



Report on Public Policy Position

Name of Section:

Family Law Section

Contact Person:

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Bill Number:

HB 4731 (Bieda) Family law; other; lewd and lascivious cohabitation; repeal prohibition. Amends sec. 335 of 1931 PA 328 (MCL 750.335).

Date position was adopted:

June 2, 2007

Process used to take the ideological position:

Position adopted after discussion and vote at a scheduled meeting

Number of members in the decision-making body:

21

Number who voted in favor and opposed to the position:

16 Voted for position

1 Voted against position

0 Abstained from vote

4 Did not vote

Position:

Support

Explanation of the position, including any recommended amendments:

HB 4731 repeals the criminal code section making lewd and lascivious cohabitation a crime. The committee felt that the current law is not enforceable and the widespread disregard of this provision breeds disrespect for the law. The provision is occasionally used by courts to justify aberrant family law decisions, and should be stricken from the law. The Council supports this bill.

The text (may be provided by hyperlink) of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report:

<http://legislature.mi.gov/doc.aspx?2007-HB-4731>