

Order

Michigan Supreme Court
Lansing, Michigan

September 22, 2021

Bridget M. McCormack,
Chief Justice

ADM File No. 2021-09

Retention of the Amendments of
Rules 3.903, 3.925, and 3.944
and Additional Revision of
Rule 3.944 of the Michigan
Court Rules

Brian K. Zahra
David F. Viviano
Richard H. Bernstein
Elizabeth T. Clement
Megan K. Cavanagh
Elizabeth M. Welch,
Justices

By orders dated March 10, 2021, this Court amended Rules 3.903, 3.925, and 3.944 of the Michigan Court Rules, effective immediately. Notice and an opportunity for comment at a public hearing having been provided, the amendments are retained, and Rule 3.944 of the Michigan Court Rules is further amended as indicated below.

[Additions to the text are indicated in underlining and
deleted text is shown by strikeover.]

Rule 3.944 Probation Violation

(A) Petition; Temporary Custody.

(1) Upon receipt of a sworn supplemental petition alleging that the juvenile has violated any condition of probation, the court may:

(a) [Unchanged.]

(b) order that the juvenile be apprehended and brought to the court for a detention hearing, which, except as otherwise provided in this rule, must be commenced within 24 hours after the juvenile has been taken into court custody, excluding Sundays and holidays as defined in MCR 8.110 (D)(2).

(2) [Unchanged.]

(B)-(F) [Unchanged.]

Staff Comment: The amendment of MCR 3.944 provides an exception to the requirement for courts to hold a detention hearing within 24 hours of a juvenile being taken

into custody when a status offense violation requires a mental health or substance abuse interview.

The staff comment is not an authoritative construction by the Court. In addition, adoption of a new rule or amendment in no way reflects a substantive determination by this Court.



I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 22, 2021

A handwritten signature in black ink, appearing to read "Larry S. Royster", written over a horizontal line.

Clerk