UNIFORM ACT ON FRESH PURSUIT
Act 189 of 1937

AN ACT to make uniform the law on fresh pursuit and authorizing this state to cooperate with other states therein.

History: 1937, Act 189, Imd. Eff. July 14, 1937.

The People of the State of Michigan enact:

780.101 Uniform act on fresh pursuit; arrest by officer from other state.

Sec. 1. Any member of a duly organized state, county or municipal peace unit of another state of the United States who enters this state in fresh pursuit, and continues within this state in such fresh pursuit, of a person in order to arrest him on the ground that he is believed to have committed a felony in such other state, shall have the same authority to arrest and hold such person in custody, as has any member of any duly organized state, county or municipal peace unit of this state, to arrest and hold in custody a person on the ground that he is believed to have committed a felony in this state.

History: 1937, Act 189, Imd. Eff. July 14, 1937;—CL 1948, 780.101.

780.102 Uniform act on fresh pursuit; procedure.

Sec. 2. If an arrest is made in this state by an officer of another state in accordance with the provisions of section 1 of this act, he shall without unnecessary delay take the person arrested before a magistrate of the county in which the arrest was made, who shall conduct a hearing for the purpose of determining the lawfulness of the arrest. If the magistrate determines that the arrest was lawful he shall commit the person arrested to await for a reasonable time the issuance of an extradition warrant by the governor of this state. If the magistrate determines that the arrest was unlawful he shall discharge the person arrested.

History: 1937, Act 189, Imd. Eff. July 14, 1937;—CL 1948, 780.102.

780.103 Section one construed.

Sec. 3. Section 1 of this act shall not be construed so as to make unlawful any arrest in this state which would otherwise be lawful.

History: 1937, Act 189, Imd. Eff. July 14, 1937;—CL 1948, 780.103.

780.104 State; construction of term.

Sec. 4. For the purpose of this act the word “state” shall include the District of Columbia.

History: 1937, Act 189, Imd. Eff. July 14, 1937;—CL 1948, 780.104.

780.105 Fresh pursuit; definition.

Sec. 5. The term “fresh pursuit” as used in this act shall include fresh pursuit as defined by the common law, and also the pursuit of a person who has committed a felony or who is reasonably suspected of having committed a felony. It shall also include the pursuit of a person suspected of having committed a supposed felony, though no felony has actually been committed, if there is reasonable ground for believing that a felony has been committed. Fresh pursuit as used herein shall not necessarily imply instant pursuit, but pursuit without unreasonable delay.

History: 1937, Act 189, Imd. Eff. July 14, 1937;—CL 1948, 780.105.

780.106 Certified copies of act; executive department of states.

Sec. 6. Upon the passage and approval by the governor of this act it shall be the duty of the secretary of state to certify a copy of this act to the executive department of each of the states of the United States.

History: 1937, Act 189, Imd. Eff. July 14, 1937;—CL 1948, 780.106.

780.108 Uniform act on fresh pursuit; short title.

Sec. 8. This act may be cited as the “uniform act on fresh pursuit.”

History: 1937, Act 189, Imd. Eff. July 14, 1937;—CL 1948, 780.108.

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