

SETTING ASIDE CONVICTIONS (EXCERPT)
Act 213 of 1965

***** 780.621h.added THIS ADDED SECTION IS EFFECTIVE APRIL 11, 2021 *****

780.621h.added Reinstatement of conviction set aside without application.

Sec. 1h. (1) Upon the occurrence of 1 of the circumstances under subsection (2) or (3), a conviction that was set aside by operation of law under section 1g shall be reinstated by the court as provided in this section.

(2) If it is determined that a conviction was improperly or erroneously set aside under section 1g because the conviction was not eligible to be set aside under section 1g or any other provision of this act, the court shall, on its own motion, reinstate the conviction.

(3) Upon a motion by a person owed restitution, or on its own motion, the court shall reinstate a conviction that was set aside under section 1g for which the individual whose conviction was set aside was ordered to pay restitution if the court determines that the individual has not made a good-faith effort to pay the ordered restitution.

History: Add. 2020, Act 193, Eff. Apr. 11, 2021.