

HOUSE BILL No. 4701

May 7, 2013, Introduced by Reps. Kowall, Cavanagh and Tlaib and referred to the Committee on Regulatory Reform.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12 of chapter II and section 4a of chapter XI (MCL 762.12 and 771.4a), section 12 of chapter II as amended and section 4a of chapter XI as added by 1994 PA 286.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER II

Sec. 12. The court of record having jurisdiction over the criminal offense referred to in section 11 of this chapter may, at any time, terminate its consideration of the individual as a youthful trainee or, once having assigned the individual to the status of a youthful trainee, may at its discretion revoke that status any time before the individual's final release. If an individual who is required to be registered ~~pursuant to~~ **UNDER** the

1 sex offenders registration act, 1994 PA 295, MCL 28.721 TO 28.736,
2 willfully violates that act, the court shall revoke the
3 individual's status as a youthful trainee. **IF AN INDIVIDUAL**
4 **REQUIRED TO BE REGISTERED UNDER THE FERROUS METAL AND NONFERROUS**
5 **METAL REGULATION AND SCRAP METAL OFFENDERS REGISTRATION ACT, 2008**
6 **PA 429, MCL 445.421 TO 445.443, WILLFULLY VIOLATES SECTION 11 OF**
7 **THE FERROUS METAL AND NONFERROUS METAL REGULATION AND SCRAP METAL**
8 **OFFENDERS REGISTRATION ACT, 2008 PA 429, MCL 445.431, THE COURT**
9 **SHALL REVOKE THE INDIVIDUAL'S STATUS AS A YOUTHFUL TRAINEE.** Upon
10 termination of consideration or revocation of status as a youthful
11 trainee, the court may enter an adjudication of guilt and proceed
12 as provided by law. If the status of youthful trainee is revoked,
13 an adjudication of guilt is entered, and a sentence is imposed, the
14 court in imposing sentence shall specifically grant credit against
15 the sentence for time served as a youthful trainee in an
16 institutional facility of the department of corrections or in a
17 county jail.

18 CHAPTER XI

19 Sec. 4a. The court shall revoke probation ~~pursuant to~~ **UNDER**
20 section 4 of this chapter if the individual willfully violates
21 **EITHER OF the FOLLOWING:**

22 (A) **THE sex offenders registration act, 1994 PA 295, MCL**
23 **28.721 TO 28.736.**

24 (B) **SECTION 11 OF THE FERROUS METAL AND NONFERROUS METAL**
25 **REGULATION AND SCRAP METAL OFFENDERS REGISTRATION ACT, 2008 PA 429,**
26 **MCL 445.431.**

27 Enacting section 1. This amendatory act does not take effect

1 unless Senate Bill No.____ or House Bill No. 4699(request no.
2 00092'13) of the 97th Legislature is enacted into law.