in any apartment or cell of any prison or place of confinement with any adult or more adults who are under arrest, confinement, or conviction for any crime, or be permitted to remain in any courtroom during the trial of adults, or be transported in any vehicle of transportation in company with 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) All cases involving the commitment or trial of children under 16-18 years of age for any crime or misdemeanor, before any court, shall 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) Any 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 98th Legislature are enacted into law:

(a) Senate Bill No.____ or House Bill No. 4957 (request no. 03219'15).

(b) Senate Bill No.____ or House Bill No. 4958 (request no. 03364'15).