

# HOUSE BILL No. 6007

June 9, 2004, Introduced by Reps. Stakoe, Nofs, Vander Veen, Ward, Stahl, Gaffney, Wenke, Hune and Newell and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
(MCL 760.1 to 777.69) by adding section 2a to chapter X.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11

CHAPTER X

Sec. 2a. A motion to withdraw a plea of guilty or nolo  
contendere is subject to all of the following:

(a) The motion shall be made within 1 year after the court  
entered the plea on the record.

(b) A prosecuting attorney from any county in this state has  
standing to challenge the motion in the court in which the motion  
was filed if that prosecuting attorney has filed a charge against  
the person making the motion.

(c) The moving party shall notify the prosecuting attorney in  
each county in which the person was convicted of or is charged

1 with the same or a substantially similar offense that the person  
2 was convicted of or is charged with that offense.