

Act No. 186
Public Acts of 1996
Approved by the Governor
May 3, 1996
Filed with the Secretary of State
May 3, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Senators Conroy, Dingell, North, Hoffman, Young, Berryman, Koivisto, Byrum, DeBeaussaert,
Hart and Cherry

ENROLLED SENATE BILL No. 763

AN ACT to amend Act No. 189 of the Public Acts of 1966, entitled "An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts," as amended, being sections 780.651 to 780.659 of the Michigan Compiled Laws, by adding section 2a.

The People of the State of Michigan enact:

Section 1. Act No. 189 of the Public Acts of 1966, as amended, being sections 780.651 to 780.659 of the Michigan Compiled Laws, is amended by adding section 2a to read as follows:

Sec. 2a. (1) If the court has probable cause to believe that an individual violated section 520b(1)(b)(ii) or (h)(i), 520c(1)(b)(ii) or (h)(i), 520d(1)(d), or 520e(1)(g) of the Michigan penal code, Act No. 328 of the Public Acts of 1931, being sections 750.520b, 750.520c, 750.520d, and 750.520e of the Michigan Compiled Laws, the court shall, upon proper petition for a search warrant, authorize the search and seizure of hair or tissue, or blood or other fluid samples from all of the following:

- (a) Any individual whom the court has probable cause to believe committed that violation.
- (b) If the court has probable cause to believe that the violation resulted in the birth of a child, that child.
- (c) If the court has probable cause to believe that the violation resulted in pregnancy that was terminated before the birth of a child, the remains of that unborn child.

(2) This section does not prohibit the court from issuing a search warrant for other evidence as considered appropriate by the court.

Section 2. This amendatory act shall not take effect unless House Bill No. 5076 of the 88th Legislature is enacted into law.

Section 3. This amendatory act shall take effect June 1, 1996.

This act is ordered to take immediate effect.

Secretary of the Senate.

Clerk of the House of Representatives.

Approved -----

Governor.