

SENATE BILL NO. 1261

September 15, 1998, Introduced by Senator YOUNG and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 81c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 81C. (1) AN INDIVIDUAL WHO ASSAULTS OR BATTERS ANOTHER
2 INDIVIDUAL AND CAUSES PHYSICAL INJURY TO THAT OTHER INDIVIDUAL IS
3 GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 4
4 YEARS OR A FINE OF NOT MORE THAN \$2,500.00, OR BOTH, IF ANY OF
5 THE FOLLOWING APPLY:

6 (A) THE VICTIM WAS ASSAULTED OR BATTERED WHILE HER OR SHE
7 WAS OPERATING A PUBLIC TRANSIT VEHICLE OR OTHERWISE ENGAGING IN
8 HIS OR HER DUTIES AS THE OPERATOR OF THE PUBLIC TRANSIT VEHICLE.

9 (B) THE VICTIM WAS A PASSENGER IN OR ON THE PUBLIC TRANSIT
10 VEHICLE.

1 (C) THE VICTIM WAS LURED OR REMOVED FROM THE PUBLIC TRANSIT
2 VEHICLE BY THE OFFENDER OR ANOTHER PERSON AT THE DIRECTION OF THE
3 OFFENDER FOR PURPOSES OF A CONFRONTATION OR THE ASSAULT OR
4 BATTERY.

5 (D) THE VICTIM WAS ATTEMPTING TO LAWFULLY ENTER OR EXIT THE
6 PUBLIC TRANSIT VEHICLE.

7 (2) AS USED IN THIS SECTION, "PUBLIC TRANSIT VEHICLE" MEANS
8 A PUBLICLY OWNED OR PRIVATELY OWNED VEHICLE USED FOR PROVIDING
9 TRANSPORTATION SERVICES FOR THE GENERAL PUBLIC WITHOUT CHARGE OR
10 FOR A FEE.