

HOUSE BILL No. 5536

April 12, 2016, Introduced by Rep. Vaupel and referred to the Committee on Judiciary.

A bill to amend 1970 PA 91, entitled
"Child custody act of 1970,"
(MCL 722.21 to 722.31) by adding section 7d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 7D. (1) IF A NONCUSTODIAL PARENT WHO HAS BEEN GRANTED
2 PARENTING TIME UNDER THIS ACT IS ON ACTIVE DUTY OUTSIDE OF THIS
3 STATE, THAT PARENT MAY PETITION THE COURT TO ALLOW HIS OR HER
4 FAMILY MEMBER TO FULFILL HIS OR HER PARENTING TIME AS ORDERED BY
5 THE COURT.

6 (2) IF A PETITION IS FILED UNDER SUBSECTION (1), THE COURT MAY
7 ENTER A TEMPORARY ORDER ALLOWING THE NONCUSTODIAL PARENT WHO IS ON
8 ACTIVE DUTY OUTSIDE OF THIS STATE TO ASSIGN HIS OR HER PARENTING
9 TIME TO HIS OR HER FAMILY MEMBER IF THERE IS CLEAR AND CONVINCING
10 EVIDENCE THAT IT IS IN THE BEST INTEREST OF THE CHILD TO DO SO.

1 UPON THE NONCUSTODIAL PARENT'S RETURN TO THIS STATE, THE COURT
2 SHALL REINSTATE THE PARENTING TIME ORDER IN EFFECT IMMEDIATELY
3 PRECEDING THE PERIOD OF ACTIVE DUTY SERVED OUTSIDE OF THIS STATE.

4 Enacting section 1. This amendatory act takes effect 90 days
5 after the date it is enacted into law.