Order

Michigan Supreme Court
Lansing, Michigan

Megan K. Cavanagh,
Chief Justice

Brian K. Zahra
Richard H. Bernstein
Elizabeth M. Welch
Kyra H. Bolden
Kimberly A. Thomas
Noah P. Hood,
Justices

September 23, 2026

ADM File No. 2025-09

Amendment of Rule 6.610 of the Michigan Court Rules

On order of the Court, notice of the proposed changes and an opportunity for comment in writing and at a public hearing having been provided, and consideration having been given to the comments received, the following amendment of Rule 6.610 of the Michigan Court Rules is adopted, effective January 1, 2027.

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

Rule 6.610 Criminal Procedure Generally

(A)-(F) [Unchanged.]

(G) Sentencing.

(1) If the court has ordered that a presentence report be prepared, on request, the probation officer must give the defendant's attorney notice and a reasonable opportunity to attend the presentence interview.

(1)-(4) [Renumbered (2)-(5) but otherwise unchanged.]

(H)-(I) [Unchanged.]

Staff Comment (ADM File No. 2025-09): The amendment of MCR 6.610 clarifies that defense counsel must be allowed a reasonable opportunity to attend, as part of a court-ordered presentence investigation, any presentence interview of their client.

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, Elizabeth Kingston-Miller, 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 23, 2026

Clerk