

SUBSTITUTE FOR
HOUSE BILL NO. 4637

A bill to amend 1982 PA 294, entitled
"Friend of the court act,"
(MCL 552.501 to 552.535) by adding section 17f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 17F. (1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION
2 (4), IF A RECIPIENT OF SUPPORT OR PAYER FILES WITH THE COURT A
3 POSTJUDGMENT MOTION TO TRANSFER THE DOMESTIC RELATIONS MATTER TO
4 A DIFFERENT COUNTY OFFICE, THE COURT SHALL TRANSFER THE CASE IF
5 THE COURT FINDS ALL OF THE FOLLOWING:

6 (A) THE TRANSFER WOULD SERVE THE CONVENIENCE OF THE PARTIES
7 AND BE CONSISTENT WITH THE CHILD'S BEST INTERESTS.

8 (B) NEITHER PARTY RESIDED IN THE COUNTY OF CURRENT JURISDIC-
9 TION FOR AT LEAST 6 MONTHS BEFORE THE MOTION IS FILED.

HB4637, As Passed House, July 11, 2001

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1 (C) AT LEAST 1 PARTY HAS RESIDED IN THE COUNTY TO WHICH THE
2 TRANSFER IS REQUESTED FOR AT LEAST 6 MONTHS BEFORE THE MOTION IS
3 FILED.

4 (D) THE COUNTY TO WHICH THE TRANSFER IS REQUESTED IS NOT
5 CONTIGUOUS TO THE COUNTY OF CURRENT JURISDICTION.

6 (2) THE COURT MAY CHARGE A FEE OF \$20.00 TO FILE A MOTION
7 UNDER THIS SECTION. THE COURT SHALL WAIVE THE FILING FEE FOR AN
8 INDIGENT INDIVIDUAL AS PROVIDED IN THE MICHIGAN COURT RULES.

9 (3) IF THE COURT TRANSFERS A DOMESTIC RELATIONS MATTER, THE
10 TRANSFERRING OFFICE SHALL SEND TO THE RECEIVING OFFICE ALL
11 RECORDS RELATED TO THE DOMESTIC RELATIONS MATTER ACCORDING TO THE
12 PROCEDURE ESTABLISHED BY THE MICHIGAN SUPREME COURT.

13 (4) THE COURT IS NOT REQUIRED TO TRANSFER THE DOMESTIC RELA-
14 TIONS MATTER MORE THAN 1 TIME IN A 12-MONTH PERIOD. THE COURT
15 MAY TRANSFER THE DOMESTIC RELATIONS MATTER MORE THAN 1 TIME IN A
16 12-MONTH PERIOD UNDER THE CONDITIONS SET FORTH IN SUBSECTION (1).

17 Enacting section 1. This amendatory act takes effect
18 October 1, 2001.