
Senate Fiscal Agency
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SFA**BILL ANALYSIS**

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Senate Bill 474 (Substitute S-1 as reported)
Sponsor: Senator Mike Rogers
Committee: Judiciary

CONTENT

The bill would amend Chapter 7 of the Code of Criminal Procedure to delete provisions under which a witness may not be *prosecuted* for crimes about which he or she testifies, if the witness has been granted immunity (i.e., transactional immunity). Instead, the bill provides that if a witness were granted immunity, his or her testimony and any information derived from it could not be *used* against the witness in a criminal case (i.e., the witness would be granted use immunity). The testimony could be used, however, for impeachment purposes or in a prosecution for perjury or otherwise failing to comply with the immunity order.

Provisions that the bill would amend pertain to pretrial proceedings and grand juries.

The bill is tie-barred to Senate Bills 473, 475, and 476.

MCL 767.6 & 767.19b

Legislative Analyst: S. Lowe

FISCAL IMPACT

The bill would have an indeterminate impact on the criminal justice system. The extent, if any, to which the bill would affect convictions cannot be estimated.

Date Completed: 11-10-97

Fiscal Analyst: B. Bowerman