

HOUSE BILL No. 6179

September 23, 1998, Introduced by Reps. Baird and Schroer and referred to the Committee on Judiciary.

A bill to amend 1966 PA 138, entitled "The family support act," (MCL 552.451 to 552.459) by amending the title, as amended by 1990 PA 237, and by adding section 2a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

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An act to confer jurisdiction upon the circuit ~~courts~~

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COURT to order CERTAIN PARENTS TO PAY SUPPORT IN CERTAIN CASES

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and TO enforce the payment of money for the support; ~~, in cer-~~

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~~tain cases, of parents having physical custody of minor children~~

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~~or children who have reached the age of majority and of minor~~

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~~children or children who have reached the age of majority by non-~~

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~~custodial parents;~~ to provide for the termination of the

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effectiveness of the orders; ~~and~~ to provide for the payment of

1 fees and assessment of costs in those cases; AND TO GIVE THE
2 COURT JURISDICTION TO DETERMINE CUSTODY AND PARENTING TIME.

3 SEC. 2A. (1) IN AN ACTION UNDER THIS ACT, UPON MOTION OF A
4 PARTY TO THE ACTION, THE COURT MAY DETERMINE CUSTODY AND PARENT-
5 ING TIME OF A CHILD AS PROVIDED IN THE CHILD CUSTODY ACT OF 1970,
6 1970 PA 91, MCL 722.21 TO 722.30. IF THERE IS A DISPUTE BETWEEN
7 THE PARTIES CONCERNING CUSTODY OR PARENTING TIME, THE COURT SHALL
8 IMMEDIATELY ENTER AN ORDER THAT ESTABLISHES SUPPORT AND TEMPORAR-
9 ILY ESTABLISHES CUSTODY OF AND PARENTING TIME WITH THE CHILD.
10 PENDING A HEARING ON OR OTHER RESOLUTION OF THE DISPUTE, THE
11 COURT MAY REFER THE MATTER TO THE FRIEND OF THE COURT FOR A
12 REPORT AND RECOMMENDATION AS PROVIDED IN SECTION 5 OF THE FRIEND
13 OF THE COURT ACT, 1982 PA 294, MCL 552.505.

14 (2) THE COURT HAS CONTINUING JURISDICTION OVER AN ACTION
15 BROUGHT UNDER THIS ACT TO INCREASE OR DECREASE THE AMOUNT OF
16 CHILD SUPPORT AND TO PROVIDE FOR, CHANGE, AND ENFORCE PROVISIONS
17 OF AN ORDER RELATING TO THE CUSTODY OR SUPPORT OF OR PARENTING
18 TIME WITH THE CHILD.

19 (3) IN A DISPUTE REGARDING CUSTODY OR PARENTING TIME, THE
20 PROSECUTING ATTORNEY OR AN ATTORNEY APPOINTED BY THE COUNTY OR
21 THE COURT SHALL NOT BE REQUIRED TO REPRESENT EITHER PARTY REGARD-
22 ING THAT DISPUTE.