

SUBSTITUTE FOR
HOUSE BILL NO. 5257

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 409b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 409B. (1) A PERSON SHALL NOT KNOWINGLY POSSESS RANSOMWARE
2 WITH THE INTENT TO USE OR EMPLOY THAT RANSOMWARE FOR THE PURPOSE OF
3 INTRODUCTION INTO THE COMPUTER, COMPUTER DATA, COMPUTER SYSTEM, OR
4 COMPUTER NETWORK OF ANOTHER PERSON, WITHOUT AUTHORIZATION OF THE
5 OTHER PERSON. A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A
6 FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 3 YEARS.

7 (2) AS USED IN THIS SECTION, "RANSOMWARE" MEANS A COMPUTER OR
8 DATA CONTAMINANT, ENCRYPTION, OR LOCK THAT HAS THE ABILITY TO BE
9 PLACED OR INTRODUCED WITHOUT AUTHORIZATION INTO A COMPUTER,

1 COMPUTER SYSTEM, OR COMPUTER NETWORK AND THAT RESTRICTS ACCESS BY
2 AN AUTHORIZED PERSON TO A COMPUTER, COMPUTER DATA, COMPUTER SYSTEM,
3 OR COMPUTER NETWORK IN A MANNER THAT ENABLES THE PERSON RESPONSIBLE
4 FOR THE PLACEMENT OR INTRODUCTION OF THE RANSOMWARE TO DEMAND
5 PAYMENT OF MONEY OR OTHER CONSIDERATION TO REMOVE THE COMPUTER
6 CONTAMINANT, RESTORE ACCESS TO THE COMPUTER, COMPUTER SYSTEM,
7 COMPUTER NETWORK, OR DATA, OR OTHERWISE REMEDIATE THE IMPACT OF THE
8 COMPUTER CONTAMINANT OR LOCK. RANSOMWARE DOES NOT INCLUDE
9 AUTHENTICATION REQUIRED TO UPGRADE OR ACCESS PURCHASED CONTENT.

10 Enacting section 1. This amendatory act takes effect 90 days
11 after the date it is enacted into law.