

**THE MICHIGAN PENAL CODE (EXCERPT)**  
**Act 328 of 1931**

**750.461 Competency of person to testify for or against accused notwithstanding person's marriage to accused.**

Sec. 461.

An individual referred to in sections 455 to 459 may be a competent witness in a prosecution under this chapter to testify for or against the accused as to any transaction or as to any conversation with the accused or by the accused with another person in the individual's presence regardless of whether the individual married the accused before or after the violation or whether the individual is called as a witness during the existence of the marriage or after its dissolution.

**History:** 1931, Act 328, Eff. Sept. 18, 1931 ;-- CL 1948, 750.461 ;-- Am. 1999, Act 251, Imd. Eff. Dec. 28, 1999

**Former Law:** See section 7 of Act 63 of 1911, being CL 1915, Å§ 15500; CL 1929, Å§ 16868; Act 330 of 1925; Act 37 of 1927; and section 2 of Act 389 of 1919, being CL 1929, Å§ 16870.