

STATE OF MICHIGAN

IN THE TENTH JUDICIAL CIRCUIT, COUNTY OF SAGINAW

In the matter of the Make-Up Visitation
Policy, Domestic Relations Cases in
Saginaw County

Administrative Order 1985-5

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On the Court's own Motion and under the provisions of MCR 8.112(B), and pursuant to the approval received from the Supreme Court of the State of Michigan;

IT IS ORDERED that the make-up visitation policy for domestic relations cases is as follows:

- A. In all domestic relations cases in Saginaw County where a visitation order has been entered, the make-up visitation policy of this administrative order shall be applicable as provided by this order.
- B. The Saginaw County Friend of the Court shall develop and make available at its office an approved form for use by a noncustodial parent to submit a complaint that visitation has been wrongfully denied by the custodial parent.
- C. Make-up visitation shall be available where the noncustodial parent gives written notice to the Friend of the Court of the alleged denial within seven (7) days of the alleged denial.
- D. Within five (5) days of the receipt of a notice of denial of visitation under subsection C, the Friend of the Court shall send to the custodial parent the notice required by Section 42(5)(a) of the Support and Visitation Enforcement Act, MCLA 552.642(5)(a); MSA 25.164(42)(5)(a). Said notice shall advise the custodial parent of the availability of a referee hearing where the custodial parent disputes the alleged denial of visitation and shall include a section whereby the custodial parent may request such a hearing by signing the form and returning same to the Office of the Circuit Court Referee.
- E. Upon receipt of a request for a referee hearing, the Office of the Circuit Court Referee shall schedule a hearing for a date within twenty-one (21) days of the date of the request. Notice of said hearing date shall be sent to each party.
- F. If the referee determines that visitation was wrongfully denied, an order shall be entered giving the noncustodial parent make-up visitation. The type of visitation shall be as provided by Section 42(3) of the Support and Visitation Enforcement Act, MCLA 552.642 (3); MSA 25.164(42)(3). Entry of the order will occur after expiration of the fifteen (15) day appeal period.
- G. Either party may appeal the referee's decision by filing a motion for a de novo hearing within fifteen (15) days of the referee's decision and proceeding under LCR 3.200 (1).
- H. In order to make each party aware of the make-up visitation policy, the provisions of this administrative order shall be reprinted on the reverse side of the complaint form and of the notice of alleged denial of visitation form to be utilized under this policy.

This administrative order may be cited as "Tenth Judicial Circuit Administrative Order 1985-5". Same shall have immediate effect.

Dated: March 7, 1985

FRED J. BORCHARD, Chief Circuit Judge

COUNTERSIGNED:

[Signature]
Deputy Clerk