



# SENATE BILL No. 870

February 15, 1996, Introduced by Senators ROGERS, BENNETT, GOUGEON and HOFFMAN and referred to the Committee on Judiciary.

A bill to amend Act No. 328 of the Public Acts of 1931, entitled as amended

"The Michigan penal code,"

as amended, being sections 750.1 to 750.568 of the Michigan Compiled Laws, by adding section 186a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 328 of the Public Acts of 1931, as  
2 amended, being sections 750.1 to 750.568 of the Michigan Compiled  
3 Laws, is amended by adding section 186a to read as follows:

4 SEC. 186A. (1) AN INDIVIDUAL WHO IS PLACED IN A JUVENILE  
5 FACILITY AND WHO ESCAPES OR ATTEMPTS TO ESCAPE FROM THAT JUVENILE  
6 FACILITY OR FROM THE CUSTODY OF AN EMPLOYEE OF THAT JUVENILE  
7 FACILITY IS GUILTY OF A CRIME AS FOLLOWS:

8 (A) IF THE INDIVIDUAL WAS PLACED IN THE JUVENILE FACILITY  
9 FOR COMMITTING A VIOLATION THAT IF COMMITTED BY AN ADULT WOULD BE

1 A MISDEMEANOR, THE INDIVIDUAL IS GUILTY OF A FELONY PUNISHABLE BY  
2 IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR A FINE OF NOT MORE THAN  
3 \$1,000.00, OR BOTH.

4 (B) IF THE INDIVIDUAL WAS PLACED IN THE JUVENILE FACILITY  
5 FOR COMMITTING A VIOLATION THAT IF COMMITTED BY AN ADULT WOULD BE  
6 A FELONY, THE INDIVIDUAL IS GUILTY OF A FELONY PUNISHABLE BY  
7 IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR A FINE OF NOT MORE THAN  
8 \$2,000.00, OR BOTH.

9 (2) AS USED IN THIS SECTION:

10 (A) "ESCAPE" MEANS TO LEAVE WITHOUT LAWFUL AUTHORITY.

11 (B) "JUVENILE FACILITY" MEANS A COUNTY FACILITY, AN INSTITU-  
12 TION OPERATED AS AN AGENCY OF THE COUNTY OR THE JUVENILE DIVISION  
13 OF THE PROBATE COURT, OR A STATE INSTITUTION OR AGENCY DESCRIBED  
14 IN THE YOUTH REHABILITATION SERVICES ACT, ACT NO. 150 OF THE  
15 PUBLIC ACTS OF 1974, BEING SECTIONS 803.301 TO 803.309 OF THE  
16 MICHIGAN COMPILED LAWS, TO WHICH THE INDIVIDUAL HAS BEEN COMMIT-  
17 TED UNDER SECTION 18(1)(E) OF CHAPTER XIIIA OF ACT NO. 288 OF THE  
18 PUBLIC ACTS OF 1939, BEING SECTION 712A.18 OF THE MICHIGAN  
19 COMPILED LAWS, OR UNDER SECTION 27A OF CHAPTER IV OR SECTION 1 OF  
20 CHAPTER IX OF THE CODE OF CRIMINAL PROCEDURE, ACT NO. 175 OF THE  
21 PUBLIC ACTS OF 1927, BEING SECTIONS 764.27A AND 769.1 OF THE  
22 MICHIGAN COMPILED LAWS.