



HOUSE BILL No. 5807

April 25, 1996, Introduced by Reps. Bodem, DeHart, McBryde, Hill, London, Law, Brackenridge, Yokich, Oxender, McNutt, Goschka, Dalman, Voorhees, Profit, Hammerstrom, Pitoniak and Kukuk and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 1608 of Act No. 451 of the Public Acts of 1994, entitled
"Natural resources and environmental protection act,"
as added by Act No. 60 of the Public Acts of 1995, being section 324.1608 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1608 of Act No. 451 of the Public Acts
2 of 1994, as added by Act No. 60 of the Public Acts of 1995, being
3 section 324.1608 of the Michigan Compiled Laws, is amended to
4 read as follows:

5 Sec. 1608. A person who knowingly or willfully obstructs,
6 resists, or opposes the department, an officer appointed by the
7 department, or any other peace officer in the performance of the
8 duties and execution of the powers prescribed in this part or in
9 any ~~statute or~~ OTHER law, in making an arrest or search as

1 provided in this part, or in serving or attempting to serve or
2 execute any process or warrant issued by lawful authority, or who
3 obstructs, resists, opposes, assaults, beats, or wounds the
4 department, any officer appointed by the department, or any other
5 peace officer while the department or officer is lawfully making
6 an arrest or search, lawfully serving or attempting to serve or
7 execute any such process or warrant, or lawfully executing or
8 attempting to execute or lawfully performing or attempting to
9 perform any of the powers and duties provided for in the statutes
10 or laws described in section 1601, is guilty of a ~~misdemeanor~~
11 CRIME, punishable as provided in section 81C OR 479 of the
12 Michigan penal code, Act No. 328 of the Public Acts of 1931,
13 being ~~section~~ SECTIONS 750.81C AND 750.479 of the Michigan
14 Compiled Laws. In making an arrest or search as provided in this
15 part, or in serving or attempting to serve or execute any process
16 or warrant, the department, any officer appointed by the depart-
17 ment, or any other peace officer shall identify himself or her-
18 self by uniform, badge, insignia, or official credentials.

19 Section 2. This amendatory act shall not take effect unless
20 Senate Bill No. _____ or House Bill No. 5806 (request
21 no. 06555'95) of the 88th Legislature is enacted into law.